



General Assembly

**Substitute Bill No. 1274**

*January Session, 2001*

**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2 statutes is repealed and the following is substituted in lieu thereof: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, such assessments  
23 shall not exceed five per cent of such total compensation and payments  
24 made by such insurance carriers and self-insurers. For the fiscal years  
25 ending June 30, 2002, and June 30, 2003, such assessments shall not  
26 exceed four and one-half per cent of such total compensation and  
27 payments made by such insurance carriers and self-insurers. For any  
28 fiscal year ending on or after June 30, [2002] 2004, such assessment  
29 shall not exceed four per cent of such total compensation and  
30 payments made by such insurance carriers and self-insurers. Such  
31 assessments and expenses shall not exceed the budget estimates  
32 submitted in accordance with subsection (c) of section 31-280. For each  
33 fiscal year, such assessment shall be reduced pro rata by the amount of  
34 any surplus from the assessments of prior fiscal years. Said surplus  
35 shall be determined in accordance with subdivision (3) of this  
36 subsection. Such assessments shall be made in one annual assessment  
37 upon receipt of the chairman's expense determination by the  
38 Treasurer. All assessments shall be paid not later than sixty days  
39 following the date of the assessment by the Treasurer. Any employer  
40 who fails to pay such assessment to the Treasurer within the time  
41 prescribed by this subdivision shall pay interest to the Treasurer on the  
42 assessment at the rate of eight per cent per annum from the date the  
43 assessment is due until the date of payment. All assessments received  
44 by the Treasurer pursuant to this subdivision shall be deposited in the  
45 Workers' Compensation Administration Fund established under  
46 section 31-344a. The Treasurer is hereby authorized to make credits or  
47 rebates for overpayments made under this subsection by any employer  
48 for any fiscal year.

**LAB**

**JOINT FAVORABLE SUBST. C/R**

**APP**