

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 COMMITTEE SUBSTITUTE

4 FOR

5 HOUSE BILL NO. 1963

6 By: Bengé

7 COMMITTEE SUBSTITUTE

8 An Act relating to workers' compensation; creating
9 Task Force on the Mutualization or Privatization of
10 CompSource Oklahoma; stating purpose of task force;
11 providing for membership; providing for service of
12 members and vacancy; providing for date of
13 appointment; providing for quorum; requiring
14 designation of cochairs by certain persons; providing
15 for convening of certain meeting and scheduling of
16 subsequent meetings; providing for staff; requiring
17 CompSource Oklahoma to provide certain information;
18 prohibiting compensation; authorizing travel
19 reimbursement; stating duties and responsibilities of
20 task force; requiring certain publication; providing
21 for codification; and declaring an emergency.

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

23 SECTION 1. NEW LAW A new section of law to be codified
24 in the Oklahoma Statutes as Section 131c of Title 85, unless there
is created a duplication in numbering, reads as follows:

A. There is hereby created to continue until December 31, 2009,
the Task Force on the Mutualization or Privatization of CompSource
Oklahoma. The task force will examine the issues as they relate to

1 creating a domestic mutual company or privatizing CompSource
2 Oklahoma while serving as an assured market source for workers'
3 compensation insurance, a competitive force in the marketplace and
4 remaining a quasi-state agency.

5 B. The task force shall consist of seven (7) members as
6 follows:

7 1. The Insurance Commissioner;

8 2. Three members appointed by the President Pro Tempore of the
9 Senate as follows:

10 a. one actuary expert,

11 b. one member who represents CompSource Oklahoma, and

12 c. one member of the Senate; and

13 3. Three members appointed by the Speaker of the House of
14 Representatives as follows:

15 a. two members who represent the private insurance
16 industry, and

17 b. one member of the House of Representatives.

18 C. 1. Members shall serve at the pleasure of their appointing
19 authorities. A vacancy on the task force shall be filled by the
20 original appointing authority.

21 2. Appointments to the task force shall be made by July 1,
22 2009.

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1 3. A majority of the members of the task force shall constitute
2 a quorum. A majority of the members present at a meeting may act
3 for the task force.

4 4. The President Pro Tempore of the Senate and the Speaker of
5 the House of Representatives shall each designate a cochair from
6 among the members of the task force.

7 5. The cochairs of the task force shall convene the first
8 meeting of the task force on or before July 15, 2009, at which time
9 a schedule of the meetings shall be determined.

10 D. The task force may use the services of the staffs of the
11 Senate and the House of Representatives and may, as necessary, seek
12 the advice and services of experts in the field of insurance.

13 E. CompSource Oklahoma shall cooperate with the task force in
14 fulfilling its duties and responsibilities including, but not
15 limited to, providing any information, records or reports requested
16 by the task force.

17 F. Members of the task force shall receive no compensation for
18 their service, but shall receive travel reimbursement as follows:

19 1. Legislative members of the task force shall be reimbursed
20 for necessary travel expenses incurred in the performance of their
21 duties in accordance with the provisions of Section 456 of Title 74
22 of the Oklahoma Statutes; and

23 2. Nonlegislative members of the task force shall be reimbursed
24 by their appointing authorities or respective agencies for necessary

1 travel expenses incurred in the performance of their duties in
2 accordance with the State Travel Reimbursement Act.

3 G. The duties and responsibilities of the task force shall
4 include, but not be limited to:

5 1. Identifying the feasibility of converting CompSource
6 Oklahoma into a domestic mutual insurance company;

7 2. Identifying the feasibility of privatizing CompSource
8 Oklahoma;

9 3. Assessing and determining the best conversion for CompSource
10 Oklahoma while maintaining a quasi-state agency status and
11 guaranteeing the availability of workers' compensation in Oklahoma;
12 and

13 4. Studying current statutes regarding the responsibilities of
14 CompSource Oklahoma.

15 H. The task force shall publish its findings and
16 recommendations by December 1, 2009, including recommendations for
17 any resulting legislation.

18 SECTION 2. It being immediately necessary for the preservation
19 of the public peace, health and safety, an emergency is hereby
20 declared to exist, by reason whereof this act shall take effect and
21 be in full force from and after its passage and approval.

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