

LD1264722

SENATE BILL NO. 594

Offered January 25, 1994

A *BILL to amend and reenact § 65.2-1006 of the Code of Virginia, relating to workers' compensation; tax against payroll of self-insurers.*

Patrons—Norment and Holland, R.J.; Delegate: Heilig

Referred to the Committee on Commerce and Labor

Be it enacted by the General Assembly of Virginia:**1. That § 65.2-1006 of the Code of Virginia is amended and reenacted as follows:**

§ 65.2-1006. Payroll reports of self-insurers and tax thereon.

A. Every employer carrying his own risk under the provisions of § 65.2-801 and every employer member of a licensed group self-insurance association shall, under oath, report to the Workers' Compensation Commission his payroll subject to the provisions of this title. Such report shall be made in form prescribed by the Commission and at the time herein provided for premium reports by an insurer.

B. The Commission shall assess against such payroll a maintenance fund tax computed by taking 2 1/2 percent: (i) of the basic premiums chargeable against the same or most similar industry or business, taken from the manual insurance rate for compensation then in force in this Commonwealth, *less returned premiums and reinsurance ceded or excess insurance premiums paid or payable*; (ii) in its discretion, of such premiums modified in accordance with an experience rating determined by the records of the Commission; (iii) in the case of self-insurers covered under the Federal Longshoremen's and Harbor Worker's Compensation Act, of such premiums chargeable under an equitable premium modification plan approved by the Commission; or (iv) in case of self-insurers who are concurrently covered by this title and the Federal Coal Mine Health and Safety Act of 1969, as amended, of such premiums chargeable under an equitable premium modification plan approved by the Commission. Such tax shall be paid as provided in § 65.2-1002 and, if not so paid, the same shall be collected by the Comptroller in the manner provided in § 65.2-1004.

C. The State Corporation Commission shall at all times have access to the reports herein required to be made to the Workers' Compensation Commission by self-insurers for the purpose of performing the duties imposed upon the State Corporation Commission under this title.

INTRODUCED

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