

DEPARTMENT OF CONSUMER AND BUSINESS SERVICES  
DIRECTOR'S OFFICE

In the Matter of the Amendment of )  
Oregon Administrative Rules (OAR) ) ORDER OF ADOPTION  
OAR Chapter 440-045 Premium Assessment )

The Director of the Department of Consumer and Business Services, pursuant to rulemaking authority under ORS 705.135 and ORS 656.612, and in accordance with the procedure provided by ORS 183.335, amends Oregon Administrative Rules Chapter 440, Division 045, relating to the workers' compensation premium assessment.

On August 7, 2006, the Director filed the Notice of Proposed Rulemaking Hearing with the Secretary of State. A Statement of Need and Fiscal Impact accompanied the notice. The notice was published in the September 1, 2006 Oregon Bulletin. Copies of the notice and the statement were mailed to interested persons and legislators in accordance with ORS 183.335(1) and OAR 440-001-0000.

A hearing was held on October 9, 2006, and the record was held open through October 13, 2006. The presiding officer considered all information received into record at the hearing and recommended that the assessment rates be adopted as proposed.

RULE SUMMARY

**OAR Chapter 440-045-0020, 440-045-0025:** The Director adopts by rule the percentage amount based on workers' compensation premiums to be levied on insurers, self-insured employers, and self-insured employer groups to meet the expenses of the department in carrying out its duties under ORS 656, ORS 654, and the Insurance Code. The assessment amount will be in effect from January 1, 2007 to December 31, 2007. All self-insured employers, as well as self-insured employer groups, shall be assessed an additional percentage amount to fund the Self-Insured Employers Adjustment Reserve and the Self-Insured Employer Group Adjustment Reserve. The actual amounts proposed were announced in a press release on September 27, 2006. The Agency requested public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

IT HEREBY ORDERED THAT

- (1) Amendments to OAR 440-045-0020 and 440-045-0025, attached hereto and incorporated by reference herein, are adopted on this 20<sup>th</sup> day of October, 2006 to be effective January 1, 2007.
- (2) The amended rules adopted herein shall be filed with the Secretary of State.
- (3) A copy of the amended rules with revision marks shall be filed with the Legislative Counsel pursuant to ORS 183.715 within ten (10) days after filing with the Secretary of State.

**Department of Consumer and Business Services**

(Signed by Cory Streisinger)  
CORY STREISINGER, DIRECTOR

10/19/2006  
DATE