



PUBLIC PROTECTION CABINET

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The following guidance is to advise the reader of the current position of the Kentucky Department of Insurance (“the Department”) on the specified issue.

TO: All Insurers Offering Mine Subsidence Insurance in the Commonwealth of Kentucky, Reinsurers, Insurance Agents, and Administrators Participating in the Mine Subsidence Insurance Fund’s Operation pursuant to KRS 304.44-010 through KRS 304.44-130

FROM: Sharon P. Clark, Commissioner
Kentucky Department of Insurance

RE: Extension of Quarterly Mine Subsidence Premium Payments

DATE: April 15, 2020

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The Kentucky Department of Insurance (“Department”) issues this guidance pursuant to Executive Order 2020-220, State of Emergency Relating to Insurance.

On March 6, 2020, Governor Beshear issued Executive Order 2020-215 declaring a State of Emergency due to the COVID-19 pandemic. On March 9, 2020, Governor Andy Beshear issued Executive Order 2020-220 giving the Commissioner of Insurance the authority to temporarily waive, suspend, and/or modify the operation of any statute or administrative regulation currently in place under the purview of the Kentucky Department of Insurance in order to best serve the interest of the public health, safety, and welfare during the state of emergency related to COVID-19.

The Mine Subsidence Insurance Fund was established by and operates pursuant to KRS 304.44-010 through KRS 304.44-130. Many companies have reinsurance agreements for mine subsidence on file with the Department of Insurance. The companies pay a portion of the premium collected for mine subsidence for each quarter to the Mine Subsidence Insurance Fund. The premium for the first quarter (January 1 through March 31) would normally be due on May 15, 2020. The Department of Insurance has received inquiries requesting an extension of this deadline due to the COVID-19 pandemic’s impact on company books of business. In light of the COVID-19

pandemic, the Department is extending the first quarter premium deadline until August 15, 2020. This results in both the first quarter and second quarter premiums being due on August 15, 2020.

This guidance will be in effect until August 15, 2020.

/s/ Sharon P. Clark

Sharon P. Clark, Commissioner
Kentucky Department of Insurance