



House of Representatives *State of Utah*

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January 24, 2006

Mr. Speaker:

The Business and Labor Committee reports a favorable recommendation on **H.B. 72**, WORKERS' COMPENSATION FOR THE STATE, by Representative G. Snow, with the following amendments:

1. *Page 1, Line 1:*

1 WORKERS' COMPENSATION FUND AND WORKERS' COMPENSATION
FOR THE STATE

2. *Page 1, Lines 8 through 13:*

8 General Description:

9 This bill amends the Insurance Code, the Utah Labor Code, and the Utah

10 Administrative Services Code to address the Workers' Compensation Fund, the
Fund's assets, and workers' compensation coverage for the state.

11 Highlighted Provisions:

12 This bill:

 = ▶ addresses the legal nature of the Workers' Compensation Fund and its
assets;

13 ▶ addresses the makeup of the Workers' Compensation Fund's board of directors;

3. *Page 1, Lines 26 through 27:*

26 AMENDS:

31A-33-103, as last amended by Chapter 222, Laws of Utah 2000

27 31A-33-106, as last amended by Chapters 176 and 186, Laws of Utah 2002

4. *Page 2, Line 32:*

32 *Be it enacted by the Legislature of the state of Utah:*

Section 1. Section 31A-33-103 is amended to read:

31A-33-103. Legal nature of Workers' Compensation Fund.

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- (1) The Workers' Compensation Fund is:
- (a) a nonprofit, self-supporting, quasi-public corporation;
 - = (b) subject to statutes governing the Workers' Compensation Fund that may be enacted or modified by the Legislature; and
 - {~~(b)~~} (c) a legal entity, that may sue and be sued in its own name.
- (2) All of the business and affairs of the corporation shall be conducted in the name of the Workers' Compensation Fund or if conducted through a subsidiary, such other corporate names that comply with state law.
- = (3) The Workers' Compensation Fund and all of its assets, including the Injury Fund, are:
- (a) not owned by the state, other than as a policyholder; and
 - (b) private in ownership being owned by the Workers' Compensation Fund's policyholders.

Renumber remaining sections accordingly.

5. *Page 2, Line 53:*

53 (6) No two directors may represent or be employed by the same policyholder.

6. *Page 9, Lines 255 through 256:*

255 (i) exempt from ~~{Sections 34A-2-201.5;}~~ Section 34A-2-202.5 ~~{;}~~ and
Subsection 34A-2-704 (14); and

256 (ii) required to pay a premium assessment as provided in Section 34A-2-202.

Respectfully,

Stephen D. Clark
Committee Chair

Voting: 12-0-1

3 HB0072.HC1.WPD 1/25/06 8:39 am amorgan/AM PO/AM

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