

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, MAY 11, 2017, SCC-CLERK'S OFFICE
DOCUMENT CONTROL CENTER

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APPLICATION OF

NATIONAL COUNCIL ON COMPENSATION
INSURANCE, INC.

CASE NO. INS-2017-00059

For revisions of advisory loss costs
and assigned risk workers' compensation
insurance rates

ORDER DOCKETING CASE

Pursuant to § 38.2-1912.1 of the Code of Virginia ("Code"), no prospective loss costs or supplementary rate information for workers' compensation insurance as defined by § 38.2-119 of the Code shall be applied or used in the Commonwealth of Virginia until it has been approved by the State Corporation Commission ("Commission"). Pursuant to § 38.2-2006 of the Code, no filing of rates for insurance written through the Virginia Workers' Compensation Insurance Plan may be used until it has been approved by the Commission.

The Commission's Final Order in Case Number INS-2016-00158 ordered, among other things, that on or before June 1, 2017, the National Council on Compensation Insurance, Inc. ("NCCI"), the Commission's Bureau of Insurance ("Bureau"), the Office of the Attorney General's Division of Consumer Counsel, the Iron Workers Association, and the Washington Construction Employers Association (collectively, "Parties") recommend jointly to the Commission a procedural schedule for any 2017 proceeding to revise advisory loss costs and assigned risk workers' compensation insurance rates.

On April 17, 2017, NCCI, by counsel, filed on behalf of the Parties a procedural schedule.



advisory loss costs and assigned support thereof shall simultaneously be delivered to the Office of the Attorney General and any party requesting the same.

(6) On or before August 11, 2017, all persons who expect to participate in the hearing as respondents, as provided by Rule 5 VAC 5-20-80 B, shall file a notice of participation. If not filed electronically, an original and fifteen (15) copies of the notice of participation shall be submitted to the Clerk of the Commission at the address in Ordering Paragraph (5). Each respondent simultaneously shall deliver a copy of the notice of participation to counsel for the Applicant, Charles H. Tenser, Esquire, 2120 Galloway Terrace, Midlothian, Virginia 23113.

(7) On or before September 29, 2017, the Commission's Staff, and all persons previously filing a notice of participation who wish to participate in the hearing as respondents, shall file with the Clerk of the Commission the testimony and exhibits of each witness expecting to present direct testimony. If not filed electronically, an original and fifteen (15) copies of the testimony and exhibits shall be submitted to the Clerk of the Commission at the address in Ordering Paragraph (5). Three (3) copies of the testimony and exhibits simultaneously shall be delivered to counsel for the Applicant at the address in Ordering Paragraph (6), the Office of the Attorney General, and any respondent requesting the same.

(8) On or before October 13, 2017, the Applicant shall file with the Clerk of the Commission the rebuttal testimony and exhibits of each witness it intends to offer at the hearing and simultaneously shall deliver three copies thereof to counsel for each respondent and the Office of the Attorney General. If not filed electronically, an original and fifteen (15) copies of such rebuttal testimony and exhibits shall be submitted to the Clerk of the Commission at the address in Ordering Paragraph (5).

(9) On or before October 17, 2017, any interested person may file with the Clerk of the Commission, at the address in Ordering Paragraph (5), written comments on the Application. Any interested person desiring to submit comments electronically may do so by following the instructions found on the Commission's website: <http://www.scc.virginia.gov/case>. Compact discs or any other means of electronic storage medium may not be filed with the comments. All comments shall refer to Case No. INS-2017-00059.

(10) The Commission's Bureau forthwith shall mail a copy of this Order to all persons listed in the Bureau of Insurance's records as interested persons for purposes of workers' compensation matters, comprised of entities and individuals that have previously expressed an interest in recent NCCI rate proceedings.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: Charles H. Tenser, Esquire, 2120 Galloway Terrace, Midlothian, Virginia 23113; Kiva Bland Pierce, Esquire, Assistant Attorney General, Office of the Attorney General, Division of Consumer Counsel, 202 N. 9th Street, 8th Floor, Richmond, Virginia 23219; and a copy hereof shall be delivered to the Commission's Office of General Counsel and the Bureau of Insurance in care of Deputy Commissioner Rebecca Nichols.