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Department of Insurance
State of Idaho

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

STATE OF IDAHO

In the Matter of:	Docket No. 18-3735-19
WELLFLEET NEW YORK INSURANCE COMPANY, Certificate of Authority No. 367 NAIC No. 20931	**ORDER PERMITTING DEVIATION FROM 2020 WORKERS' COMPENSATION RATES**

On or about October 23, 2019, the Idaho Department of Insurance ("Department") received from WELLFLEET NEW YORK INSURANCE COMPANY ("WELLFLEET NY"), a New York-domiciled insurer licensed to transact workers' compensation insurance in the state of Idaho pursuant to Certificate of Authority No. 367, and a member of the National Council on Compensation Insurance, Inc. ("NCCI"), a request for permission to deviate from the workers' compensation rates filed by the NCCI for 2020 by a uniform percentage increase of fifteen percent (15%).

WELLFLEET NY and the NCCI have each waived the right to a hearing on the deviation request.

The Department's Director ("Director"), having reviewed and being fully apprised of WELLFLEET NY's request to deviate from the Idaho workers' compensation premium rates filed by the NCCI for 2020, and the requirements of Idaho Code § 41-1614, has determined that the requested rate deviation is justified.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Idaho Code § 41-1614, that WELLFLEET NY's request to deviate by a uniform percentage increase of fifteen percent (15%) from the workers' compensation rates filed by the NCCI for 2020, exclusive of terrorism and catastrophe rating values, is GRANTED. This deviation from the Idaho workers' compensation premium rates filed by the NCCI for 2020 shall take effect on January 1, 2020, and shall remain in effect for one year from that date unless terminated sooner with the approval of the Director.

DATED and EFFECTIVE this 26th day of November, 2019.

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 fourteen (14) days of the service date of this order. The agency will dispose of the motion for reconsideration within twenty-one (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 twenty-eight (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 twenty-one (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 November, 2019, I caused a true and correct copy of the foregoing ORDER PERMITTING DEVIATION FROM 2020 WORKERS' COMPENSATION RATES to be served upon the following by the designated means:

Wellfleet New York Insurance Company 5814 Reed Road Fort Wayne, IN 46835-3568	☒ first class mail ☐ certified mail ☐ hand delivery ☐ via facsimile
National Council on Compensation Insurance Todd Johnson, State Relations Executive 901 Peninsula Corporate Circle Boca Raton, FL 33487-1362	☒ first class mail ☐ certified mail ☐ hand delivery ☐ via facsimile
Edith L. Pacillo Deputy Attorney General Idaho Department of Insurance 700 W. State Street, 3rd Floor P.O. Box 83720 Boise, ID 83720-0043	☐ first class mail ☐ certified mail ☒ hand delivery ☐ via facsimile

Pamela Murray

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