



STATE OF WEST VIRGINIA

Offices of the Insurance Commissioner

JOE MANCHIN III
Governor

JANE L. CLINE
Insurance Commissioner

November 2, 2006

Ms. Judy Cooper, Director
Administrative Law Division
Office of Secretary of State
State Capitol
Charleston, West Virginia 25305

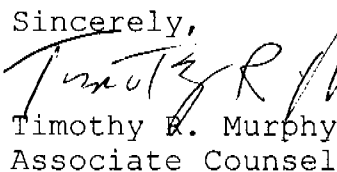
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OFFICE OF THE INSURANCE
COMMISSIONER

**RE: Withdrawal Request
114CSR80 - Special Provisions Regarding Workers'
Compensation Rates**

Dear Ms. Cooper:

On July 27, 2006, the Insurance Commission filed the agency approved Title 114, Series 80 legislative rule with your office. This rule was filed in order to extend the life of the companion emergency rule beyond the 90 days permitted by W. Va. Code §29A-3-15(a)(3). The emergency rule, which only applied to the premiums due for the second half of 2006, was intended to ease the transition to a new workers' compensation classification system by permitting employers to pay a reduced premium pending the resolution of disputes involving the new system. When the rule was initially filed, it was unknown how long it would take to resolve these disputes; as of today however, all of the disputes involving employers that invoked the rule have been resolved and, therefore, the rule is no longer necessary. Please accept this letter as a request on behalf of the Insurance Commissioner to withdraw the proposed Title 114, Series 80 legislative rule.

Please contact our office if you have any questions regarding the above.

Sincerely,

Timothy R. Murphy
Associate Counsel

cc: Senator Joseph Minard, Chair, LRMRC
Delegate Virginia Mahan, Chair, LRMRC
Connie Bowling, LRMRC

