

BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA

IN THE MATTER OF THE WORKERS' )  
COMPENSATION INSURANCE FILING )  
BY THE NATIONAL COUNCIL ON )  
COMPENSATION INSURANCE )

CASE NO. 05-1197-PRJ,  
Oklahoma File number  
05-2833-C

**FILED**

JUL 15 2005

INSURANCE COMMISSIONER  
OKLAHOMA

**NOTICE OF HEARING**

The State of Oklahoma, ex rel. Kim Holland, Insurance Commissioner, by and through her attorney, Robert Noll, alleges and states as follows:

**JURISDICTION**

1. Kim Holland is the Insurance Commissioner of the State of Oklahoma and as such is charged with the duty of administering and enforcing all provisions of the Oklahoma Insurance Code, OKLA. STAT. tit. 36, §§ 101 - 7003, as well as all Insurance Department Rules, OKLA. ADMIN. CODE §§ 365:1-1-1 - 365:40-5-130.

2. The National Council on Compensation Insurance is a licensed rating and advisory organization in the State of Oklahoma, holding license number B008.

3. Pursuant to OKLA. ADMIN. CODE §§ 365:1-5-7, the Insurance Commissioner may hold hearings on any matters within the Commissioner's jurisdiction under the Insurance Code, either upon the Commissioner's own motion or upon written demand by any person aggrieved by any act, threatened act, or failure to act of the Insurance Commissioner.

4. The Insurance Commissioner, pursuant to OKLA. ADMIN. CODE §§ 365:1-5-7, upon written request reasonably made by the person affected by the hearing, and at such person's expense, shall cause a full stenographic record of the proceedings to be made by a competent court reporter.

STATEMENTS OF FACT

1. Senate Bill 1X was enacted during the First Extraordinary Session of the 50<sup>th</sup> Legislature (2005), with an effective date of July 1, 2005.
2. Senate Bill 1X created Section 902.4 of the Insurance Code, as well as other statutory modifications, as well as creation of new sections in the Oklahoma Statutes.
3. By filing dated July 15<sup>th</sup>, 2005 and received by the Oklahoma Insurance Department's Property and Casualty Division on the same day, the National Council on Compensation Insurance seeks to reduce loss costs for workers' compensation insurance for its member insurers, as a result of the statutory changes enacted or modified by Senate Bill 1X.
4. The Insurance Commissioner will hold a hearing for the issue of whether NCCI's filing shall stay in effect for its members, or if the Commissioner should disapprove the filing.

ORDER

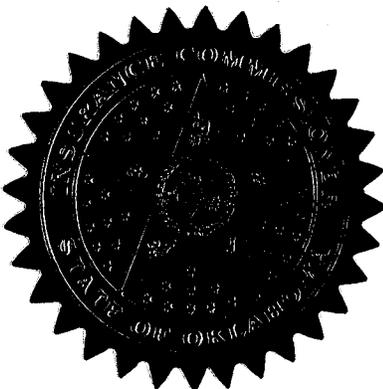
WHEREFORE, notice is hereby given that a hearing to be held at 9:00 o'clock a.m. on Wednesday, the 27<sup>th</sup> day of July, 2005, at the Office of the Insurance Commissioner, Commissioner's Conference Room, 2401 NW 23<sup>rd</sup> Street, Suite 28, Oklahoma City, Oklahoma 73107.

WITNESS My Hand and Official Seal this 15<sup>th</sup> day of July, 2005.

KIM HOLLAND  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA



Robert Noll, Assistant General Counsel  
Post Office Box 53408  
Oklahoma City, Oklahoma 73152-3408  
(405) 522-6335



CERTIFICATE OF MAILING AND DELIVERY

I, Robert Noll, hereby certify that a true and correct copy of the above and foregoing Notice of Hearing was mailed postage prepaid via regular mail and certified mail/return receipt requested on this 15 day of July, 2005, to:

National Council on Compensation Insurance  
C/O Derryberry, Quigley, Solomon and Naifeh  
4800 North Lincoln Boulevard  
Oklahoma City, OK 73105

Lynn Rogers  
Assistant Attorney General  
4545 North Lincoln Boulevard, Suite 260  
Oklahoma City, OK 73105-3498

and that copies were delivered to:

Oklahoma Secretary of State  
Public Meeting Notices  
220 Will Rogers Building  
2401 Lincoln Boulevard  
Oklahoma City, OK

Oklahoma Insurance Department  
Property and Casualty Division

And that a copy of this Notice of Hearing was posted on the Oklahoma Insurance Department's public bulletin board and the Department's web site ([www.oid.state.ok.us](http://www.oid.state.ok.us)) on July 15, 2005

  
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Robert Noll  
Assistant General Counsel