

OHIO MINE SUBSIDENCE INSURANCE UNDERWRITING ASSOCIATION

ASSUMPTION AGREEMENT

Company: _____

NAIC # _____

Group # _____

Assured: Various named insureds provided with Mine Subsidence coverage on or in connection with Mine Subsidence coverage issued or renewed on and after the date of this agreement.

Date: January 1, 2027

Amount: The "Amount" of the Reinsurance provided to Members of the Ohio Mine Subsidence Insurance Underwriting Association by the Ohio Mine Subsidence Insurance Underwriting Association is 100%, but not to exceed the compensable limits of liability per the most current filed and approved Ohio Mine Subsidence Insurance Coverage Form, OH-MSI-2. Those compensable amounts due to loss caused by mine subsidence damage may include losses to: dwellings, private garages, sidewalks/driveways, and additional living expenses/fair rental value.

All coverage limits and sublimits will be defined in OH-MSI-2 and the total of all amounts of coverage compensable to an insured will not exceed \$300,000.

These amounts are subject to the conditions, definitions, provisions, and terms of OH-MSI-2.

In consideration of the provisions and stipulations herein or added hereto, and of premiums ceded by the above-named insurance company, the Ohio Mine Subsidence Insurance Underwriting Association and not otherwise, does reinsure and assume from the above-named insurance company, all Ohio Mine Subsidence losses and allocated loss adjustment expense reasonably incurred, for coverages provided pursuant to the requirements of the Mine Subsidence Insurance Law, enacted as sections of the Ohio Revised Code, sections 3929.50 *et seq.*

It is understood and agreed that the Association shall pay the named insured from the Fund for claims resulting from mine subsidence; and shall pay the costs of administration incurred by the Board, to the Board.

It is further understood and agreed that the above-named insurance company shall charge and collect premium from its insureds who have Mine Subsidence Insurance in

accordance with the Ohio Mine Subsidence Insurance Law, Plan of Operations, and Rates as filed and approved by the Superintendent of the Ohio Insurance Department. Such premiums will be deposited with the Ohio Mine Subsidence Insurance Underwriting Association in accordance with their directions. A 30% ceding commission may be retained by the above-named insured for Mine Subsidence coverage provided through the Ohio Mine Subsidence Insurance Underwriting Association in counties designated as “optional counties” via the Plan of Operations for the Mine Subsidence Insurance Program of Ohio.

This agreement shall remain in effect unless and until terminated by one of the following:

- 1) It may be terminated, upon written notice thereof by the above-named insurance company, accompanied by written approval of the Superintendent of the Ohio Insurance Department.
- 2) An insurer may file an exemption certificate that indicates it has no obligation to participate since it writes no basic property, homeowners, farm owners or mobile homeowners insurance to which an obligation of notice attaches.
- 3) It will terminate upon repeal of the Ohio Mine Subsidence Insurance Law; provided, however, that the obligations hereunder will continue as to any coverages provided under the Ohio Mine Subsidence Insurance Law.

Any prior reinsurance agreement shall be superseded as of the effective date of this reinsurance agreement.

Member Insurance Company Acknowledgement

By (Print Name): _____

Signature: _____

Title: _____

Date: _____

Ohio Mine Subsidence Insurance Underwriting Association Acknowledgement

By (Print Name): _____

Signature: _____

Title: _____

Date: _____

Each Member Insurer must complete, sign, and mail this Agreement to the Ohio Mine Subsidence Insurance Underwriting Association:

**OHIO MINE SUBSIDENCE INSURANCE UNDERWRITING ASSOCIATION
8800 Lyra Drive, Suite 150
Columbus, Ohio 43240**

This form can also be emailed to oms@ohiofairplan.com.

You should make a copy of this signed document for your company's records.