



# A Briefing on the Current Home Insurance Market in California:

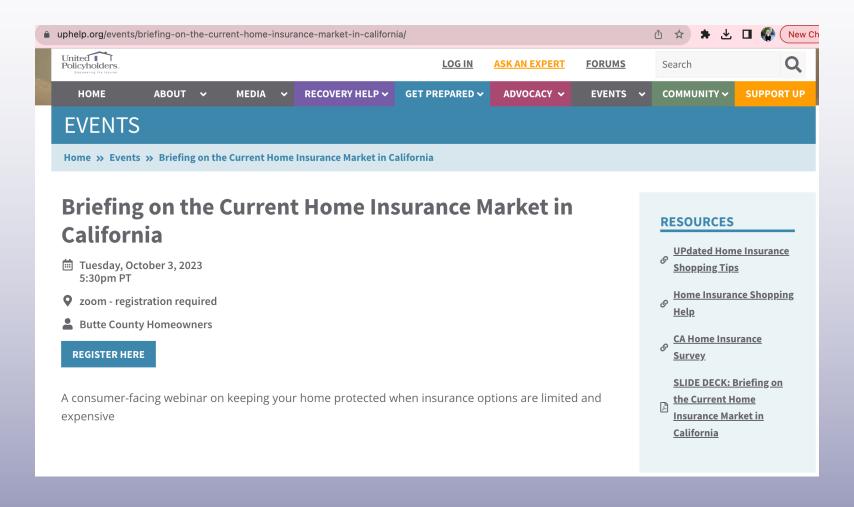
Risk Scores, Consumer Rights and Options, Mitigation incentives and rewards...Navigating a Crisis

Butte County, California

October 3<sup>rd</sup>, 2023



### To download today's slide deck



### About United Policyholders

- In business since 1991 as a consumer advocacy nonprofit that helps people with insurance matters
- Three main programs, various initiatives (WRAP, RISC)
- Trustworthy, plain language info
- Working hard to help Californians in wildfire-prone areas keep their homes insured during the current crisis
- UP Roadmap to Recovery program provides free guidance on insurance, replacing, rebuilding and navigating the recovery process after a partial or total catastrophic loss

### Amy Bach, UP Executive Director



- Co-founder, United Policyholders,
- Leading the Roadmap to Recovery®, Roadmap to Preparedness and Advocacy and Action programs since 1995
- A professional insurance consumer advocate since 1984
- Official Consumer Representative, National Association of Insurance Commissioners
- Member, Federal
   Advisory Committee on
   Insurance (US Treasury)
- Architect of the UP WRAP initiative

### Today's expert panel

- Warren Bullock, Broker-Realtor, American Homes and Land, Paradise
- Phil Irwin, Independent Agent / CA Fair Plan (El Dorado Hills)
- Lisa Strange, Northern CA Manager, CA Dept. of Insurance
- Karl Susman, CPCU, CIC, LUTCF, Susman Insurance Agency (Los Angeles)
- Steve Hawks, Director of Wildfire Policy, IBHS

# Help us continue to monitor and contribute to solving CA's property insurance crisis!

Please take our...

### www.uphelp.org/CAhomeSurvey

The data collected will help us help you.

THANK YOU!!!

### Bottom line...

- In brush-heavy regions and areas impacted by past wildfires, home ins options are very limited, premiums have doubled/tripled
- CA is experiencing a crisis that's impacting other states as well
- Current law allows insurers to non-renew for any reason, 75 days notice
- The first mandated insurance discounts for mitigation were approved for the Fair Plan
- Working with a good insurance agent/broker is a necessity
- California FAIR Plan is the fallback option, consider a DIC
- Avoiding underinsuring your assets is still very important!
- A recent announcement by Gov. Newsom and Ins. Comm'r Lara brings hope for restored options outside the Fair Plan



### Warren Bullock

Broker-Realtor, American Homes And Land

How is the crisis impacting real estate values, buyers and sellers in Butte County?

### What are the current rules?

- Insurer must give 75 days notice before non-renewing
- Gov't can't force a private insurer to insure your home
- CA Fair Plan must "take all comers" (w/a few exceptions) and give a discount to those who are Safer From Wildfires
- Insurer must tell you your Risk Score, provide an appeal
- Insurance pricing must be prior approved, not excessive or unfairly discriminatory
- Admitted insurers must give mitigation discounts (approval pending)

### The Lingo

Dropped/Nonrenewed: Your insurance company no longer wants to insure your home when the current contract expires (usually a one year term).

Cancelled: Your insurance company can cancel your insurance if you do not pay your insurance bills or lie to them about the condition of your home.

Difference in Conditions ("DIC") Insurance that can fill gaps in a CA Fair Plan policy.

Admitted/Non-Admitted: Two kinds of insurers. Fully or Lightly regulated, CIGA/not

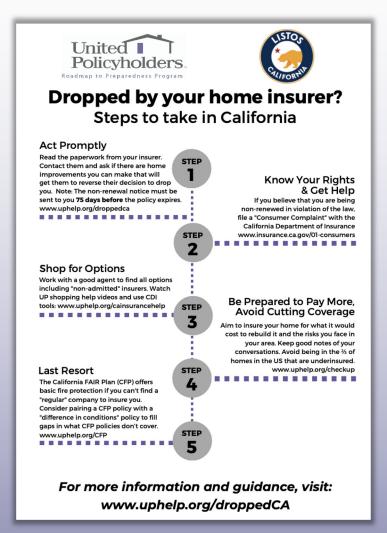
CA Guarantee Assn. (CIGA): Pays claims of admitted insurers that run out of money.

Protection Class: 10 categories insurers use to evaluate your city/town. Considers fire department, water supply, alarm/communication systems.

Risk Score: A number assigned to your home's wildfire risk level by a modeling system produced by a private company, generally not an insurer.

### Dropped by your Insurer?

- Start shopping right away
- Talk to neighbors and friends, shop on your own AND get help from a professional agent/broker
- Use the CA Department of Insurance's resources
  - www.insurance.ca.gov
- Use UP's resources https://tinyurl.com/2p8r2k27
- Ask good questions, keep good notes



### Why did you get non-renewed?

- Did the non-renewal notice give a reason?
- Were you given the chance to make home improvements in return for a renewal?
- Property condition issues (inspection revealed...)
- Insurer not insuring homes in your area
- Risk Score
  - Fuels, Access, Slope

In some cases, a non-renewal can get reversed, but these days...rarely

### Where can you turn for help?

- Independent agent/broker (access to multiple insurers)
- Captive agent (access to one insurer, possibly more)
- CA Dept. of Insurance <a href="www.insurance.ca.gov">www.insurance.ca.gov</a>, 1800 927-HELP
- Shop online
- The California Fair Plan <u>www.cfpnet.com</u>

### How UP is helping:

- Helping people navigate the crisis and keep their assets protected
- Advocating to restore affordable, available property insurance options, mitigation discounts and quality coverage.
- Working with the CA Dept. of Insurance, agent/broker volunteers, firefighting agencies, Fire Safe/Firewise, IBHS, scientists, insurers.
- Hosting an online mitigation help center <u>www.uphelp.org/WRAP</u>
- Hosting a monthly WRAP Working Group that pushed for the mitigation discount regs and risk score transparency, ongoing coordination
- Dialoguing with insurers, encouraging them to recognize the value of wildfire risk reduction and resume insuring condos and homes in WUI and suburban regions.

### 4 main types of ins. co

- Admitted/licensed
- Non-admitted/licensed
- Gov't sponsored (CA Fair Plan, CEA)
- Forced/Lender-placed

@ www.uphelp.org : Understanding different types of insurance companies

# Admitted/licensed Covered by the CA Insolvency Protection Fund

CA Fair Plan, Travelers, Safeco, The Hartford, USAA, CSAA, American Modern, American Family, Nationwide, Mercury, Progressive, Aegis

VISIT: <a href="https://interactive.web.insurance.ca.gov/apex">https://interactive.web.insurance.ca.gov/apex</a> extprd/f?p=400:50

Farmers Restricted
State Farm Restricted
Allstate Restricted
Nationwide Restricted

### Does CIGA matter?

#### Examples of "Non-admitted"/Surplus insurance companies

Atain - 3M max coverages combined. 10% ERC, pricey BigFoot – Very picky Broker/MGA Lexington - will write under certain conditions (150-200ft brush clearance, road width, etc) 30% wildfire deductible Heritage - An option, conservative on ITV and pricey Acceptance Casualty/Occidental KW Specialty First Capital Northlight (Allstate)

# Resources for checking on the financial strength of a brand you've never heard of

### consumers.ambest.com

Register (free), Search

OR, call 1(800) 424-2378 M-F 8:30-4:30 EST

# List of Approved Surplus Line Insurers (LASLI)

www.insurance.ca.gov

https://www.insurance.ca.gov/01-consumers/120-company/07-lasli/lasli.cfm

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### Installment payments

May not be an option for new policies, may be an option for renewals post 6 months

Not an option with non-admitteds

Some brokers/agencies will help w/premiums financing for some clients

Status?

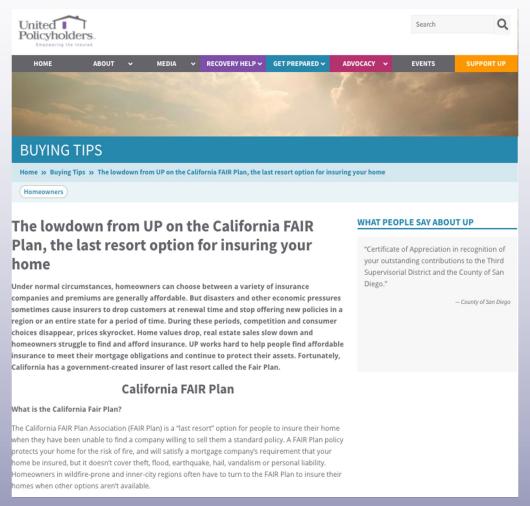
### How agents/brokers are helping:

- Assisting and educating consumers
- Tailoring policies (e.g. reduce Other Structures, Contents coverage)
- Actively seeking reliable, non-standard, non-admitted insurer options
- Understanding CFP and DIC options
- Keeping United Policyholders informed

### Agent qualifications

- Integrity
- Access to markets
- Current on options in today's CA home insurance marketplace
- Knowledgeable about the CA Fair Plan

# CA FAIR PLAN – Insurer of last resort www.uphelp.org/CFP



### Phil Irwin

Public Relations
 Representative, CA

 Fair Plan

 Independent Insurance Agent, El Dorado Hills





# California FAIR Plan, Insurer of Last Resort

- Purposes of the FAIR Plan (Insurance Code Section 10090)
  - To assure stability in the property insurance market for property located in the State of California.
  - To assure the availability of *basic property insurance* as defined by this chapter.
  - To encourage maximum use, in obtaining basic property insurance, of the normal insurance market provided brokers by admitted insurers and licensed surplus line brokers.
- To provide for the equitable distribution among admitted insurers of the responsibility for insuring qualified property....





# California FAIR Plan, Insurer of Last Resort

- · Not a state agency and not state- or taxpayer-funded
- Not for profit
- Not subject to Prop103
- Accepts properties regardless of wildfireexposure







### **Broker Information**

- Perform a diligent search for insurance in the voluntary market
- The FAIR Plan does not determine the adequacy of requested limits and coverages
- The FAIR Plan does not verify insurable interest
- Commission rates for brokers:
  - New business commissions for all policies are 10%
  - Renewal commissions for all policies are 8%
- Brokers are not agents or representatives of the FAIR Plan
- Brokers are not authorized to transact insurance coverage or receive information from others on behalf of the FAIR Plan



# FAIR Plan Today

- Ensuring access to basic property coverage
- Meeting increasing consumer needs
- Supporting a fragile insurance market
- Navigating financial instability

Growth By the Numbers	
Year	Total FAIR Plan Policies
2018	126,709
2019	160,302
2020	209,874
2021	242,318
2022	272,846
2023	320,216 (as of August)



#### FAIR Plan 10 Highest Wildfire Exposures

- 5 Highest Wildfire Exposure Concentrations in Northern and Southern California
- Lake Arrowhead exposure has grown by over 10% in 10 months
- Each exposure area represents a 7-mile quarter circle







#### Ramifications of FAIR Plan as Insurer of "First" Resort

- Becoming the insurer of "first" resort:
  - Expansion of limits (HOA)
  - Expansion of coverage (Farms and Cannabis)
  - Inadequate rates
- Potential consequences:
  - Indirect tax on consumers
  - Risk of assessment may force more insurers to withdraw from the market
  - Positioning the FAIR Plan as a competitor, rather than a stabilizer, of the voluntary market
  - Current conditions are trending toward a California unavailability crisis for consumers

FAIR Plan expands coverage, becomes insurer of first resort + continued inadequate rates

Subsidy / indirect tax to consumers (AB 1754)

Insurers have withdrawn or stopped writing coverage, accelerating unavailability crisis



### Recent Changes and What's Coming

#### **Latest Enhancements**

- · Home hardening discounts
- · Launched new FAIR Plan training course
- · Increased commercial coverage
- · Online credit card payment option
- Claims pay
- · Option to submit a photo

#### **Coming Soon**

- Increase commercial coverage limits to \$20 million per location
- Rate for condition
- · Monthly payment option
- Modernize the operating platform at the FAIR Plan
- · Broker product guides
- · Implementing Zesty AI and updated rates for Dwelling Fire





### **FAIR Plan Can be Part of Comprehensive Coverage**



### CA Fair Plan Add-On Options

- Extended coverage for windstorm or hail, explosion, riot, vehicles
- Vandalism
- Add Replacement Cost Coverage
- Contents: you have to specifically add extended coverage and/or vandalism for contents
- Optional increase of Fair Rental Value (up to 20%)
- Optional Increase Code Upgrade Coverage (up to 10%)
- Optional add 5% for Debris Removal coverage
- Optional increase of Other Structures coverage

### DIC / Supplemental Policy

- What's covered?
- What's excluded?
- Is it a Replacement Cost or Actual Cash Value Policy?
- Go over scenarios
- Get a few quotes on DIC policies, compare what is covered
- Bundled discount?

What do consumers need to know?

# No matter which insurer you end up with...

Your Dwelling "Coverage A" limit should be enough to replace your home with one similar size and features.

Ask local builders what the psf cost of new construction is, multiply that by the amount of your living space.

(Example: 2,000 sq foot home X \$400 psf would require \$800,000 Coverage A limit)

### What matters:

- Replacement coverage over ACV
- Extended replacement coverage
- Building Code Compliance/upgrade coverage
- Adequate dwelling and ALE limits
- Extra for art, jewelry, business property, guns
- Know what's excluded/limited: Flood, EQ, Mold, Earth Movement
- Deductible









# Common sub-limits and caps









# Home Insurance Check UP Questions to ask an ins. agent

Will this policy cover the <i>cost of rebuilding</i> my home to its pre-loss condition?
What causes of loss are <i>not covered</i> ?
Will my insurance cover the cost to upgrade electrical, plumbing and other building codes upgrades if I have to make repairs or rebuild my home?
For how long will my <i>temporary rent and related expenses</i> be covered while my home is being repaired or rebuilt after a loss?
What items are subject to <i>limits or exclusions</i> and for which of these limits or exclusions should I consider adding coverage?
What are my options for insuring my <i>home-based business</i> property and operations?
What discounts do you offer and how do I qualify for them?
How much can I save if I increase my <i>deductible</i> ? Flat or %?
Does this policy contain a wildfire deductible?

### Tips to save money:

- Seek out a pro-active insurance agent/broker
- Do as much mitigation as you can
- Raise your deductible
  - While shopping ask for a quote with different levels of deductible: \$1,000, \$2,500, \$5,000
  - A higher deductible will reduce your premium and you will be less likely to file a small claim
- Reduce/eliminate buckets of coverage you can live without (High dollar limits on contents, Other Structures)

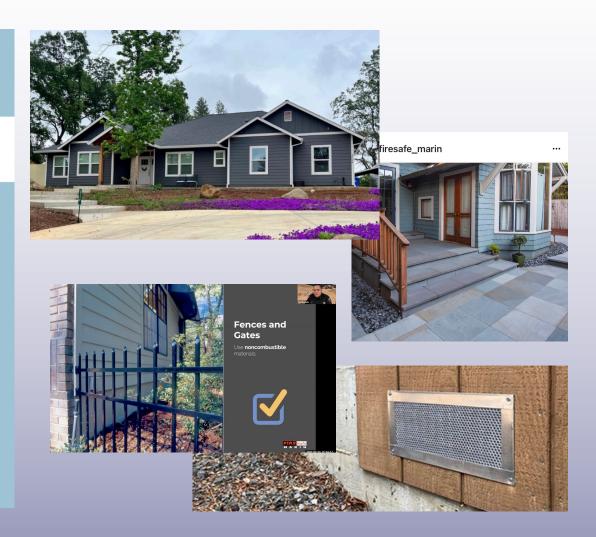
## Reduce risk, improve your chances





### Improve Your Home's Chances of Surviving a Wildfire

- · Have a Class A fire rated roof
- · Install screens to keep embers out
- Gutters should be kept clear of leaves and needles
- Clear plants so there's 5 feet of space around your home
- Remove all combustible materials from under and near decks
- Prune branches near the home
- If wood fencing touches your home, replace at least 5 ft. of it with metal
- To get help with the above, visit the WRAP Resource Center: www.uphelp.org/wrap



# How CDI is helping:

- Enforcing the 75 day required notice
- Enforcing non-renewal moratoriums
- Requiring insurers to reward mitigation
- Requiring insurers to disclose risk scores
- Approving justified insurer rate change requests, reducing where indicated
- Working to improve CFP options



Lisa Strange, Northern CA Outreach Manager Community Relations and Outreach Branch California Department of Insurance Bio – 2023

Lisa Strange is the Northern California Outreach Manager in the Community Relations and Outreach Branch of the California Department of Insurance.

Lisa has been with the Department since 2007 in various positions. Currently, Lisa oversees and manages the development, coordination and implementation of the outreach and education work plans throughout the state. Prior to this assignment, Lisa worked as the Special Projects Division Manager and carried out research projects covering health enforcement and senior issues; managed the Low Cost Auto Insurance Program; facilitated several goals of the Insurance Diversity Initiative; and implemented many other long-term policy initiatives.







### **Transparency on Risk Scores**

- Provides consumers with transparency about their wildfire risk score that insurance companies assign to properties
- Give consumers the right to appeal their risk determination

What is a risk score?

How do you find out your risk score?

Can you change your risk score?

# Know your risk, know your rights

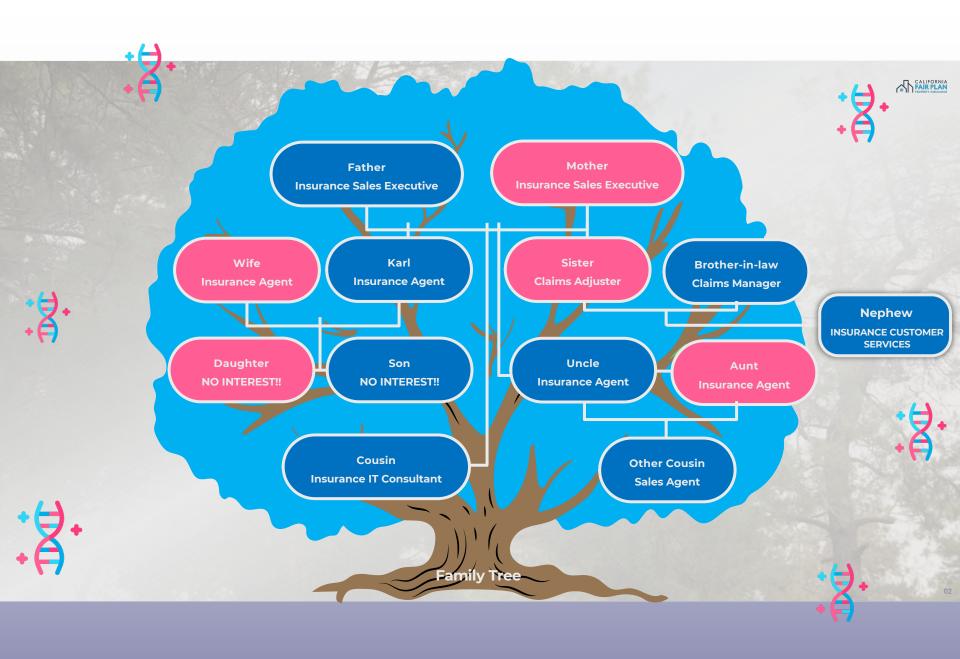
Insurance companies must provide a detailed wildfire risk score for your property

- When you apply for a policy
- Before a renewal or non-renewal of your policy
- Anytime you have completed a mitigation measure on your property and request the score
- Including how you can lower that score

You have a right to appeal the score if you believe it is inaccurate

If the appeal is denied, the Department of Insurance can help at 800-927-4357 or insurance.ca.gov





### **WILDFIRE**

### HARDENING DISCOUNTS

We are pleased to announce that the California FAIR Plan, in collaboration with the California Department of Insurance, has developed two new discounts for the Dwelling Fire Policy which recognize actions taken by individual policyholders to protect their properties from wildfire. These new Wildfire Hardening Discounts will be available on 8/23/2023, and will be available for new business, renewal business, and via midterm endorsement request.



### THERE ARE TWO WILDFIRE HARDENING

DISCOUNTS AVAILABLE



One for protecting the structure, and another for protecting the immediate surroundings of the dwelling.



When applied, these discounts will reduce the wildfire portion of the policy's premium by 10% and 5%, respectively.



These discounts can be obtained separately or together; policyholders do not need to qualify for one discount to qualify for the other.



### THERE ARE TWO WILDFIRE HARDENING

DISCOUNTS AVAILABLE



If a policyholder is eligible for both discounts, the total discount will be approximately 14.5% because the second discount is applied to the wildfire premium after the first discount is applied.



In order to qualify for these discounts, the insured property must meet the following qualifications.



All policies which receive the discounts will be inspected to confirm their eligibility and the discount(s) may be removed if the inspection reveals the property does not qualify.

### **HOW TO QUALIFY FOR THOSE DISCOUNTS**



### FOR THE WILDFIRE HARDENING – PROTECTING THE STRUCTURE DISCOUNT, THE PROPERTY MUST MEET **ALL** OF THE FOLLOWING QUALIFICATIONS



The dwelling must have a Class-A Fire Rated Roof (meaning composition shingle, stone, concrete or clay tile, or metal)



6 inches at the bottom of all exterior walls must be made of noncombustible material



Vents must be ember and fire resistant (wire mesh covering)



Windows must be double paned



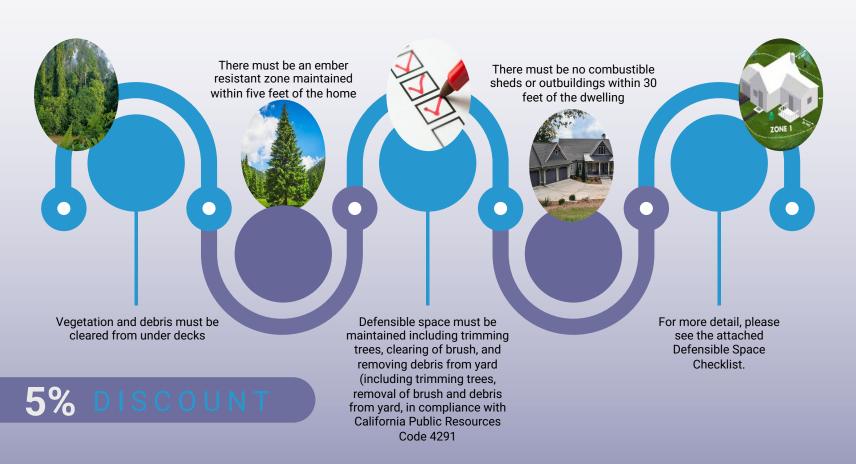
Eaves must be enclosed

10% DISCOUNT

### WILDFIRE HARDENING



### PROTECTING THE IMMEDIATE SURROUNDINGS DISCOUNT, THE PROPERTY MUST MEET **ALL** OF THE FOLLOWING QUALIFICATIONS:



0-





# Why Defensible Space Matters?

- Homes can be threatened by:
  - Wind-blown embers
  - Radiant heat
  - Direct flame contact

- 60-90% of home loss is due to embers.
- Embers originate from an approaching wildfire or small parts of nearby burning vegetation and construction materials.

### Steven Hawks

Director of Wildfire Policy, Institute for Home and Business Safety (IBHS)

Retired Assistant
Deputy, California
Department of Forestry
and Fire Protection
(CAL FIRE)





# Wildfire Prepared

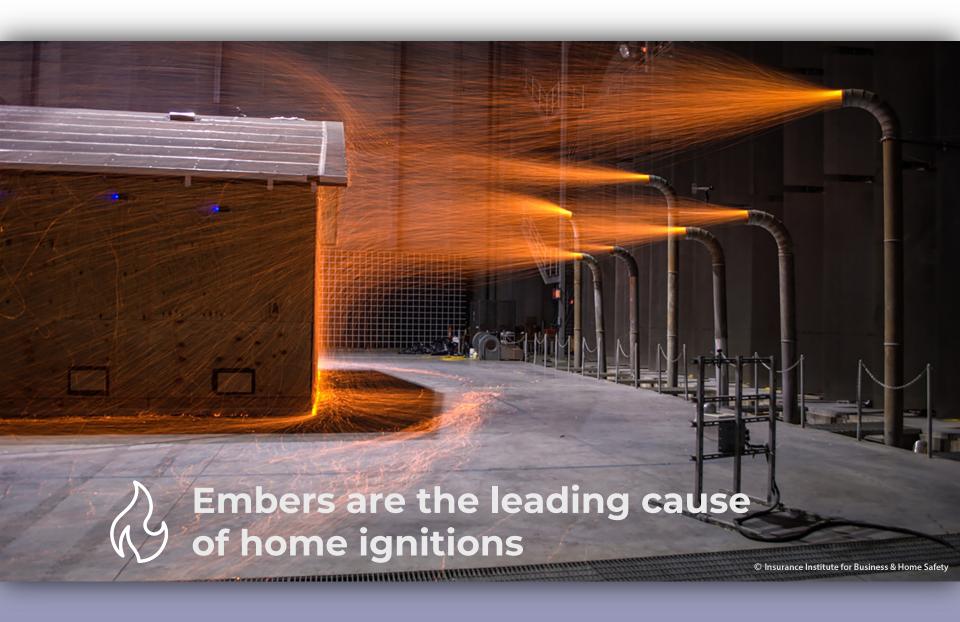
Research and Resilience

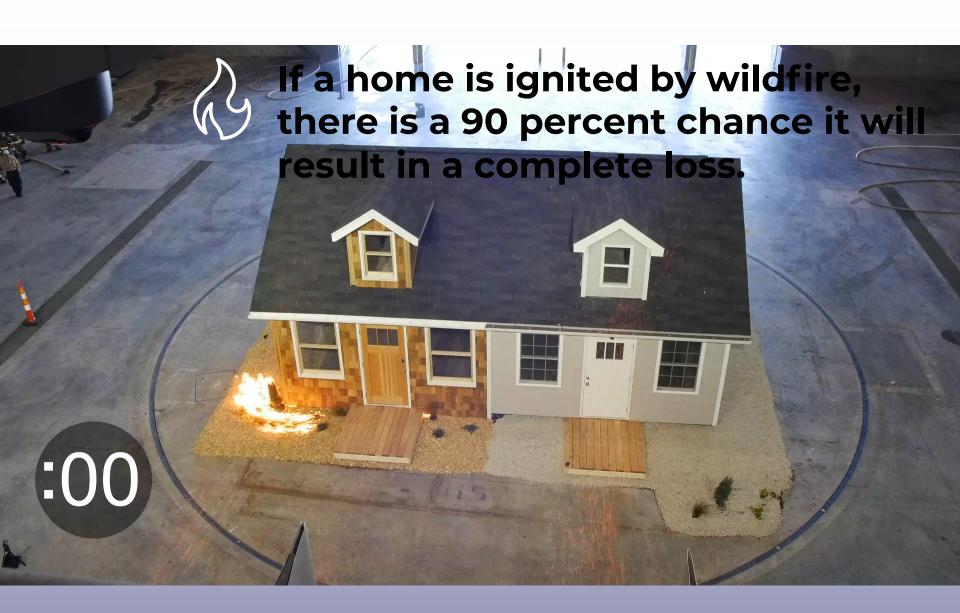
**Director of Wildfire Policy** 

**Steve Hawks** 

Insurance Institute for Business & Home Safety









# Designation Process



Initial Process Explore the Homeowner Guide

Take the Free Online Home Assessment

Apply

Inspection

IBHS QA & Designation

Ongoing Process Annual Landscape Review

Re-Designation



# How has the CA legislature helped with the crisis?

Empowered the Governor/Commissioner to declare a state of emergency and put non-renewal moratoriums in place:

Homes in and adjacent to zip codes where state of emergency has been declared: Can't drop for 12 months CA Ins. Code 675.1(b)(1) and (2)

Total losses (disaster only): Can't drop for 24 months CA Ins. Code 675.1(a)

## New concept: CA State Bill 672

SECTION 1. Article 4 (commencing with Section 2090) is added to Chapter 2 of Part 1 of Division 2 of the Insurance Code, to read:

### Article 4. Guarantee Issue for Wildfire Safe Homeowners

- 2090. (a) An admitted insurer that offers residential property insurance in this state shall not refuse to offer or sell residential property insurance to an applicant whose property meets the best practices for wildfire building hardening and property-level mitigation, as defined in Section 2644.9(d)(1)(B) of Title 10 of the California Code of Regulations.
- (b) If Section 2644.9(d)(1)(B) of Title 10 of the California Code of Regulations is repealed, subdivision (a) shall be satisfied using best practices for wildfire building hardening and property-level mitigation as defined in Section 2644.9(d)(1)(B) of Title 10 of the California Code of Regulations at the time of repeal.

# Support letters:

Email to: Christopher.Nielsen@sen.ca.gov

# Despite limited options and high prices, be prepared, not scared:

- Get educated on your options
- Seek out a pro-active, consumer-oriented agent/broker
- Avoid underinsuring your dwelling: Aim to insure for replacement value, including coverage for building code upgrades
- Compare what premiums will be w/various deductibles
- Reduce/eliminate non-essential coverages where feasible
- Create a home inventory, store it safely
- Help your community be Firewise/Fire Safe
- Mitigate! Take steps to "harden" your home and create defensible space - <u>www.uphelp.org/wrap</u>

# Yes it's worth it... (even if your lender isn't requiring)

- Insurance money -- not charitable or government aid -- is the #1 source of money that helps people rebuild and recover after a disaster.
- FEMA money is needs-based and the maximum grant is \$41k. Average ~ \$5k.
- SBA loans are low interest but must be repaid.
- Charitable aid generally covers basic needs not the cost of rebuilding a home.

### Renters Insurance Resources



#### What do you get when you buy a Renters Insurance policy?

Coverage for Personal Property ("your stuff"): Insurance to repair or replace your damaged or stolen furniture, clothing, and household items that belong to you. A typical renter's policy limits payments for business properly, fine art, collections, jewelry and other specific items.

Loss of Use: Insurance to pay for hotel bills, a security deposit and additional rent if your home is damaged and you have to move into a more expensive apartment while it is being fixed. Some insurance companies pay for loss of use up to a set dollar amount. Others will cover you for a set amount of time for a living space similar to what you had, usually for a maximum of 12-24 months. We strongly recommend coverage for the longest maximum time you can afford, as it frequently takes longer to repair a damaged properly than you think.

Liability Coverage: This protection pays for legal costs if someone claims you are responsible for damage or injuries. For example: Your crepes flambe experiment fails and you cause a cooking fire that damages a next door apartment, or you host a party and a guest slips in a spilled drink and fractures their skull. A minimum amount of this protection it is included in a basic renters policy. We recommend buying extra liability protection. It's usually not expensive to add.

#### A typical renter's insurance policy covers

Coverage C (Personal Property)	An amount, designated by the insured, subject to a minimum as determined by your insurance company
Coverage D (Loss of Use)	20% of Coverage C
Coverage E (Personal Liability)	Generally subject to a minimum of \$100,000
Coverage F (Medical Payments to Others)	Generally subject to a minimum of \$1,000

CA Department of Insurance "Residential Insurance, Homeowners and Renters Guide," August 2008

#### How Deductibles Work

If you have a policy with a \$500 deductible and a robber steals \$2,000 worth of stuff, you can file a claim with your insurance company, and they will give you a check for \$1,500. (A \$2,000 loss minus the \$500 deductible equals \$1,500 claim payment.)

If you have a policy with a \$500 deductible and a robber steals \$400 worth of stuff, your insurance company will not pay you anything, because the loss is below your deductible. For a loss that is **below** your deductible, it is wise to pay for the damage yourself and not to file a claim with your insurance company. The more claims on your record (paid or unpaid), the more you pay for insurance.

Renters Insurance Comparison Shopping Guide









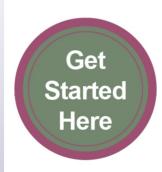
	0	<u> </u>			
Compare at least three insurance companies	U	2	3		
\$ Personal Property Coverage (Ask for Replacement Cost)					
Loss of Use (How many months and dollar amount)					
Liability					
Deductible					
Limits on Specific Items (eg: computers, art, etc.)					
Premium					
Add Earthquake Insurance					
\$ Personal Property Coverage					
\$ Loss of Use					
Deductible					
Annual Premium with Earthquake Coverage					
Discounts?					
Non-Smoker					
Fire extinguishers in home					
Home security system					
Proximity to fire station					
Other discounts					

### Get risk reduction help in your area

### www.uphelp.org/WRAP

### WRAP – SANTA CLARA COUNTY

Home » Roadmap to Preparedness » WRAP Resource Center - Get Started Now! » WRAP - Santa Clara County











### **SANTA CLARA COUNTY**

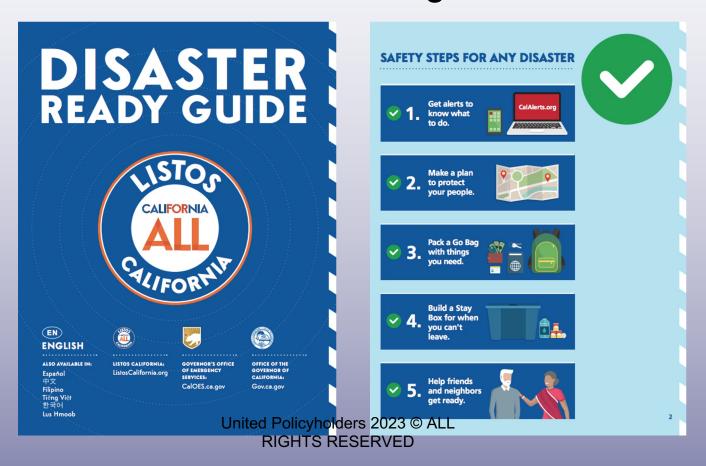
- FIND LOCAL RESOURCES
- ASSESS YOUR HOME
- CHECK FOR INSURANCE DISCOUNTS
- GET STARTED



# Get Ready:

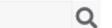


Get Your Disaster Ready Guide www.listoscalifornia.org/resources











United

### We've got your back when insurance matters

United Policyholders (UP) is a non-profit 501(c)(3) whose mission is to be a trustworthy and useful information resource and a respected voice for consumers of all types of insurance in all 50 states. We don't take money from insurance companies. We give you the straight scoop. Guide you on buying insurance and navigating claims. Fight for your rights.

### info@uphelp.org | www.uphelp.org

# Thank you!

**Butte County District 5 Supervisor Doug Teeter** 

Katie Simmons, Butte County, Economic & Community Development

Warren Bullock, American Homes and Land, Paradise

Phil Irwin, Independent Agent and PR Representative, CA Fair Plan

Lisa Strange, Northern CA Manager, CA Dept. of Insurance

Karl Susman, Susman Insurance Agency

Steve Hawks, Director of Wildfire Policy, IBHS (former firefighter)

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