



DEPARTMENT OF FINANCIAL SERVICES

TOM GALLAGHER
CHIEF FINANCIAL OFFICER

IN THE MATTER OF:

FLORIDA SELF-INSURERS
GUARANTY ASSOCIATION, INC.

CASE NO. 68611-03-WC

ORDER

TO: FLORIDA SELF-INSURERS GUARANTY ASSOCIATION, INC.
200 W. COLLEGE AVENUE, SUITE 115
TALLAHASSEE, FLORIDA 32301

THIS CAUSE came on for consideration as a result of the submission by the Florida Self-Insurers Guaranty Association, Inc. (hereinafter referred to as "FSIGA") to the Department of Financial Services (hereinafter referred to as the "DEPARTMENT") of an amended Plan of Operation for approval by the DEPARTMENT. The DEPARTMENT, having considered said amended Plan of Operation, and being otherwise fully advised in the premises, hereby finds and orders as follows:

1. Under section 440.385(5), Florida Statutes, FSIGA is required to operate pursuant to a Plan of Operation approved by its Board of Directors. Under section 440.385(5)(a), Florida Statutes, the stated purpose of the plan of operation shall be to provide FSIGA and its Board of Directors with the authority and responsibility to establish the necessary programs and to take the necessary actions to protect against the insolvency of a member of FSIGA. In addition, under section 440.385(5)(a), Florida Statutes, the plan of operation shall provide that the members of

FSIGA shall be responsible for maintaining an adequate Insolvency Fund to meet the obligations of insolvent members and shall authorize the FSIGA Board of Directors to contract and employ those persons with the necessary expertise to carry out the stated purpose of the plan of operation. FSIGA currently operates pursuant to a Plan of Operation approved by the Florida Department of Labor and Employment Security.

2. Under section 440.385(5)(a), Florida Statutes, any amendments to the current FSIGA Plan of Operation shall not become effective until approved by the DEPARTMENT.

3. On May 9, 2003, the Board of Directors of FSIGA considered and approved amendments to FSIGA's current Plan of Operation. On May 13, 2003, FSIGA submitted the amended Plan of Operation (attached hereto as Exhibit A) to the Department for approval pursuant to section 440.385(5), Florida Statutes.

4. The DEPARTMENT has reviewed and considered the amended Plan of Operation submitted to the DEPARTMENT for approval. The DEPARTMENT finds that the amended Plan of Operation provides FSIGA and its Board of Directors with the authority and responsibility to establish the necessary programs and to take the necessary actions to protect against the insolvency of a member of FSIGA, provides that the members of FSIGA are responsible for maintaining an adequate Insolvency Fund to meet the obligations of insolvent members and authorizes the FSIGA Board of Directors to contract and employ those persons with the necessary expertise to carry out the stated purpose of the plan of operation, and is

otherwise acceptable and consistent with the provisions of sections 440.38 and 440.385, Florida Statutes.

IT IS THEREFORE ORDERED:

The FSIGA amended Plan of Operation attached hereto as Exhibit A is approved. Said amended Plan of Operation shall become effective upon the date of issuance of this Order, and shall continue in full force and effect until such time as the Department may by order approve amendment(s) to said Plan of Operation. Effective upon the date of issuance of this Order, the FSIGA Plan of Operation previously approved by the Florida Department of Labor and Employment Security shall be replaced by the amended Plan of Operation attached hereto as Exhibit A.

DONE and ORDERED this 12th day of June, 2003.

/s/ Tom Gallagher
TOM GALLAGHER

NOTICE OF RIGHTS

Any party to these proceedings adversely affected by this Order is entitled to seek review of this Order pursuant to section 120.68, Florida Statutes, and Rule 9.110, Fla.R.App.P. Review proceedings must be instituted by filing a petition or notice of appeal with the General Counsel, acting as the Agency Clerk, at 612 Larson Building, Tallahassee, Florida 32399-0300, and a copy of the same with the appropriate District Court of Appeal within thirty (30) days of rendition of this Order.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by facsimile and U. S. Mail on this 16th day of June, 2003, to the Florida Self-Insurers Guaranty Association, Inc., 200 West College Avenue, Suite 115, Tallahassee, Florida 32301.

/s/ David D. Hershel
David D. Hershel, Esq.