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HOUSE JOINT RESOLUTION NO. 11
AMENDMENT IN THE NATURE OF A SUBSTITUTE
(Proposed by the Senate Committee on Rules
on March 4, 2022)

(Patron Prior to Substitute—Delegate Marshall)

Requesting the Workers' Compensation Commission to study the practice of charging workers' compensation premiums on bonus pay, vacations, and holidays. Report.

WHEREAS, it is the duty of the Workers' Compensation Commission to administer the Virginia Workers' Compensation Act; and

WHEREAS, pursuant to the Virginia Workers' Compensation Act, certain workers' compensation premiums may be assessed toward bonus pay, vacations, and holidays; now, therefore, be it

RESOLVED by the House of Delegates, the Senate concurring, That the Workers' Compensation Commission be requested to study the practice of charging workers' compensation premiums on bonus pay, vacations, and holidays.

In conducting its study, the Workers' Compensation Commission shall consider (i) the actuarial basis of the practice of charging workers' compensation premiums on bonus pay, vacations, and holidays; (ii) the extent to which any other states have imposed limitations on this practice, and the justifications therefor; (iii) the amounts of such premiums assessed toward bonus pay, vacation time, or holiday time; (iv) the effect that any limitations on this practice would have on rate adequacy, other aspects of the workers' compensation insurance marketplace, the general fund of the state treasury, and the administrative fund of the Workers' Compensation Act; and (v) whether the objectives of the Workers' Compensation Act would best be served by imposing any limitations on the practice of charging workers' compensation premiums on bonus pay, vacation time, or holiday time.

All agencies of the Commonwealth shall provide assistance to the Workers' Compensation Commission for this study, upon request.

The Workers' Compensation Commission shall complete its meetings by December 1, 2022, and shall submit to the Governor and the General Assembly an executive summary and a report of its findings and recommendations for publication as a House or Senate document. The executive summary and report shall be submitted as provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative documents and reports no later than the first day of the 2023 Regular Session of the General Assembly and shall be posted on the General Assembly's website.