

OKLAHOMA HOUSE OF REPRESENTATIVES  
COMMITTEE REPORT

5/20/2015 4:26:33 PM

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET COMMITTEE

**HB2238**

By: Sears et al of the House  
Jolley et al of the Senate

Title: Workers' Compensation; Workers' Compensation funds; effective date; emergency.

Coauthored By:

Recommendation: **DO PASS AS AMENDED BY CS**

Amendments:

1. Committee Substitute Attached



\_\_\_\_\_  
Chr.  
Representative Earl Sears

YEAS: 18

Bennett, Brown, Casey, Coody (A), Cox, Martin, McCall, McCullough, McDaniel (J), McDaniel (R), Nelson, Ortega, Osborn, Ownbey, Peterson, Russ, Sears, Wright

NAYS: 0

CONSTITUTIONAL PRIVILEGE: 0

**OKLAHOMA STATE SENATE  
JOINT  
COMMITTEE REPORT**

May 20, 2015

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

HB 2238

By:                   Sears of the House and Jolley and Treat of the Senate

Title:               Workers' Compensation; Workers' Compensation funds; effective date;  
                          emergency.

Recommendation:   **DO PASS AS AMENDED**

Aye:                 Allen, Anderson, Barrington, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown,  
                          Crain, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Justice, Loveless,  
                          Newberry, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Standridge,  
                          Stanislawski, Sykes, Thompson, Yen, Treat, Jolley

Nay:                 Bass, Floyd, Garrison, Matthews, Paddack, Pittman, Sparks, Wyrick

Pass:

Senator Clark Jolley, Chair

Amendments:

1. Committee Substitute Attached.  
Committee Substitute Adopted by Senator Jolley

STATE OF OKLAHOMA

1st Session of the 55th Legislature (2015)

COMMITTEE SUBSTITUTE  
FOR

HOUSE BILL NO. 2238

By: Sears and Casey of the  
House

and

Jolley and Treat of the  
Senate

COMMITTEE SUBSTITUTE

An Act relating to workers' compensation; amending Section 28, Chapter 208, O.S.L. 2013, as amended by Section 1, Chapter 169, O.S.L. 2014, Section 31, Chapter 208, O.S.L. 2013, and Section 165, Chapter 208, O.S.L. 2013 (85A O.S. Supp. 2014, Sections 28, 31 and 122), which relate to the Administrative Workers' Compensation Act; eliminating certain fund; providing for deposit of fines and penalties; transferring certain monies; creating the Workers' Compensation Commission Revolving Fund; providing for source of funding; providing purpose; providing for budgeting and expenditures; eliminating certain restrictions on insurance rates; eliminating certain payments excluded from the Multiple Injury Trust Fund; stating permissible uses of the Workers' Compensation Commission Revolving Fund; expanding purpose of certain assessments; providing for allocation of certain monies collected; creating the Workers' Compensation Administrative Fund; providing source of funding; providing purpose; providing for budgeting and expenditures; providing for codification; providing an effective date; and declaring an emergency.

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

2 SECTION 1. AMENDATORY Section 28, Chapter 208, O.S.L.  
3 2013, as amended by Section 1, Chapter 169, O.S.L. 2014 (85A O.S.  
4 Supp. 2014, Section 28), is amended to read as follows:

5 Section 28. A. There are established within the Office of the  
6 State Treasurer ~~three~~ two separate funds:

- 7 1. ~~The "Workers' Compensation Fund";~~  
8 ~~2.~~ The "Multiple Injury Trust Fund"; and  
9 ~~3.~~ 2. The "Self-insurance Guaranty Fund".

10 B. Except as provided in Section 97 of this title, no money  
11 shall be appropriated from these funds for any purpose except for  
12 the use and benefit, or at the direction, of the Oklahoma Workers'  
13 Compensation Commission.

14 C. Except as provided in Section 96 of this title, all funds  
15 established under this section shall be administered, disbursed, and  
16 invested under the direction of the Commission and the State  
17 Treasurer.

18 D. All incomes derived through investment of the ~~Workers'~~  
19 ~~Compensation Fund and the~~ Multiple Injury Trust Fund shall be  
20 credited as investment income to the fund that participated in the  
21 investment.

22 E. No monies deposited to these funds shall be subject to any  
23 deduction, tax, levy, or any other type of assessment.

24

1 F. If the balance in the Multiple Injury Trust Fund becomes  
2 insufficient to fully compensate those employees to whom it is  
3 obligated, payment shall be suspended until such time as the  
4 Multiple Injury Trust Fund is capable of meeting its obligations,  
5 paying all arrearages, and restoring normal benefit payments.

6 G. On the effective maturity dates of each investment, the  
7 investment shall be transferred to the State Treasurer for deposit  
8 into the Multiple Injury Trust Fund created in this section.

9 ~~H. The Workers' Compensation Fund shall be used to fund the~~  
10 ~~activities of the Commission in administering the Administrative~~  
11 ~~Workers' Compensation Act and for any other purposes related to the~~  
12 ~~Administrative Workers' Compensation Act that the Commission deems~~  
13 ~~appropriate, subject to the provisions of Section 122 of this title.~~

14 ~~I.~~ Unless provided otherwise in the Administrative Workers'  
15 Compensation Act, all fines and penalties assessed under the  
16 Administrative Workers' Compensation Act shall be deposited into the  
17 Workers' Compensation Commission Revolving Fund. Any monies  
18 remaining in the Workers' Compensation Fund on June 30, 2015, shall  
19 be transferred to the Workers' Compensation Commission Revolving  
20 Fund.

21 SECTION 2. NEW LAW A new section of law to be codified  
22 in the Oklahoma Statutes as Section 28.1 of Title 85A, unless there  
23 is created a duplication in numbering, reads as follows:

1       There is hereby created in the State Treasury a revolving fund  
2 for the Workers' Compensation Commission to be designated the  
3 "Workers' Compensation Commission Revolving Fund". The fund shall  
4 be a continuing fund, not subject to fiscal year limitations, and  
5 shall consist of all monies received by the Workers' Compensation  
6 Commission from the revenues apportioned pursuant to Section 122 of  
7 Title 85A of the Oklahoma Statutes and such other sources as may be  
8 provided by law. All monies accruing to the credit of said fund are  
9 hereby appropriated and may be budgeted and expended by the Workers'  
10 Compensation Commission for the purpose of funding the operations of  
11 the Commission and administering the Administrative Workers'  
12 Compensation Act and for any other purposes related to the  
13 Administrative Workers' Compensation Act that the Commission deems  
14 appropriate. Expenditures from said fund shall be made upon  
15 warrants issued by the State Treasurer against claims filed as  
16 prescribed by law with the Director of the Office of Management and  
17 Enterprise Services for approval and payment.

18       SECTION 3.       AMENDATORY       Section 31, Chapter 208, O.S.L.  
19 2013 (85A O.S. Supp. 2014, Section 31), is amended to read as  
20 follows:

21       Section 31. A. The Multiple Injury Trust Fund shall be derived  
22 from the following additional sources:

23       1. As soon as practicable after January 1 of each year, the  
24 commissioners of the Workers' Compensation Commission shall

1 establish an assessment rate applicable to each mutual or  
2 interinsurance association, stock company, CompSource Oklahoma, or  
3 other insurance carrier writing workers' compensation insurance in  
4 this state, each employer carrying its own risk, and each group  
5 self-insurance association, for amounts for purposes of computing  
6 the assessment authorized by this section necessary to pay the  
7 annual obligations of the Multiple Injury Trust Fund determined on  
8 or before December 31 of each year by the MITF Director, provided  
9 for in subsection P of this section, to be outstanding for the next  
10 calendar year, and to pay the allocations provided for in subsection  
11 I of this section. The rate shall be equal for all parties required  
12 to pay the assessment. If CompSource begins operating as a mutual  
13 insurance company, the Board of Directors for CompSource Mutual  
14 Insurance Company shall have the power to disapprove the rate  
15 established by the MITF Director until the Multiple Injury Trust  
16 Fund repays in full the amount due on any loan from CompSource  
17 Mutual Insurance Company or its predecessor CompSource Oklahoma. If  
18 the MITF Director and CompSource have not agreed on the assessment  
19 rate within thirty (30) days, the Commission shall set an assessment  
20 rate sufficient to cover all foreseeable obligations of the Multiple  
21 Injury Trust Fund, including interest and principal owed by the Fund  
22 on any loan. The rate in effect on the effective date of this act  
23 shall remain effective through June 30, 2014;

1        2. The Oklahoma Tax Commission shall assess and collect from  
2 any uninsured employer a temporary assessment at the rate of five  
3 percent (5%) of the total compensation for permanent total  
4 disability awards, permanent partial disability awards, and death  
5 benefits paid out during each quarter of the calendar year by the  
6 employers;

7        3. The assessments shall be paid to the Tax Commission.  
8 Insurance carriers, self-insurers, group self-insurance associations  
9 and CompSource Oklahoma shall pay the assessment in four equal  
10 installments not later than the fifteenth day of the month following  
11 the close of each quarter of the calendar year of the assessment.  
12 Assessments shall be determined based upon gross direct written  
13 premiums, normal premiums or actual paid losses of the paying party,  
14 as applicable, during the calendar quarter for which the assessment  
15 is due. Uninsured employers shall pay the assessment not later than  
16 the fifteenth day of the month following the close of each quarter  
17 of the calendar year of the assessment. For purposes of this  
18 section, "uninsured employer" means an employer required by law to  
19 carry workers' compensation insurance but who has failed or  
20 neglected to do so. ~~Only one-third (1/3) of assessments against~~  
21 ~~insurance carriers and CompSource Oklahoma may be charged to~~  
22 ~~policyholders and shall not be considered in determining whether any~~  
23 ~~rate is excessive. The remaining two-thirds (2/3) of assessments~~  
24 ~~against insurance carriers and CompSource Oklahoma may not be~~



1 ~~included in any rate, premium, charge, fee, assessment or other~~  
2 ~~amount to be collected from a policyholder. Insurance carriers and~~  
3 ~~CompSource Oklahoma shall not separately state the amount of the~~  
4 ~~assessment on any invoice or billing assessment.~~

5       a. The assessment authorized in this section shall be  
6       determined using a rate equal to the proportion that  
7       the sum of the outstanding obligations of the Multiple  
8       Injury Trust Fund as determined pursuant to paragraph  
9       1 of this subsection and the allocations provided for  
10      in subsection I of this section bear to the combined  
11      gross direct written premiums of all such insurers;  
12      all actual paid losses of all individual self-  
13      insureds; and the normal premium of all group self-  
14      insurance associations, for the year period from  
15      January 1 to December 31 preceding the assessment.

16      b. For purposes of this subsection:

17       (1) "actual paid losses" means all medical and  
18       indemnity payments, including temporary  
19       disability, permanent disability, and death  
20       benefits, and excluding loss adjustment expenses  
21       and reserves, and

22       (2) "normal premium" means a standard premium less  
23       any discounts;  
24

1       4. By April 15 of each year, the Insurance Commissioner, the  
2 MITF Director and each individual and group self-insured shall  
3 provide the Commission with such information as the Commission may  
4 determine is necessary to effectuate the purposes of this section;

5       5. Each mutual or interinsurance association, stock company,  
6 CompSource Oklahoma, or other insurance carrier writing workers'  
7 compensation insurance in this state, and each employer carrying its  
8 own risk, including each group self-insurance association, shall be  
9 notified by the Commission in writing of the rate for the assessment  
10 on or before May 1 of each year in which a rate is determined. The  
11 rate determined by the Commission shall be in effect for four  
12 calendar quarters beginning July 1 following determination by the  
13 Commission; and

14       6.   a. No mutual or interinsurance association, stock  
15            company, CompSource Oklahoma, or other insurance  
16            carrier writing workers' compensation insurance in  
17            this state may be assessed in any year an amount  
18            greater than six percent (6%) of the gross direct  
19            written premiums of that insurer.

20       b. No employer carrying its own risk may be assessed in  
21            any year an amount greater than six percent (6%) of  
22            the total actual paid losses of that individual self-  
23            insured.

1           c.    No group self-insurance association may be assessed in  
2                   any year an amount greater than six percent (6%) of  
3                   the normal premium of that group self-insurance  
4                   association.

5           d.    If the maximum assessment does not provide in any one  
6                   year an amount sufficient to make all necessary  
7                   payments for obligations of the Multiple Injury Trust  
8                   Fund and for the allocations provided for in  
9                   subsection I of this section, the unpaid portion shall  
10                  be paid as soon thereafter as funds become available.

11           B.   The Multiple Injury Trust Fund is hereby authorized to  
12                  receive and expend monies appropriated by the Legislature.

13           C.   It shall be the duty of the Tax Commission to collect the  
14                  payments provided for in this act. The Tax Commission is hereby  
15                  authorized to bring an action for the recovery of any delinquent or  
16                  unpaid payments required in this section.

17           D.   Any mutual or interinsurance association, stock company, or  
18                  other insurance company, which is subject to regulation by the  
19                  Insurance Commissioner, or CompSource Oklahoma, failing to make  
20                  payments required in this act promptly and correctly, and failing to  
21                  report payment of the same to the Insurance Commission within ten  
22                  (10) days of payment shall be subject to administrative penalties as  
23                  allowed by law, including but not limited to a fine in the amount of  
24                  Five Hundred Dollars (\$500.00) or an amount equal to one percent

1 (1%) of the unpaid amount, whichever is greater, to be paid to the  
2 Insurance Commissioner.

3 E. Any employer carrying its own risk, or group self-insurance  
4 association failing to make payments required in this act promptly  
5 and correctly, and failing to report payment of the same to the  
6 Commission within ten (10) days of payment shall be subject to  
7 administrative penalties as allowed by law, including but not  
8 limited to a fine in the amount of Five Hundred Dollars (\$500.00) or  
9 an amount equal to one percent (1%) of the unpaid amount, whichever  
10 is greater, to be paid to the Commission.

11 F. 1. On or before the first day of April of each year, the  
12 State Treasurer shall advise the Commission, the MITF Director and  
13 the Tax Commission of the amount of money held as of March 1 of that  
14 year by the State Treasurer to the credit of the Multiple Injury  
15 Trust Fund. On or before the first day of November of each year,  
16 the State Treasurer shall advise the Commission, the MITF Director  
17 and the Tax Commission of the amount of money held as of October 1  
18 of that year by the State Treasurer to the credit of the Multiple  
19 Injury Trust Fund.

20 2. Until such time as the Multiple Injury Trust Fund fully  
21 satisfies any loan obligation payable to CompSource Mutual Insurance  
22 Company or its predecessor CompSource Oklahoma, the State Treasurer  
23 shall:  
24

1           a.     advise the Chief Executive Officer of CompSource on or  
2                 before the first day of April of the money held as of  
3                 March 1 of that year by the State Treasurer to the  
4                 credit of the Multiple Injury Trust Fund, and

5           b.     advise the Chief Executive Officer of CompSource on or  
6                 before the first day of November of the money held as  
7                 of October 1 of that year by the State Treasurer to  
8                 the credit of the Multiple Injury Trust Fund.

9           G.     Eighty percent (80%) of all sums held by the State Treasurer  
10           to the credit of the Multiple Injury Trust Fund may by order of the  
11           MITF Director be invested in or loaned on the pledge of any of the  
12           securities in which a state bank may invest the monies deposited  
13           therein by the State Treasurer; or may be deposited in state or  
14           national banks or trust companies upon insured time deposit bearing  
15           interest at a rate no less than currently being paid upon insured  
16           savings accounts in the institutions. As used in this section,  
17           "insured" means insurance as provided by an agency of the federal  
18           government. All such securities or evidence of indebtedness shall  
19           be placed in the hands of the State Treasurer, who shall be the  
20           custodian thereof, who shall collect the principal and interest when  
21           due, and pay the same into the Multiple Injury Trust Fund. The  
22           State Treasurer shall pay by vouchers drawn on the Multiple Injury  
23           Trust Fund for the making of such investments, when signed by the  
24           MITF Director, upon delivery of such securities or evidence of

1 indebtedness to the State Treasurer. The MITF Director may sell any  
2 of such securities, the proceeds thereof to be paid over to the  
3 State Treasurer for the Multiple Injury Trust Fund.

4 H. The refund provisions of Sections 227 through 229 of Title  
5 68 of the Oklahoma Statutes shall be applicable to any payments made  
6 to the Multiple Injury Trust Fund. Refunds shall be paid from and  
7 out of the Multiple Injury Trust Fund.

8 I. The Tax Commission shall pay, monthly, to the State  
9 Treasurer to the credit of the Multiple Injury Trust Fund all monies  
10 collected pursuant to the provisions of this section, ~~less the~~  
11 ~~annual sum of Two Million Five Hundred Fifty Thousand Dollars~~  
12 ~~(\$2,550,000.00), of which One Million Two Hundred Seventy-five~~  
13 ~~Thousand Dollars (\$1,275,000.00) shall be payable by the Tax~~  
14 ~~Commission to the State Treasurer in equal monthly installments to~~  
15 ~~the credit of the Department of Labor, Six Hundred Thirty-seven~~  
16 ~~Thousand Five Hundred Dollars (\$637,500.00) shall be payable in~~  
17 ~~equal monthly installments to the credit of the Office of the~~  
18 ~~Attorney General, and Six Hundred Thirty-seven Thousand Five Hundred~~  
19 ~~Dollars (\$637,500.00) shall be payable in equal monthly installments~~  
20 ~~to the credit of the Oklahoma Department of Career and Technology~~  
21 ~~Education. Monies received by the Department of Labor under this~~  
22 ~~section shall be used for safety consultation and the regulation of~~  
23 ~~the safety of public employees through the Occupational Safety and~~  
24 ~~Health Act of 1970. Monies received by the Office of the Attorney~~

1 ~~General shall be deposited to the credit of the Attorney General's~~  
2 ~~Workers' Compensation Fraud Unit Revolving Fund created pursuant to~~  
3 ~~Section 19.2 of Title 74 of the Oklahoma Statutes. Monies received~~  
4 ~~by the Oklahoma Department of Career and Technology Education shall~~  
5 ~~supplement other funding to the Department for purposes of~~  
6 ~~implementing the provisions of subsection B of Section 414 of Title~~  
7 ~~40 of the Oklahoma Statutes.~~ The State Treasurer shall pay out of  
8 the Multiple Injury Trust Fund only upon the order and direction of  
9 the Workers' Compensation Commission acting under the provisions  
10 hereof.

11 J. The Commission shall promulgate rules as the Commission  
12 deems necessary to effectuate the provisions of this section.

13 K. The Insurance Commissioner shall promulgate rules relating  
14 to insurers as defined in Title 36 of the Oklahoma Statutes, as the  
15 Insurance Commissioner deems necessary to effectuate the provisions  
16 of this section.

17 L. The MITF Director shall have authority to fulfill all  
18 payment obligations of the Multiple Injury Trust Fund.

19 M. The Multiple Injury Trust Fund may enter into an agreement  
20 with any reinsurer licensed to sell reinsurance by the Insurance  
21 Commissioner pursuant to a competitive process administered by the  
22 Director of Central Purchasing in the Office of Management and  
23 Enterprise Services.  
24

1 N. Any dividend, rebate, or other distribution, payable by  
2 CompSource Oklahoma or any other workers' compensation insurance  
3 carrier, to a state agency policyholder shall be paid to the State  
4 Treasurer, and shall be credited as follows:

5 1. In the event of failure of the Multiple Injury Trust Fund to  
6 meet all lawful obligations, the monies shall be credited to the  
7 Multiple Injury Trust Fund and shall be used by the Multiple Injury  
8 Trust Fund to meet all lawful obligations of the Multiple Injury  
9 Trust Fund; and

10 2. Otherwise, all future dividends made by CompSource Oklahoma  
11 or any workers' compensation insurance carrier, on behalf of state  
12 agencies, shall be deposited to the credit of the General Revenue  
13 Fund of the State Treasury.

14 O. The Workers' Compensation Commission shall be charged with  
15 the administration and protection of the Multiple Injury Trust Fund.

16 P. The person serving as the Administrator of the Multiple  
17 Injury Trust Fund on the date of passage and approval of this act  
18 shall serve as the initial MITF Director, provided such person is  
19 serving as the Administrator of the Multiple Injury Trust Fund on  
20 the effective date of this act. The MITF Director shall be  
21 appointed by and serve at the pleasure of the Governor.

22 Q. Any party interested shall have a right to bring a  
23 proceeding in the Supreme Court to review an award of the Commission  
24



1 affecting such Multiple Injury Trust Fund, in the same manner as is  
2 provided by law with reference to other awards by the Commission.

3 R. The State Treasurer shall allocate to the Commission out of  
4 the Multiple Injury Trust Fund sufficient funds for administration  
5 expenses thereof in amounts to be fixed and approved by the  
6 Administrator for the Multiple Injury Trust Fund, unless rejected by  
7 the Commission.

8 SECTION 4. AMENDATORY Section 165, Chapter 208, O.S.L.  
9 2013 (85A O.S. Supp. 2014, Section 122), is amended to read as  
10 follows:

11 Section 122. A. The Workers' Compensation Commission Revolving  
12 Fund established by Section ~~28~~ 2 of this act shall be used for the  
13 costs of administering this act and for other purposes ~~pursuant to~~  
14 ~~legislative appropriation~~ as authorized by law.

15 B. For the purpose of providing funds for the Workers'  
16 Compensation Commission Revolving Fund, ~~each~~ for the Workers'  
17 Compensation Administrative Fund created in Section 5 of this act,  
18 for the Multiple Injury Trust Fund created in Section 28 of this  
19 title, and to fund other provisions within this title, the following  
20 tax rates shall apply:

21 1. Each mutual or interinsurance association, stock company,  
22 CompSource Oklahoma or other insurance carrier writing workers'  
23 compensation insurance in this state shall pay to the Oklahoma Tax  
24 Commission an assessment at a rate of one percent (1%) of all gross

1 direct premiums written during each quarter of the calendar year for  
2 workers' compensation insurance on risks located in this state after  
3 deducting from such gross direct premiums, return premiums,  
4 unabsorbed portions of any deposit premiums, policy dividends,  
5 safety refunds, savings and other similar returns paid or credited  
6 to policyholders. Such payments to the Tax Commission shall be made  
7 not later than the fifteenth day of the month following the close of  
8 each quarter of the calendar year in which such gross direct premium  
9 is collected or collectible. Contributions made by insurance  
10 carriers and CompSource Oklahoma, under the provisions of this  
11 section, shall be considered for the purpose of computing workers'  
12 compensation rates-; and

13 ~~C.~~ 2. When an employer is authorized to become a self-insurer,  
14 the Commission shall so notify the Tax Commission, giving the  
15 effective date of such authorization. The Tax Commission shall then  
16 assess and collect from the employers carrying their own risk an  
17 assessment at the rate of two percent (2%) of the total compensation  
18 for permanent total disability awards, permanent partial disability  
19 awards and death benefits paid out during each quarter of the  
20 calendar year by the employers. Such assessment shall be payable by  
21 the employers and collected by the Tax Commission according to the  
22 provisions of this section regarding payment and collection of the  
23 assessment created in paragraph 1 of this subsection ~~C of this~~  
24 ~~section.~~

1     ~~D.~~ C. It shall be the duty of the Tax Commission to collect the  
2 payments provided for in this ~~act~~ title. The Tax Commission is  
3 hereby authorized to bring an action for the recovery of any  
4 delinquent or unpaid payments required in this section. The Tax  
5 Commission may also enforce payments by proceeding in accordance  
6 with the provisions of Section 98 of this ~~act~~ title.

7     ~~E.~~ D. The Tax Commission shall pay monthly to the State  
8 Treasurer to the credit of the ~~General Revenue~~ Multiple Injury Trust  
9 Fund all monies collected under the provisions of this section less  
10 the annual amounts which shall be apportioned by the Oklahoma Tax  
11 Commission as follows:

12         1. Five Million Dollars (\$5,000,000.00) shall be payable in  
13 equal monthly installments to the credit of the Workers'  
14 Compensation Commission Revolving Fund established in Section 2 of  
15 this act for the fiscal year ending June 30, 2016, and Three Million  
16 Dollars (\$3,000,000.00) for the fiscal year ending June 30, 2017,  
17 and for all subsequent years to be used to implement the provisions  
18 of this title; and

19         2. Four Million Dollars (\$4,000,000.00) shall be payable in  
20 equal monthly installments to the credit of the Workers'  
21 Compensation Administrative Fund established in Section 5 of this  
22 act for the fiscal year ending June 30, 2016, Three Million Five  
23 Hundred Thousand Dollars (\$3,500,000.00) for the fiscal year ending  
24 June 30, 2017, Three Million Five Hundred Thousand Dollars

1 (\$3,500,000.00) for the fiscal year ending June 30, 2018, Three  
2 Million Dollars (\$3,000,000.00) for the fiscal year ending June 30,  
3 2019, and Two Million Five Hundred Thousand Dollars (\$2,500,000.00)  
4 for the fiscal year ending June 30, 2020. Monies deposited in the  
5 Workers' Compensation Administrative Fund shall be used by the  
6 Workers' Compensation Court of Existing Claims to implement  
7 provisions provided for in this title.

8 ~~F.~~ E. The refund provisions of Sections 227 through 229 of  
9 Title 68 of the Oklahoma Statutes shall be applicable to any  
10 payments made pursuant to this section.

11 SECTION 5. NEW LAW A new section of law to be codified  
12 in the Oklahoma Statutes as Section 401.1 of Title 85A, unless there  
13 is created a duplication in numbering, reads as follows:

14 There is hereby created in the State Treasury a revolving fund  
15 for the Workers' Compensation Court of Existing Claims to be  
16 designated the "Workers' Compensation Administrative Fund". The  
17 fund shall be a continuing fund, not subject to fiscal year  
18 limitations, and shall consist of all monies received by the  
19 Workers' Compensation Court of Existing Claims from revenues  
20 apportioned pursuant to Section 122 of Title 85A of the Oklahoma  
21 Statutes. All monies accruing to the credit of said fund are hereby  
22 appropriated and may be budgeted and expended by the Workers'  
23 Compensation Court of Existing Claims for the purpose of funding the  
24 operations of the Court, for administering the provisions of Titles

1 85 and 85A of the Oklahoma Statutes, and for any other purpose  
2 related to the Administrative Workers' Compensation Act that the  
3 Court deems appropriate. Expenditures from said fund shall be made  
4 upon warrants issued by the State Treasurer against claims filed as  
5 prescribed by law with the Director of the Office of Management and  
6 Enterprise Services for approval and payment.

7 SECTION 6. This act shall become effective July 1, 2015.

8 SECTION 7. It being immediately necessary for the preservation  
9 of the public peace, health and safety, an emergency is hereby  
10 declared to exist, by reason whereof this act shall take effect and  
11 be in full force from and after its passage and approval.

12  
13 55-1-7548 JM 05/20/15  
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