



CHIEF FINANCIAL OFFICER
JIMMY PATRONIS
STATE OF FLORIDA

INFORMATIONAL BULLETIN

DWC-02-2018

ISSUED June 4, 2018

Florida Department of Financial Services

Jimmy Patronis

Chief Financial Officer

Attn: All Carriers and Self-Insurers, Including Each Insurance Company Writing Workers' Compensation Insurance in the State of Florida, Each Group Self-Insurance Fund Under Section 624.4621, Florida Statutes, Each Commercial Self-Insurance Fund Under Section 624.462, Florida Statutes, Each Electric Cooperative Self-Insurance Fund Under Section 624.4626, Florida Statutes, and Each Assessable Mutual Insurer Under Section 628.6011, Florida Statutes

Re: Order Setting Assessment Rate for the Workers' Compensation Administration Trust Fund for Calendar Year 2019

Attached is a copy of the Order setting the assessment rate for the Workers' Compensation Administration Trust Fund for calendar year 2019.

Pursuant to section 440.51(1), Florida Statutes, the Department shall estimate annually in advance the amounts necessary for the administration of chapter 440, Florida Statutes, based on the anticipated expenses of the administration of chapter 440 for the next calendar year.

The Department estimates the amounts necessary for the administration of chapter 440, Florida Statutes, based on the anticipated expenses of the administration of chapter 440 for calendar year 2019 is 0.90%.

Beginning January 1, 2019, the assessment rate for the Workers' Compensation Administration Trust Fund is reduced from the 2018 calendar year rate of 0.97% to the 2019 calendar year rate of 0.90%.

If you have questions or need additional information about this assessment, please call Gene Smith, Assessments Coordinator for the Division of Workers' Compensation, at (850) 413-1644.

Attachment



CHIEF FINANCIAL OFFICER
JIMMY PATRONIS
STATE OF FLORIDA

IN THE MATTER OF:

ASSESSMENT RATE FOR WORKERS'
COMPENSATION ADMINISTRATION TRUST
FUND FOR CALENDAR YEAR 2019

Case No. 226968-WC

ORDER

THIS CAUSE came on for consideration pursuant to section 440.51, Florida Statutes (2018), which requires the Department of Financial Services ("Department") to annually notify carriers and self-insurers of the assessment rate necessary for the administration of chapter 440, Florida Statutes. The Department, having considered the amounts necessary for the administration of chapter 440, Florida Statutes, for calendar year 2019, and being otherwise fully apprised in all material premises, hereby finds and orders as follows:

1. Section 440.51(1), Florida Statutes, requires the Department to estimate annually in advance the amounts necessary for the administration of chapter 440, Florida Statutes. Pursuant to section 440.51(1)(a), Florida Statutes, the Department shall, by July 1 of each year, notify carriers and self-insurers of the assessment rate, which shall be based on the anticipated expenses of the administration of chapter 440, Florida Statutes, for the next calendar year.
2. With respect to calendar year beginning January 1, 2019, the Department estimates the amount necessary for the administration of chapter 440, Florida Statutes, is 0.90%.

IT IS THEREFORE ORDERED:

Each carrier and self-insurer, including each insurance company writing workers' compensation insurance in the State of Florida, each group self-insurance fund under section 624.4621, Florida Statutes, each commercial self-insurance fund under section 624.462, Florida Statutes, each electric cooperative self-insurance fund under section 624.4626, Florida Statutes, and each assessable mutual insurer under section 628.6011, Florida Statutes, shall pay an assessment for deposit into the Workers' Compensation Administration Trust Fund in the amount of ninety-one hundredths of a percent (0.90%) of the net premiums collected on workers' compensation insurance policies issued by the company in the State of Florida. Pursuant to section 440.51, Florida Statutes, the net premiums assessed for the calendar quarter shall be adjusted to include the deductible premium credits or discounts the company has applied to its deductible policies.

Beginning on the self-insurer's anniversary date falling within calendar year 2019, each individual self-insured employer under section 440.38, Florida Statutes, shall pay an assessment for deposit into the Workers' Compensation Administration Trust Fund in the amount of ninety-one hundredths of a percent (0.90%) of net premiums computed by the Division of Workers' Compensation, as if the company had purchased workers' compensation insurance in the State of Florida.

The Workers' Compensation Administration Trust Fund assessment shall become due and be paid to the Division of Workers' Compensation quarterly, within thirty (30) days of quarter end or receipt of notice, whichever is later.

DONE and ORDERED this 4th day of June, 2018.



JIMMY PATRONIS
CHIEF FINANCIAL OFFICER

NOTICE OF RIGHTS

You have the right to request a proceeding to contest this action by the Department of Financial Services (“Department”) pursuant to sections 120.569 and 120.57, Florida Statutes, and chapter 28-106, *Florida Administrative Code*. The proceeding request must be in writing, signed by you, and must be filed with the Department within 21 calendar days of your receipt of this notice. The request must be filed with Julie Jones, DFS Agency Clerk, Florida Department of Financial Services, 612 Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0333. Your written response must be received by the Department no later than 5:00 p.m. on the twenty-first day after your receipt of this notice. Mailing the response on the twenty-first day will not preserve your right to a hearing. You may file your request by email to julie.jones@myfloridacfo.com.

FAILURE TO ENSURE YOUR WRITTEN RESPONSE IS RECEIVED BY THE DEPARTMENT WITHIN 21 CALENDAR DAYS OF YOUR RECEIPT OF THIS NOTICE WILL CONSTITUTE A WAIVER OF YOUR RIGHT TO A PROCEEDING ON THE MATTERS ALLEGED.

Your request for hearing must comply with Rule 28-106.201, *Florida Administrative Code*. Specifically, your response must contain:

- a. The name and address of each agency affected and each agency's file or identification number, if known;
- b. The name, address, and telephone number of the petitioner (For the purpose of requesting hearing in this matter, you are the “petitioner”.); the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- c. A statement of when and how the petitioner received notice of the agency decision;
- d. A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- e. A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action;
- f. A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and
- g. A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.

You have the right to be represented by counsel or other qualified representative at your expense, to present evidence and argument, to call and cross-examine witnesses, and to compel the attendance of witnesses and the production of documents by subpoena.

Failure to follow the procedure outlined with regard to your response to this notice may result in the request being denied. All prior oral communication or correspondence in this matter shall be considered freeform agency action, and no such oral communication or correspondence shall operate as a valid request for an administrative proceeding. Any request for an administrative proceeding received prior to the date of this notice shall be deemed abandoned unless timely renewed in compliance with the guidelines as set out above. Mediation of this matter pursuant to section 120.573, Florida Statutes, is not available.