The Title Office Staff recommends that the Commissioner of Insurance amend Rate Rule R-11 to add references to the appropriate corresponding Procedural Rules and promulgated forms. Agenda Item 2008-61 amended R-11 to delete item (j) due to the recession of the Last Dollar Endorsement effective 01/01/2011.

Applicable changes due to the alpha changes in Rate Rule R-11 are also being proposed for Procedural Rule P-9. The suggested change by TLTA under Agenda Item \_\_\_\_ as to R-11 (D) is also incorporated herein.

The recommended changes are as follows:

**R-11. Loan Policy Endorsement**--Applicable only as provided in rule P-9.

a. Endorsement issued as provided in Rules P-9b(1) and P-9b(2)--The minimum Basic Premium Rate shall be charged for each T-3 Endorsement (Assignment of Mortgage) issued after the date of the original policy. In no event, however, shall such premium exceed 50% of the premium applicable to the original Loan Policy under the Schedule of Basic Rates.

b. Endorsement issued as provided in Rule P-9b(3)--A premium of $100.00 shall be charged for each Endorsement Form T-38 Partial Release, Release of Additional Collateral, Modification Agreement, Reinstatement Agreement, or Release from Personal Liability issued within one year after the date of the original policy. If issued after said one year period, an additional $10.00 shall be charged for each twelve-month period thereafter, or a part thereof. In no event, however, shall such premium exceed 50% of the premium applicable to the original Loan Policy under the Schedule of Basic Rates.

c. Endorsement issued as provided in Rule P-9b(4) --A premium of $50.00 shall be charged for the issuance of each ~~e~~Endorsement Form T-3 for Down Date Endorsement provided for in Rule P-9b(4).

d. Endorsement issued as provided in Rule P-9b(6)--A premium of $20.00 shall be charged for the issuance of each ~~e~~Endorsement Form T-33 Variable Rate Mortgage Endorsement or T-33.1 Variable Rate Mortgage – Negative Amortization Endorsement authorized by Rule P-9b(6) except that such additional premium charge shall not be made if an additional premium charge has been made for the Loan Policy (to which the Endorsement is attached) ~~under the second paragraph of Rate Rule R-4~~.

e. Endorsement issued as provided in Rule P-9b(7)--A premium of $20.00 shall be charged for the issuance of ~~e~~Endorsement ~~f~~Form T-31 Manufactured Housing Endorsement as provided for in Rule P-9b(7). A premium of $50.00 shall be charged for the issuance of ~~e~~Endorsement ~~f~~Form T-31.1 Supplemental Coverage Manufactured Housing Unit Endorsement as provided for in Rule P-9b(7).

f. Endorsement issued as provided in Rule P-9b(8)--A premium of $50.00 shall be charged for the issuance of each ~~e~~Endorsement Form T-35 Future Advance/Revolving Credit Endorsement provided for in Rule P-9b(8).

g. Endorsement issued as provided in Rule P-9b(9)--A premium of $25.00 shall be charged for the issuance of each ~~e~~Endorsement Form T-36 Environmental Protection Lien provided for in Rule P-9b(9).

h. Endorsement issued as provided in Rule P-9b(10)--A premium of $25.00 shall be charged for the issuance of the ~~e~~Endorsement Form T-39 Balloon Mortgage Endorsement provided for in Rule P-9b(10) if the endorsement is issued at the time of the issuance of the loan policy. A premium of $50.00 shall be charged for the issuance of the endorsement provided for in Rule P-9b(10) if the endorsement is issued subsequent to the issuance of the loan policy.

i. Endorsement issued as provided in Rule P-9b(11)--When the First Loss Endorsement (T-14) is issued with a Loan Policy of Title Insurance (T-2) in accordance with Rule P-9 b(11), the premium for the First Loss Endorsement (T-14) shall be $25.00.

j. Endorsement issued as provided in Rule P-9b(13)--When the Loan Policy Aggregation Endorsement (T-16) is issued with a Loan Policy of Title Insurance (T-2) in accordance with Rule P-9b(13), the premium for the Loan Policy Aggregation Endorsement (T-16) shall be $25.00.

k. Endorsement issued as provided in Rule P-9b(14)--When the Planned Unit Development Endorsement (T-17) is issued with a Loan Policy in accordance with Rule P-9b(14), the premium for the Planned Unit Development Endorsement (T-17) shall be $25.00. If the Company issues the Planned Unit Development Endorsement (T-17) on two or more title insurance policies which are issued simultaneously covering the same land, then the premium for the Planned Unit Development Endorsement (T-17) shall be charged only for one Planned Unit Development Endorsement (T-17).

l. Endorsement as provided in Rule P-9b(15)--When the Condominium Endorsement (T-28) is issued with a Loan Policy in accordance with Rule P-9b(15), the premium for each Condominium Endorsement (T-28) shall be $0.00.

JUSTIFICATION

This agenda item conforms the language to other rules and forms in the Basic Manual.