



General Assembly

February Session, 2004

Amendment

LCO No. 4223

HB0534004223SD0

Offered by:

SEN. DAILY, 33rd Dist.

To: Subst. House Bill No. 5340

File No. 324

Cal. No. 383

"AN ACT CONCERNING LUMP SUM PAYMENTS UNDER THE WORKERS' COMPENSATION ACT."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 31-349g of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2004*):

5 (a) On or before January 1, 1996, the State Treasurer, in consultation
6 with the Insurance Commissioner, shall adopt regulations, in
7 accordance with the provisions of chapter 54, regarding the method of
8 assessing all employers for the liabilities of the Second Injury Fund.
9 The liabilities shall be allocated between self-insured employers and
10 insured employers based on paid losses for the preceding calendar
11 year. The method of assessing self-insured employers shall be based on
12 paid losses. The method of assessment for insured employers shall be a
13 surcharge based on premium. In adopting regulations under this
14 section, the State Treasurer shall consider their effect upon (1) the cost
15 of doing business in this state, (2) the overall cost of the workers'

16 compensation system, (3) the effect of the regulations on insurers,
17 insureds and self-insured employers, and (4) the financial condition
18 and liabilities of the fund.

19 (b) An employer mutual association organized prior to June 6, 1996,
20 with a membership composed exclusively of health care providers and
21 whose premium base is derived entirely from health care
22 organizations may make payments without penalty or interest over a
23 five-year period for any outstanding assessment due from the
24 association for the period commencing January 1, 1996, and ending
25 December 31, 2004.

26 (c) For purposes of this section: ["insured employers" include
27 members of]

28 (1) "Insured employer" includes any member of a workers'
29 compensation [pools] pool administered by an interlocal risk
30 management [agencies] agency, and on and after January 1, [1996,
31 "self-insured employers" shall include] 2005, an employer mutual
32 association organized prior to June 6, 1996, with a membership
33 composed exclusively of health care providers and whose premium
34 base is derived entirely from health care organizations.

35 (2) For the period commencing October 1, 2004, and ending
36 December 31, 2004, "self-insured employer" includes an employer
37 mutual association organized prior to June 6, 1996, with a membership
38 composed exclusively of health care providers and whose premium
39 base is derived entirely from health care organizations."