

the event that the aggregate amount of surcharges received by any association member company during the applicable recoupment year is less than that member's assessment contribution for which the surcharges were collected, the member's authorized surcharge under subsection (e) of this section shall be increased accordingly for the next appropriate recoupment year. In the event that the aggregate amount of surcharges received by any association member company during the applicable recoupment year is greater than that member's assessment contribution for which the surcharges were collected, the member shall deposit the excess as provided in § 243N(b) and shall receive a credit for the amount deposited against the next appropriate assessment under § 243A and this section. THE ANNUAL ASSESSMENT ALLOCATION PERCENTAGE MAY BE ADJUSTED BY THE INDUSTRY AUTOMOBILE INSURANCE ASSOCIATION ON BEHALF OF ANY MEMBER COMPANY IN ORDER TO REFLECT ANY RECOUPMENT SURPLUS OR SHORTFALL FOR THE PRIOR APPLICABLE RECOUPMENT YEAR.

(h) Each member may keep separate and detailed records of any expenses actually incurred that are directly attributable to the collection of the surcharge authorized under subsection (f). Upon verification, and if relevant, these expenses shall be considered as appropriate cost items by the Insurance Commissioner in any subsequent rate filing by the member.

(i) The Fund shall, for the year beginning July 1, 1984, and for every subsequent year thereafter, surcharge all its policyholders, as though it were a member of the [I.A.I.A.] INDUSTRY AUTOMOBILE INSURANCE ASSOCIATION, in conformity with the procedures and requirements established in subsections (d) [-] THROUGH (h) above, except that there shall be no payment of any moneys by the Fund to the association's insufficiency assessment reserve [fund] FUNDS. The surcharges assessed and received by the Fund shall be separately accounted for by the Fund.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1986.

Approved May 13, 1986.

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CHAPTER 444

(House Bill 329)

AN ACT concerning

Insurance - Regulation of Competitive Rating

FOR the purpose of ~~repealing--a--certain--provision--of--law~~  
~~pertaining-to-the-termination~~ extending the termination date  
of a certain Act concerning Regulation of Competitive Rating