



NATALIE A. HUBLEY
PRESIDENT

COMMONWEALTH AUTOMOBILE REINSURERS

101 Arch Street, Suite 400 Boston, Massachusetts 02110

www.commauto.com

617-338-4000

RECORDS OF MEETING

COMMERCIAL AUTOMOBILE COMMITTEE – MAY 27, 2026

Members Present

Mr. Thomas DePaulo – Chair	Cabot Risk Strategies, LLC
Mr. Michael Brady	Pilgrim Insurance Company
Ms. Annmarie Castonguay	The Hanover Insurance Company
Mr. Andrew Lajzer	Safety Insurance Company
Mr. John Olivieri, Jr.	World Insurance Associates, LLC
Ms. Allison Ratliff	MAPFRE U.S.A. Corporation
Ms. Tricia Sabulis	Michaud Insurance Agency
Mr. David Zawilinski	Arbella Insurance Group

Not in Attendance:

Ms. Sheila Doherty, Doherty Insurance Agency, Inc.

Ms. Sharon Murphy, Acadia Insurance Company

26.01 Records of Previous Meeting

The Committee unanimously voted to approve the Records of the Commercial Automobile Committee meeting of April 23, 2026. The Records have been distributed and are on file.

26.07 Primary & Noncontributory and Waiver of Subrogation Endorsements

In its last meeting, it was the Committee's consensus that it is appropriate to include the Primary & Noncontributory and Waiver of Subrogation endorsements in the residual market as contracts requiring these policy provisions are more prevalent.

Ms. Wendy Browne briefly reviewed significant points from the Committee's discussion that still require further discussion. She noted that the Committee should determine whether the Waiver of Subrogation would be applied as a blanket endorsement or with those entities with stipulating contracts listed in a scheduled endorsement. While several committee members at the prior meeting had opined that a blanket endorsement would be more efficient and less costly from an administrative standpoint, the Additional Insured Endorsement on file stipulates that the person or organizations be identified on the endorsement schedule. At its last meeting, the Committee noted that the requirements should be consistent among each of these endorsements.

Ms. Browne noted that during past Committee discussions relating to the Additional Insured Endorsement, the Committee concluded that the residual market requires a heightened level of scrutiny and

transparency regarding business activities to ensure accuracy and consistency in assessing classification and eligibility. For this reason, the Committee determined that additional insureds should be listed individually.

With this context in mind, CAR Staff noted the continued need for heightened scrutiny of residual market business, particularly in light of mixed-use activity in the marketplace. Therefore, staff recommended adoption of the scheduled endorsement in the residual market for the Waiver of Subrogation. Several Committee members expressed agreement with Staff's recommendation, and the Committee resolved to proceed with adoption of the scheduled endorsement.

Secondly, it was agreed upon previously by the Committee that the Primary & Noncontributory Endorsement will require modification of the current endorsement form on file to ensure there is no conflict with CAR's Public & Livery Passenger Conveyance and On-Demand Delivery Service Endorsement. Additionally, CAR Staff recommended that a schedule of entities requiring this endorsement form also be required for this endorsement, as this would keep the procedures for each of these residual market endorsements consistent in their application. The Committee agreed with CAR Staff's recommendation. The Committee members also agreed that both the Primary and Noncontributory and Waiver of Subrogation endorsements should be available to all classifications. Additionally, the Committee suggested that Staff poll voluntary carriers to solicit information relative to the pricing for these endorsements.

Ms. Browne addressed the Notice of Cancellation to the scheduled contracted parties, as this topic was raised at the prior Committee meeting with one agent requesting consideration of this notice. Staff commented that the provisions are not common in the voluntary marketplace, and the additional cost to implement and provide the notice did not appear justified. Additionally, with Servicing Carriers already working on implementing a number of new forms and the lack of a compelling argument to pursue, CAR Staff recommended against the adoption of a new notice requirement. The Committee agreed with staff. It was noted that staff would work with counsel to draft changes to the Primary and Noncontributory endorsement for the Committee's consideration at its next meeting. Draft manual rule amendments to address usage of the endorsements will also be provided.

26.08 Cost of Hire Coverage

The Committee continued its discussion related to Hired Auto coverage including the applicability of this coverage for Auto Dealers risks. Ms. Browne informed the Committee that, after contacting auto dealer producers related to the use of this coverage to existing Garage policies, responses were mixed. Some producers automatically add the hired auto coverage to policies, and others who evaluate the risk and only recommend it for specific scenarios. Also, as noted at the prior meeting, this coverage can be a requirement of some excess policies, and therefore CAR staff recommended no change limiting the coverage for auto dealers. The Committee consensus agreed no further action was needed.

Next, Ms. Browne reviewed proposed changes to Rule 28 – Hired Automobiles so that it is more consistent with the corresponding rating rule, based on excess and primary coverage. The revised language clearly specifies that primary coverage applies only when a vehicle is hired, loaned, leased, or furnished for at least six months. For excess coverage, the amendment clarifies that the rule applies more broadly than just truckers and public automobile classifications.

The Committee voted unanimously to recommend Governing Committee approval of the proposed amendments to Rule 28 in the Rule Manual.

26.09 Expanded Use of Trailers for Mobile Operations

Ms. Lynne Rosenberg noted CAR staff has recently received questions from Servicing Carriers pertaining to Trailer-only policies and their eligibility in the residual market. Given the expanded use of trailers for mobile operations in the current marketplace including food trucks, cafes, bars and other business ventures, these questions have become more common. In some circumstances the risks seek coverage solely for a trailer not including the attached power unit, as some may use a personal vehicle to transport the trailer. As this type of trailer does not appear to meet the definition of a utility trailer, Ms. Rosenberg asked the Committee to discuss whether these types of trailers are appropriate for the residual market, and more specifically, whether they should require a power unit on the policy. Mr. David Zawilinski remarked on the need for clarification of the exposure that is covered under the auto liability and what is covered under general liability for these types of trailers. Mr. John Olivieri agreed and opined that these types of trailers should be eligible for coverage in the residual market, as there may not be many companies willing to insure these risks in the voluntary market.

Mr. Mike Brady expressed agreement with CAR's position that the Utility Trailer classification and rating is not appropriate for these trailers. These trailers have unique aspects that would need to be considered in the calculation of physical damage premium. Mr. Zawilinski added consideration of the need to determine what equipment is a part of the trailer in order to determine coverage. He also noted that if the personal vehicle towing the trailer can obtain insurance in the voluntary market, it should not have to be included on the residual market policy with the trailer.

It was the consensus of the Committee that it is appropriate for the trailers with mobile operations to be eligible for the residual market, as long as the specific coverage being provided by the residual market can be defined. Furthermore, the Committee also agreed that just the trailer can be ceded without a power unit. Accordingly, Ms. Rosenberg noted that CAR staff will further consider classification and other requirements and present additional information for consideration at the next Committee meeting.

TIMOTHY GALLIGAN
Actuarial and Statistical Services Director

Boston, Massachusetts
June 4, 2026

ATTACHMENT LISTING

Docket #CAC26.02, Exhibit #3

Attendance Listing

**COMMERCIAL AUTOMOBILE COMMITTEE MEETING
 MEETING ATTENDEES
 MAY 27, 2026**

Individual's Name

Company / Agency

PLEASE PRINT

Thomas DePaulo	Cabot Risk Strategies, LLC
Michael Brady	Pilgrim Insurance Company
Annmarie Castonguay	The Hanover Insurance Company
Andrew Lajzer	Safety Insurance Company
John Olivieri, Jr.	World Insurance Associates, LLC
Allison Ratliff	MAPFRE U.S.A. Corporation
Tricia Sabulis	Michaud Insurance Agency
David Zawilinski	Arbella Insurance Group
Peter Barton	Safety Insurance Company
John Magadieu	Arbella Insurance Group
Alexander Choder	Arbella Insurance Group
Caitlyn Morrison	Arbella Insurance Group
Paul Drennan	MAPFRE U.S.A. Corporation
Nicholas Fyntrilakis	MAIA
Kathy Cormier	MAIA
Marlie Waterman	MAIA
Monique Miller	AIB
Linda Zarella	Arbella Insurance Group
Matthew Devine	Arbella Insurance Group
Benjamin Hincks	TSH & D – CAR Counsel
Steven Torres	TSH & D – CAR Counsel
Margaret Barao	Division of Insurance
Mark Alves	CAR Staff
Wendy Browne	CAR Staff
Shannon Chiu	CAR Staff

**COMMERCIAL AUTOMOBILE COMMITTEE MEETING
MEETING ATTENDEES
MAY 27, 2026**

Individual's Name

Company / Agency

PLEASE PRINT

Barry Tagen	Pilgrim Insurance Company
Richard Dalton	CAR Staff
Adrienne Donovan	CAR Staff
Timothy Galligan	CAR Staff
Steven Gautieri	CAR Staff
Richard Heath	CAR Staff
Natalie Hubley	CAR Staff
Cheryl Kopas	CAR Staff
Tiffany Manning	CAR Staff
Katy Proctor	CAR Staff
James Robery	CAR Staff
Evan Ross	CAR Staff
Lynne Rosenberg	CAR Staff
Robin Tigges	CAR Staff