

BEFORE THE IOWA INSURANCE COMMISSIONER

IN THE MATTER OF)
ALLIANT ENERGY CORPORATION) ORDER AND CONSENT TO ORDER
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Now comes the Iowa Insurance Division (“Division”) pursuant to the provisions of Iowa Code § 505.8 and the Iowa Workers’ Compensation Self-Insurance for Individual Employers – Iowa Administrative Chapter 191-57 and enters into the following Order and Consent to Order (“Consent Order”):

I. PARTIES AND JURISDICTION

1. The Commissioner of Insurance, Doug Ommen, pursuant to Iowa Code § 505.8 (2017), administers and enforces the Iowa Workers’ Compensation Self-Insurance for Individual Employers – Iowa Administrative Chapter 191-57. Commissioner Ommen has designated James N. Armstrong as Deputy Commissioner.
2. Alliant Energy Corporation (“Alliant Energy”) is a Wisconsin corporation with a last known mailing address of Attn: Neil Krebsbach, Assistant Treasurer / Director of Finance, 4902 North Biltmore Lane, Madison, Wisconsin 53718. Mr. Krebsbach signed the renewal application on behalf of Alliant Energy.
3. Alliant Energy is and has been an employer who has been granted relief from the requirement of workers’ compensation insurance by the Commissioner since July 1, 1984.
4. From June 2, 2018 to the present date, Alliant Energy has engaged in acts or practices constituting cause for denial of a renewal application under Iowa Code § 505.8 (2017) and rules adopted pursuant to Iowa Administrative Chapter 191-57.

II. FACTUAL ALLEGATIONS

5. Alliant Energy has received an Employers Release from the requirements under the workers' compensation law each year since 1984.
6. Historically, between 1984 and 2017, Alliant Energy filed the renewal Application of Employer for Relief from Insurance in a timely and complete fashion.
7. The Division had last issued Alliant Energy an Employers Release from the requirements under the workers' compensation law on August 1, 2017 with an expiration date of July 31, 2018.
8. Alliant Energy's renewal Application of Employer for Relief from Insurance (the "Application") was received on June 18, 2018 and an updated Application received on July 9, 2018. The contact person identified in each Application was Brad Scrivner with a title of Insurance and Risk Analyst.
9. During the course of June and July 2018, the Division contacted Mr. Scrivner on several occasions, by phone and email, attempting to resolve deficiencies in the information provided to the Division. However, the Division did not receive a completed Application. Mr. Scrivner states that he did not have bad intent, but, instead, was merely negligent in filing a complete application and in responding to the Division's inquiries in a timely and accurate fashion.
10. On August 17, 2018, the Division sent Mr. Scrivner a letter, certified and by email, stating that the Application of Alliant Energy could not be processed due to a failure to provide all required information. Specifically, the missing information includes the Actuarial Opinion and certain missing numbers in the Loss Triangle Addendum as detailed in an email dated July 10, 2018 from the Division. The August 17, 2018 letter served as notice that the Iowa Certificate of Relief of Alliant Energy expired on July 31, 2018.

11. While Alliant Energy's Application was pending, Alliant Energy continued providing uninterrupted workers' compensation benefits to all employees and former employees whom it owed benefits. In addition, a valid surety bond was on file at all times with the Division.

III. CONCLUSIONS OF LAW

12. Paragraphs 1-11 are incorporated by reference.

13. Alliant Energy failed to submit, by June 1st, an Actuarial Opinion with its renewal Application as required by Iowa Administrative Rules 191-57.9 and 191-57.11(1).

14. Alliant Energy failed to submit, by June 1st, a completed Application with all information required in the Loss Triangle Addendum pursuant to Iowa Administrative Rules 191-57.3 and 191.57.11(1).

IV. ORDER

WHEREFORE, IT IS ORDERED, pursuant to the powers granted to the Division pursuant to Iowa Code § 505.8 (2017):

A. Alliant Energy shall, upon the signing of the Consent Order, pay a civil penalty in the amount of \$2,500.00 by check made payable to the Iowa Insurance Division. The check should be sent to the attention of Robert Koppin, Company Regulation Counsel, Iowa Insurance Division, Two Ruan Center, 601 Locust Street, 4th Floor, Des Moines, Iowa 50309-3738.

B. Alliant Energy shall, for the renewal Application due on June 1, 2019 and thereafter, submit complete and accurate information, by the required due dates, in accordance with the Division's rules and instructions.

C. A failure to comply with the provisions of Iowa Administrative Rules Chapter 191-57 shall be grounds for the nonrenewal or revocation of Alliant Energy's certificate of relief from insurance.

D. Nothing contained in this Order shall in any way limit the right of the Division to institute administrative or legal action against Alliant Energy for any other past conduct or future activity in violation of Iowa laws or administrative rules.

SO ORDERED on the 20th day of November, 2018.

/s/

by JAMES N. ARMSTRONG
Deputy Commissioner of Supervision

Respectfully Submitted

/s/

Robert Koppin
Company Regulation Counsel
Two Ruan Center
601 Locust St. – Fourth Floor
Des Moines, Iowa 50309-3738

CONSENT TO ORDER

I, Neil M. Krebsbach, being a duly authorized signatory, have read, understood, and do knowingly consent to this Order in its entirety. By executing this consent, I understand that I am waiving Alliant Energy Company's rights to a hearing, to confront and cross-examine witnesses, to produce evidence, and to judicial review. I also understand that this Order is considered final administrative action that may be reported to the National Association of Insurance Commissioners. I also understand that this Order is a public record under Iowa Code chapter 22 (2017), that will be disclosed to other state regulatory authorities, upon request, pursuant to Iowa Code section 505.8(8)(d) (2017). I also understand that the information contained in the Order will be posted to the Division's web site and a notation will be made to a publicly available web site record that administrative action has been taken against the company.

Dated this 14th day of November, 2018.

/s/

Duly Authorized Signatory

Subscribed and sworn before me by Neil M. Krebsbach on this 14th day of November, 2018.

Michelle Hilbelink

Notary Public for the State of Wisconsin