The State of New Hampshire
Insurance Department
21 South Fruit Street, Suite 14
Concord, NH 03301
(603) 271-2261 Fax (603) 271-1406
TDD Access: Relay NH 1-800-735-2964

Christopher Nicolopoulos
Commissioner

Alexander K. Feldvebel
Deputy Commissioner

Bulletin
Docket No.: 20-030-AB

TO: All Property & Casualty Insurance Companies

FROM: Commissioner Christopher R. Nicolopoulos, Esq.

DATE: April 20, 2020

RE: COVID-19 P&C Expedited Reviews and Application of Certain Unfair
Insurance Trade Practices Laws

The Department issued a Bulletin on April 10, 2020 entitled COVID-19 Auto
Insurance Payback and Credit Programs, Expedited Review. See Bulletin 20-025-AB.
The bulletin addresses how automobile insurers can obtain expedited reviews of
paybacks and credits. Since the issuance of Bulletin 20-025-AB, the Department has
received filings for automobile and other lines of insurance that include offerings
other than automobile paybacks and credits. Consequently, the Department has
decided that further guidance is appropriate.

The COVID-19 pandemic has altered insurers’ assumptions about risks in various
property and casualty lines. Insurers have, for example, made premium changes to
automobile policies due the reduced driving that has resulted from the Governor’s
stay-at-home order. Insurers have also provided some expanded coverages (examples:
permitting some expanded commercial uses under personal lines automobile policies
for delivery drivers and additional living expenses coverage for hospital workers
under homeowners’ policies) that are reasonably related to the COVID-19 pandemic
without adding any rate to the policy. The Commissioner commends these efforts
and continues to encourage other insurers to follow suit where appropriate by making
form and/or rate filings consistent with one of the approaches described in the
Bulletin 20-025-AB.
The Commissioner will not consider the above-detailed types of COVID-19-related changes to be unfairly discriminatory practices to the extent that they are reasonably and consistently applied. The Commissioner will further not regard such reasonably and consistently applied COVID-19-related changes to be violations of statutes that govern the return of premium to policyholders, limit the frequency of premium changes, or prohibit improper rebates to induce the purchase or retention of insurance so long as a filing is provided for expedited review. Although most of these actions to date have been for personal automobile insurance, this bulletin applies to all lines of property and casualty insurance.

This Bulletin will remain in effect until withdrawn by the Commissioner. For further information or to discuss the content of this bulletin, please contact Christian Citarella at the New Hampshire Insurance Department. He can be reached at (603) 271-2113 or by e-mail at Christian.G.Citarella@ins.nh.gov.