

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

STATE OF IDAHO

In the Matter of:

SELECTIVE WAY INSURANCE
COMPANY,

Certificate of Authority No. 4592
NAIC No. 26301

Docket No. 18-4355-23

**ORDER PERMITTING RENEWAL FOR
DEVIATION FROM NCCI WORKERS'
COMPENSATION RATES**

SELECTIVE WAY INSURANCE COMPANY (the “Company”) is a New Jersey-domiciled insurer and member of the National Council on Compensation Insurance, Inc. (“NCCI”). The Company is licensed to transact workers’ compensation insurance in Idaho under Certificate of Authority No. 4592.

On November 8, 2023, the Company asked the Idaho Department of Insurance (“Department”) for permission to renew the August 9, 2023 *Order Permitting Deviation from NCCI Workers’ Compensation Rates* (“Order”) to continue the deviation from Idaho workers’ compensation premium rates filed by the NCCI for the calendar year 2024. The original Order allowed the Company a uniform 15% decrease, effective October 1, 2022 through October 1, 2023. The Company and the NCCI each waived their right to a hearing on the deviation request.

On July 26, 2023 the Company requested an extension until December 31, 2023 to continue the uniform 15% decrease, which had been set to expire on October 1, 2023. The *Order Permitting Deviation from NCCI Workers’ Compensation Rates* (“Order”) was entered on August 9, 2023.

The Department's Director, having reviewed and being fully apprised of the Company's request and the requirements of Idaho Code § 41-1614, finds the requested renewal of the October 1, 2023 order to continue the uniform 15% decrease effective January 1, 2024 is justified.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Idaho Code § 41-1614, that the Company's request for renewal of the October 1, 2022 Order to continue the Company's deviation from Idaho workers' compensation premium rates filed by the NCCI for calendar year 2024 that is set to expire December 31, 2023 is GRANTED.

DATED and EFFECTIVE this 26th day of December, 2023.

STATE OF IDAHO
DEPARTMENT OF INSURANCE



DEAN L. CAMERON
Director

NOTIFICATION OF RIGHTS

This is a final order of the agency. Any party may file a motion for reconsideration of this final order within 14 days of the service date of this order. The agency will dispose of the motion for reconsideration within 21 days of its receipt, or the motion will be considered denied by operation of law. *See* Idaho Code § 67-5246(4).

Any such motion for reconsideration shall be served on the Director of the Idaho Department of Insurance, addressed as follows:

Dean L. Cameron, Director
Idaho Department of Insurance
700 W. State Street, 3rd Floor
P.O. Box 83720
Boise, ID 83720-0043

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order or orders previously issued in this case may file a petition for judicial review in the district court of the county in which:

- i. A hearing was held;
- ii. The final agency action was taken;
- iii. The party seeking review of the order resides, or operates its principal place of business in Idaho; or
- iv. The real property or personal property that was the subject of the agency action is located.

A petition for judicial review must be filed within 28 days of: (a) the service date of this final order, (b) the service of an order denying motion for reconsideration, or (c) the failure within 21 days to grant or deny a motion for reconsideration, whichever is later. *See* Idaho Code § 67-5273. The filing of a petition for judicial review does not itself stay the effectiveness or enforcement of the order under appeal. Idaho Code § 67-5274.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 26th day of December, 2023, I caused a true and correct copy of the foregoing ORDER PERMITTING RENEWAL FOR DEVIATION FROM NCCI WORKERS' COMPENSATION RATES to be served upon the following by the designated means:

Erika Fallin SELECTIVE WAY INSURANCE COMPANY 40 Wantage Avenue Branchville, NJ 07890-0001	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email: Erika.falin@selective.com
Todd Johnson, State Relations Executive NATIONAL COUNCIL ON COMPENSATION INSURANCE 901 Peninsula Corporate Circle Boca Raton, FL 33487-1362	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email: todd_johnson@ncci.com
John C. Keenan DEPUTY ATTORNEY GENERAL Idaho Department of Insurance 700 W. State Street, 3 rd Floor P.O. Box 83720 Boise, ID 83720-0043	<input type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email: john.keenan@doi.idaho.gov

PARALEGAL TO DEPUTY ATTORNEY GENERAL