

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1247

By: Jolley

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5
6 AS INTRODUCED

7 An Act relating to workers' compensation for
8 volunteer firefighters; amending 85 O.S. 2011,
9 Section 380, as amended by Section 45, Chapter 254,
10 O.S.L. 2013 (85 O.S. Supp. 2015, Section 380), which
11 relates to Volunteer Firefighters Group Insurance
12 Pool; modifying entity to establish requirements for
13 certain insurance; requiring selection of certain
14 company through competitive bid; modifying entity to
15 collect certain premiums; modifying entity required
16 to submit certain report; modifying procedures for
17 changing certain rates; and providing an effective
18 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. 2015,
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
25 volunteer firefighters through the Volunteer Firefighter Group
26 Insurance Pool pursuant to requirements established by ~~CompSource~~
27 Mutual Insurance Company an insurance company selected by the Office
28 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) per firefighter per year.
4 Except as otherwise provided by subsection D of this section, the
5 total amount paid by the state shall not exceed Three Hundred Twenty
6 Thousand Three Hundred Thirty-eight Dollars (\$320,338.00) per year
7 or so much thereof as may be necessary to fund the Volunteer
8 Firefighter Group Insurance Pool.

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

21 B. ~~CompSource Mutual Insurance Company~~ The Office of Management
22 and Enterprise Services shall report, annually, to the Governor, the
23 Speaker of the Oklahoma House of Representatives, and the President
24 Pro Tempore of the State Senate the number of enrollees in the

1 Volunteer Firefighter Group Insurance Pool, and the amount of any
2 anticipated surplus or deficiency of the Pool; and shall also
3 provide to the Governor, the Speaker of the Oklahoma House of
4 Representatives and the President Pro Tempore of the State Senate
5 sixty (60) days advance notice of any proposed change in rates for
6 the Volunteer Firefighter Group Insurance Pool as determined by the
7 insurance company.

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

15 D. Except as otherwise provided by law, any increase in the
16 state payment rate for volunteer firefighters under the Volunteer
17 Firefighter Group Insurance Pool shall not exceed five percent (5%)
18 per annum. Any proposed change in rates for the Volunteer
19 Firefighter Group Insurance Pool ~~must~~ shall be approved by the ~~Board~~
20 ~~of Directors of CompSource Mutual Insurance Company~~ Office of
21 Management and Enterprise Services with notice provided pursuant to
22 subsection B of this section. ~~CompSource Mutual Insurance Company~~
23 The insurance company shall not increase premiums for the Volunteer
24 Firefighter Group Insurance Pool more than once per annum.

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

8 SECTION 2. This act shall become effective November 1, 2016.

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