

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE BILL 1865

By: Pfeiffer

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5  
6 AS INTRODUCED

7 An Act relating to workers' compensation; amending 85  
8 O.S. 2011, Section 380, as amended by Section 45,  
9 Chapter 254, O.S.L. 2013 (85 O.S. Supp. 2016, Section  
10 380), which relates to the Volunteer Firefighters  
11 Group Insurance Pool; modifying administration of the  
12 Pool; authorizing the Office of Management and  
13 Enterprise Services to select the insurance company  
14 providing coverage; requiring competitive bid;  
15 modifying the state's share of the premium; modifying  
16 total amount paid by the state; providing for  
17 transfer of funding to the Office of Management and  
18 Enterprise Services; and providing an effective date.

19 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

20 SECTION 1. AMENDATORY 85 O.S. 2011, Section 380, as  
21 amended by Section 45, Chapter 254, O.S.L. 2013 (85 O.S. Supp. 2016,  
22 Section 380), is amended to read as follows:

23 Section 380. A. 1. Volunteer fire departments organized  
24 pursuant to state law may obtain workers' compensation insurance for  
volunteer firefighters through the Volunteer Firefighter Group  
Insurance Pool pursuant to requirements established by ~~CompSource~~  
Mutual Insurance Company an insurance company selected by the Office  
of Management and Enterprise Services through a competitive bid

1 which shall administer the Pool. For the premium set by ~~CompSource~~  
2 ~~Mutual Insurance Company~~ the insurance company, the state shall  
3 provide ~~Fifty-five Dollars (\$55.00)~~ Eighty-five Dollars and thirty-  
4 two cents (\$85.32) per firefighter per year. Except as otherwise  
5 provided by subsection D of this section, the total amount paid by  
6 the state shall not exceed ~~Three Hundred Twenty Thousand Three~~  
7 ~~Hundred Thirty-eight Dollars (\$320,338.00)~~ Eight Hundred Ninety-  
8 eight Thousand Six Hundred Seventy-five Dollars and fifty-six cents  
9 (\$898,675.56) per year or so much thereof as may be necessary to  
10 fund the Volunteer Firefighter Group Insurance Pool.

11 2. ~~CompSource Mutual Insurance Company~~ The Office of Management  
12 and Enterprise Services shall ~~collect the premium from~~ be  
13 appropriated the premiums that were traditionally appropriated to  
14 state agencies, public trusts and other instrumentalities of the  
15 state for the purpose of paying the workers' compensation insurance  
16 for volunteer firefighters. Any funds received by ~~CompSource Mutual~~  
17 ~~Insurance Company~~ the insurance company from ~~any state agency,~~  
18 ~~public trust, or other instrumentality~~ the Office of Management and  
19 Enterprise Services for purposes of workers' compensation insurance  
20 pursuant to this section shall be deposited to the credit of the  
21 Volunteer Firefighter Group Insurance Pool. ~~CompSource Mutual~~  
22 ~~Insurance Company~~ The insurance company shall collect premiums, pay  
23 claims, and provide for excess insurance as needed.

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1        B. ~~CompSource Mutual Insurance Company~~ The Office of Management  
2 and Enterprise Services shall report, annually, to the Governor, the  
3 Speaker of the Oklahoma House of Representatives, and the President  
4 Pro Tempore of the State Senate the number of enrollees in the  
5 Volunteer Firefighter Group Insurance Pool, and the amount of any  
6 anticipated surplus or deficiency of the Pool; and shall also  
7 provide to the Governor, the Speaker of the Oklahoma House of  
8 Representatives and the President Pro Tempore of the State Senate  
9 sixty (60) days advance notice of any proposed change in rates for  
10 the Volunteer Firefighter Group Insurance Pool as determined by the  
11 insurance company.

12        C. The amount of claims paid, claim expenses, underwriting  
13 losses, loss ratio, or any other financial aspect of the Volunteer  
14 Firefighter Group Insurance Pool shall not be considered when  
15 determining or considering bids for the amount of any premiums,  
16 rates, or expenses owed by, or any discounts, rebates, dividends, or  
17 other financial benefits owed to any other policyholder of  
18 ~~CompSource Mutual Insurance Company~~ the insurance company.

19        D. Except as otherwise provided by law, any increase in the  
20 state payment rate for volunteer firefighters under the Volunteer  
21 Firefighter Group Insurance Pool shall not exceed five percent (5%)  
22 per annum. Any proposed change in rates for the Volunteer  
23 Firefighter Group Insurance Pool ~~must~~ shall be approved by the ~~Board~~  
24 ~~of Directors of CompSource Mutual Insurance Company~~ Office of

1 Management and Enterprise Services with notice provided pursuant to  
2 subsection B of this section. ~~CompSource Mutual Insurance Company~~  
3 The insurance company shall not increase premiums for the Volunteer  
4 Firefighter Group Insurance Pool more than once per annum.

5 E. For purposes of this section, the term "volunteer fire  
6 departments" includes those volunteer fire departments which have  
7 authorized voluntary or uncompensated workers rendering services as  
8 firefighters and are created by statute pursuant to Section 592 of  
9 Title 18 of the Oklahoma Statutes, Sections 29-201 through 29-204 of  
10 Title 11 of the Oklahoma Statutes, and those defined by Section 351  
11 of Title 19 of the Oklahoma Statutes.

12 SECTION 2. This act shall become effective November 1, 2017.

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14 56-1-5592 SD 12/27/16

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