



General Assembly

January Session, 2001

**Raised Bill No. 1274**

LCO No. 4014

Referred to Committee on Labor and Public Employees

Introduced by:  
(LAB)

**AN ACT ADJUSTING THE CAP ON WORKERS' COMPENSATION ASSESSMENTS FOR ADMINISTRATIVE COSTS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Subdivision (2) of subsection (b) of section 31-345 of the general  
2 statutes is repealed and the following is substituted in lieu thereof:

3 (2) The chairman of the Workers' Compensation Commission shall  
4 annually, on or after July first of each fiscal year, determine an amount  
5 sufficient in the chairman's judgment to meet the expenses of the  
6 Workers' Compensation Commission. Such expenses shall include the  
7 costs of the Division of Workers' Rehabilitation and the programs  
8 established by its director, the costs of the Division of Worker  
9 Education and the programs established by its director and funding  
10 for the occupational health clinic program created pursuant to sections  
11 31-396 to 31-402, inclusive. The Treasurer shall thereupon assess upon  
12 and collect from each employer, other than the state and any  
13 municipality participating for purposes of its liability under this  
14 chapter as a member in an interlocal risk management agency  
15 pursuant to chapter 113a, the proportion of such expenses, based on  
16 the immediately preceding fiscal year, that the total compensation and

17 payment for hospital, medical and nursing care made by such  
18 self-insured employer or private insurance carrier acting on behalf of  
19 any such employer bore to the total compensation and payments for  
20 the immediately preceding fiscal year for hospital, medical and  
21 nursing care made by such insurance carriers and self-insurers. For the  
22 fiscal years ending [June 30, 2000, and] June 30, 2001, June 30, 2002,  
23 and June 30, 2003, such assessments shall not exceed five per cent of  
24 such total compensation and payments made by such insurance  
25 carriers and self-insurers. For any fiscal year ending on or after June  
26 30, [2002] 2003, such assessment shall not exceed four per cent of such  
27 total compensation and payments made by such insurance carriers and  
28 self-insurers. Such assessments and expenses shall not exceed the  
29 budget estimates submitted in accordance with subsection (c) of  
30 section 31-280. For each fiscal year, such assessment shall be reduced  
31 pro rata by the amount of any surplus from the assessments of prior  
32 fiscal years. Said surplus shall be determined in accordance with  
33 subdivision (3) of this subsection. Such assessments shall be made in  
34 one annual assessment upon receipt of the chairman's expense  
35 determination by the Treasurer. All assessments shall be paid not later  
36 than sixty days following the date of the assessment by the Treasurer.  
37 Any employer who fails to pay such assessment to the Treasurer  
38 within the time prescribed by this subdivision shall pay interest to the  
39 Treasurer on the assessment at the rate of eight per cent per annum  
40 from the date the assessment is due until the date of payment. All  
41 assessments received by the Treasurer pursuant to this subdivision  
42 shall be deposited in the Workers' Compensation Administration Fund  
43 established under section 31-344a. The Treasurer is hereby authorized  
44 to make credits or rebates for overpayments made under this  
45 subsection by any employer for any fiscal year.

**Statement of Purpose:**

To increase, for fiscal years 2002 and 2003, the Workers' Compensation Commission employer assessment cap from four per cent to five per cent of employers' workers' compensation expenses for the prior year.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*