

1 STATE OF OKLAHOMA

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

3 SENATE BILL 159

By: Shaw

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5
6 AS INTRODUCED

7 An Act relating to volunteer firefighters; amending
8 85 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 Volunteer Firefighters Group
11 Insurance Pool; modifying entity to establish
12 requirements for certain insurance coverage;
13 increasing state contribution for certain premium;
14 requiring appropriation for specified purpose;
15 conforming language; and providing an effective date.

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

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

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

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

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

23 B. ~~CompSource Mutual Insurance Company~~ The Office of Management
24 and Enterprise Services shall report, annually, to the Governor, the

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

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

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

1 The insurance company shall not increase premiums for the Volunteer
2 Firefighter Group Insurance Pool more than once per annum.

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

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

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