

Texas Department of Insurance
Notice of Workers Compensation Filing:
National Council on Compensation Insurance *Item 02-TX-2016*

Description:

- The National Council on Compensation Insurance (NCCI) filed *Item 02-TX-2016—Revisions to the Negotiated Deductible Program Option in the Texas Miscellaneous Rules* to establish eligibility requirements for wrap-up construction project policies.
- A wrap-up construction project, also known as a consolidated insurance program, an owner-controlled insurance program, or a contractor-controlled insurance program, uses individual policies for each contractor or subcontractor working on the project. The current Texas rule allows a contractor to qualify for a negotiated deductible based on its own individual total manual premium.
- *Item 02-TX-2016* would allow contractors in a wrap-up construction project to combine their total manual premiums to qualify for a negotiated deductible under Deductible Program Rule D-2-a in the Texas Miscellaneous Rules section of the NCCI *Basic Manual for Workers Compensation and Employers Liability Insurance*.
- *Item 02-TX-2016* also changes "estimated annual premium" to "total manual premium" for consistency with other rules, and makes minor formatting revisions.

Affected NCCI Manuals:

- *Basic Manual for Workers Compensation and Employers Liability Insurance*

Effective Date: The filing proposes that the changes in *Item 02-TX-2016* apply to new and renewal policies issued on and after January 1, 2017.

Review and Comment:

- TDI prepared this notice. You may review a copy of NCCI's filing in the Office of the Chief Clerk of the Texas Department of Insurance, 333 Guadalupe Street, Austin, Texas 78701; or on the TDI website at www.tdi.texas.gov/rules/2016/nccimanual.html during the comment period.
- To comment on the filing or to request a hearing, submit two copies of your comments or hearing request by 5 p.m., Central time, on December 2, 2016. Refer to TDI ECase No. 11929.
 - Send one copy to ChiefClerk@tdi.texas.gov or to the Office of the Chief Clerk, Mail Code 113-2A, Texas Department of Insurance, P.O. Box 149104, Austin, Texas 78714-9104.
 - Send the other copy to Marianne.Baker@tdi.texas.gov, or to Marianne Baker, Director, Property and Casualty Lines Office, Mail Code 104-PC, Texas Department of Insurance, P.O. Box 149104, Austin, Texas 78714-9104.

Notice of Filing – NCCI
Item 02-TX-2016
Page 2 of 2

Procedure: NCCI filed *Item 02-TX-2016* (TDI ECase No. 11929; SERFF Tracking No. NCCI-130748533) with the Texas Department of Insurance on September 29, 2016, under the workers compensation manual rule filing procedure adopted in Commissioner's Order No. 3142, dated March 21, 2014.

Issued in Austin, Texas on October 28, 2016.

A handwritten signature in cursive script, reading "Norma Garcia", is written over a horizontal line.

Norma Garcia, General Counsel
Texas Department of Insurance