

1 Commission as they relate to general administration of the
2 provisions of said chapter are hereby transferred to and imposed
3 upon the Insurance Commissioner.

4 (b) Unless otherwise specified in chapter twenty-three of this
5 code, upon termination of the Workers' Compensation Commission, the
6 duties imposed upon the Workers' Compensation Commission as they
7 relate to the award and payment of disability and death benefits
8 and the review of claims in articles four and five of ~~said~~ that
9 chapter will be imposed upon the Employers Mutual Insurance Company
10 established pursuant to article two-c of ~~said~~ that chapter, a
11 private carrier offering Workers' Compensation insurance in this
12 state and self-insured employers. Whenever reference is made to
13 the Workers' Compensation Commissioner in those articles, the duty
14 prescribed shall apply to the Employers Mutual Insurance Company,
15 a private carrier or self-insured employer, as applicable.

16 (c) From the effective date of this enactment, the Insurance
17 Commissioner shall regulate all insurers licensed to transact
18 workers' compensation insurance in this state and all of the
19 provisions of this chapter shall apply to such insurers, unless
20 otherwise exempted by statute.

21 (d) Notwithstanding any contrary provisions of the code the
22 Insurance Commissioner shall regulate all self-insured employers in
23 this state and all of the provisions of this chapter shall apply to
24 such insurers from the effective date of this enactment. Upon

1 notice of noncompliance with a provision of this chapter by the
2 Insurance Commissioner, a self-insured employer shall have ninety
3 days to comply with a provision of this chapter. Thereafter, a
4 noncompliant self-insured employer shall be subject to the
5 penalties of section six, article eleven of this chapter.

NOTE: The purpose of this bill is to give the Insurance Commissioner the power to regulate and penalize self-insured employers in order to combat the practice of employers neglecting to pay benefits offered under their self-insured plans, resulting in unpaid medical bills which negatively impacts employees' credit ratings.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.