

ESB 1231

THE HOUSE OF REPRESENTATIVES
Wednesday, April 1, 2009

ENGROSSED
Senate Bill No. 1231
As Amended

ENGROSSED SENATE BILL NO. 1231 - By: JOLLEY AND MARLATT of the Senate and MARTIN (SCOTT) of the House.

(workers' compensation - Task Force on Mutualization and Privatization of
CompSource Oklahoma - codification -
emergency)

- 1 SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma
2 Statutes as Section 131c of Title 85, unless there is created a duplication in numbering,
3 reads as follows:
- 4 A. There is hereby created to continue until December 31, 2009, the Task Force on
5 the Mutualization or Privatization of CompSource Oklahoma. The task force will
6 examine the issues as they relate to creating a domestic mutual company or privatizing
7 CompSource while serving as an assured market source for workers' compensation
8 insurance, a competitive force in the marketplace and remain a quasi-state agency.
- 9 B. The task force shall consist of seven (7) members as follows:
- 10 1. The Insurance Commissioner;
- 11 2. Three members appointed by the President Pro Tempore of the Senate as
12 follows:

- 1 a. one actuary expert,
- 2 b. one member who represents CompSource Oklahoma, and
- 3 c. one member of the Senate; and
- 4 3. Three members appointed by the Speaker of the House of Representatives as
- 5 follows:
- 6 a. two members who represent the private insurance industry, and
- 7 b. one member of the House of Representatives.
- 8 C. 1. Members shall serve at the pleasure of their appointing authorities. A
- 9 vacancy on the task force shall be filled by the original appointing authority.
- 10 2. Appointments to the task force shall be made by July 1, 2009.
- 11 3. A majority of the members of the task force shall constitute a quorum. A
- 12 majority of the members present at a meeting may act for the task force.
- 13 4. The President Pro Tempore of the Senate and the Speaker of the House of
- 14 Representatives shall each designate a cochair from among the members of the task
- 15 force.
- 16 5. The cochairs of the task force shall convene the first meeting of the task force on
- 17 or before July 15, 2009, at which time a schedule of the meetings shall be determined.
- 18 D. 1. The task force may use the services of the staffs of the Senate and the House
- 19 of Representatives and may, as necessary, seek the advice and services of experts in the
- 20 field of insurance.

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

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

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

9 2. Nonlegislative members of the task force shall be reimbursed by their appointing
10 authorities or respective agencies for necessary travel expenses incurred in the
11 performance of their duties in accordance with the State Travel Reimbursement Act.

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

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

16 2. Identifying the feasibility of privatizing CompSource Oklahoma;

17 3. Assessing and determining the best conversion for CompSource while
18 maintaining a quasi-state agency status and guaranteeing the availability of workers'
19 compensation in Oklahoma; and

20 4. Studying current statutes regarding the responsibilities of CompSource.

21 H. The task force shall publish its findings and recommendations by December 1,
22 2009, including recommendations for any resulting legislation.

1 SECTION 2. It being immediately necessary for the preservation of the public
2 peace, health and safety, an emergency is hereby declared to exist, by reason whereof
3 this act shall take effect and be in full force from and after its passage and approval.
4 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT MODERNIZATION,
5 dated 03-31-09 - DO PASS, As Amended.