

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Cummings offered the following:

2
3 **Amendment**

4 Remove lines 231-282 and insert:
5 provided in s. 440.51. Payments of assessments shall be made by
6 each carrier, self-insurer, and self-insured employer to the
7 department for the Special Disability Trust Fund pursuant to
8 department rule establishing such method of payment.

9 2. The department shall estimate annually in advance the
10 amount necessary for the administration of this subsection and
11 the maintenance of this fund pursuant to this paragraph ~~and~~
12 ~~shall make such assessment in the manner hereinafter provided.~~
13 By July 1 of each year, the department shall calculate the
14 assessment rate, which shall be based upon the net premiums

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15 written by carriers and self-insurers, the amount of premiums
16 calculated by the department for self-insured employers, the sum
17 of the anticipated disbursements and expenses of the Special
18 Disability Trust Fund for the next calendar year, and the
19 expected fund balance for the next calendar year. Such
20 assessment rate shall take effect January 1 of the next calendar
21 year. Such amount shall be prorated among the insurance
22 companies writing workers' compensation insurance in the state,
23 the self-insurers, and the self-insured employers.

24 3. All reimbursement requests that are approved, but
25 remain unpaid as of June 30, 2014, shall be paid by October 31,
26 2014.

27 ~~2. The annual assessment shall be calculated to produce~~
28 ~~during the next calendar year an amount which, when combined~~
29 ~~with that part of the balance anticipated to be in the fund on~~
30 ~~December 31 of the current calendar year which is in excess of~~
31 ~~\$100,000, is equal to the average of:~~

32 ~~a. The sum of disbursements from the fund during the~~
33 ~~immediate past 3 calendar years, and~~

34 ~~b. Two times the disbursements of the most recent calendar~~
35 ~~year.~~

36 ~~e. Such assessment rate shall first apply on a calendar~~
37 ~~year basis for the period beginning January 1, 2012, and shall~~
38 ~~be included in workers' compensation rate filings approved by~~
39 ~~the office which become effective on or after January 1, 2012.~~
40 ~~The assessment rate effective January 1, 2011, shall also apply~~

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41 ~~to the interim period from July 1, 2011, through December 31,~~
42 ~~2011, and shall be included in workers' compensation rate~~
43 ~~filings, whether regular or amended, approved by the office~~
44 ~~which become effective on or after July 1, 2011. Thereafter, the~~
45 ~~annual assessment rate shall take effect January 1 of the next~~
46 ~~calendar year and shall be included in workers' compensation~~
47 ~~rate filings approved by the office which become effective on or~~
48 ~~after January 1 of the next calendar year. Assessments shall~~
49 ~~become due and be paid quarterly.~~

50

51 ~~Such amount shall be prorated among the insurance companies~~
52 ~~writing compensation insurance in the state and the self-~~
53 ~~insurers.~~

54 ~~3. The net premiums written by the companies for workers'~~
55 ~~compensation in this state and the net premium written~~
56 ~~applicable to the self-insurers in this state are the basis for~~
57 ~~computing the amount to be assessed as a percentage of net~~
58 ~~premiums. Such payments shall be made by each carrier and self-~~
59 ~~insurer to the department for the Special Disability Trust Fund~~
60 ~~in accordance with such regulations as the department~~
61 ~~prescribes.~~

62 ~~4. The Chief Financial Officer is authorized to receive~~

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