

**BEFORE THE COMMISSIONER OF INSURANCE  
OF THE STATE OF KANSAS**

In the Matter of the Discontinuance of Business	)	
Examination Report as of December 3, 2020	)	Docket No. <b>87315</b>
<b>WellCare of Kansas, Inc.</b>	)	
<b>NAIC CoCode: 14404</b>	)	

**ORDER**

This matter is before the Commissioner of Insurance for consideration of the discontinuance of business examination report as of December 3, 2020, for WellCare of Kansas, Inc. (the "Company"). Before the Commissioner of Insurance is whether to adopt, reject, or modify the examination report pursuant to the provisions of K.S.A. 40-248.

The Commissioner of Insurance, having fully considered and reviewed the discontinuance of business examination report, together with all written submissions, applicable rebuttals, and all relevant portions of the examiners' workpapers, finds as follows:

**Findings of Fact**

1. The Commissioner has jurisdiction over this matter pursuant to K.S.A. 40-248.
2. The Kansas Insurance Department (the "Department") undertook an examination of the Company and completed that examination on February 1, 2021.
3. The examiner-in-charge tendered and filed with the Department a verified written report of the examination on February 1, 2021.

4. Following receipt of the verified report, the Department transmitted the report to the Company on February 8, 2021, with a duly executed notice advising the Company of its opportunity to prepare and submit to the Department a written submission or rebuttal with respect to any and all matters contained in the report. The Department further advised the Company that any written submission or rebuttal needed to be filed with the Department no later than thirty (30) days after receipt of the verified report.

5. The Company filed a written submission accepting the verified report with no objections on February 23, 2021.

6. Within thirty (30) days of the end of the time period allowed for written submission or rebuttal, the Commissioner of Insurance fully reviewed the report, together with any written submissions and rebuttals provided by the Company. The Commissioner reviewed all relevant workpapers.

7. No other written submissions or rebuttals were submitted by the Company.

#### **Conclusion of Law**

8. K.S.A. 40-248 provides, in pertinent part:

“When any insurance company organized under the laws of this state shall desire to discontinue its business, the commissioner of insurance shall, upon application of such company, give notice of such intention in a paper published and having general circulation in the county in which such company or its general agency is located, at least once a week for six weeks, the expense of publication to be paid by the company. After such publication the commissioner of insurance shall authorize the release of the securities held under K.S.A. 40-229a, if the commissioner, upon the commissioner's own examination or the examination of some competent, disinterested person or persons appointed by the commissioner, is satisfied with the exhibition of the books and papers of the company. The president and the secretary shall affirm that all debts, judgments and liabilities of every kind are satisfied.”

9. Based upon the Findings of Fact enumerated in paragraphs #1 through #7 above, the discontinuance of business examination report as of December 3, 2020, of WellCare of Kansas, Inc. should be adopted.

10. This Order constitutes the Final Order in this matter.

**IT IS THEREFORE, BY THE COMMISSIONER OF INSURANCE, ORDERED THAT:**

1. The discontinuance of business examination report as of December 3, 2020, of WellCare of Kansas, Inc. is adopted.

2. The Commissioner of Insurance retains jurisdiction over this matter to issue any and all further Orders deemed appropriate or to take such further action necessary to dispose of this matter.

IT IS SO ORDERED THIS 26<sup>th</sup> DAY OF February, 2021, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.



Vicki Schmidt  
Commissioner of Insurance

Approved by the Kansas Insurance  
Department Legal Division

Paige Blevins  
Staff Attorney

**Certificate of Service**

The undersigned hereby certifies that she served the above and foregoing Order on this 26th day of February, 2021, by causing the same to be deposited in the United States Mail, first class postage prepaid, addressed to the following:

Kendra Archer  
Staff Vice President  
8735 Henderson Rd., Ren 1, 3<sup>rd</sup> Floor  
Tampa, FL 33634

  
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Toni Garrard  
Senior Administrative Assistant