

87 LSO-0184

HOUSE BILL 0047HOUSE BILL 0047

HB0047FT03

AN ACT to amend W.S. 27-14-102(a)(viii) and 27-14-103 by creating a new subsection (g) relating to coverage under worker's compensation; expanding coverage to include employees and occupations not designated extrahazardous, subject to the election of the employer; modifying the definition of employer accordingly; and providing for an effective date.

Introduced by:

John J. Hines
Rafael A. Murphy

DATE	ACTION	DATE	ACTION
JAN 13 1987	READ FIRST TIME	FEB 17 1987	Received Amended House did concur on Senate Amendments Ayes 3, Noes 2, Excused 1, Absent 0
	REFERRED TO COM. NO. <u>10</u>		RECEIVED FROM SENATE
	DELIVERED TO COM. NO. <u>10</u>		
JAN 28 1987	RETURNED		SENT TO LSO FOR ENROLLING
	RECOMMENDED DO PASS <i>gaye</i>		RECEIVED FROM LSO ENROLLED
JAN 19 1987	<i>Considered in Com. of whole</i>		HEA NO. <u>28</u>
	recommended do pass		SIGNED BY SPEAKER <u>2-17-87</u>
JAN 20 1987	READ SECOND TIME		SIGNED BY PRESIDENT <u>2-17-87</u>
JAN 21 1987	READ THIRD TIME		APPROVED BY GOVERNOR <u>2-19-87</u>
	<u>63</u> PASSED Ayes <u>63</u> Noes <u>1</u> Excused <u>0</u> Absent <u>0</u>		CHAPTER NO. <u>31</u> SESSION LAWS OF WYOMING
	Sent to Senate		
JAN 21 1987	Received from House _____ Read first time _____ Referred to Com. No. <u>10</u> Delivered to Com. No. <u>10</u>		
FEB 12 1987	STANDING COMM. REPORT		
	RECOMMENDED DO PASS		
FEB 13 1987	CONSIDERED IN COM. OF WHOLE		
	DO PASS		
FEB 14 1987	READ SECOND TIME		
	NO PASS		
FEB 16 1987	READ THIRD TIME		
	AMENDED AS FOLLOWS <u>H80047S31/A</u>		
	<u>38</u> PASSED Ayes <u>38</u> Noes <u>1</u> Excused <u>0</u> Absent <u>1</u>		

SENT TO HOUSE

CONTINUED ON BACK

HB 47 3rd Date 2/16/87

SENATE ROLL CALL

FORTY-NINTH WYOMING LEGISLATURE

	Excused	Absent	Ayes	Noes
ARNEY			✓	
BURNETT		✓		
CUNDALL			✓	
DIXON			✓	
DUSL			✓	
EDDINS			✓	
FANOS			✓	
FRISBY			✓	
GRIEVE			✓	
HEALY			✓	
HERBST			✓	
HICKEY			✓	
HINKLEY Whaley			✓	
KINNEY			✓	
LARSON			✓	
MADER			✓	
NORRIS			✓	
PERRY			✓	
PREVEDEL			✓	
REESE			✓	
SCHMIDT			✓	
SCOTT			✓	
STROOCK			✓	
SULLIVAN			✓	
TRUE			✓	
TURNER				
TWIFORD			✓	
VINICH			✓	
WIEDERSPAHN			✓	
ZIMMER				✓
MR. PRESIDENT			✓	

PRESENT _____

AYES	28
NOES	1
EXCUSED	0
ABSENT	1
TOTAL	30

HOUSE ROLL CALL

FORTY-NINTH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ARNOLD	✓				ODDE	✓			
BEBOUT	✓				O'TOOLE	✓			
BEHRENS	✓				PARKER	✓			
BIRLEFFI	✓				PERKINS, D.	✓			
BLACKWELL	✓				PERKINS, J.	✓			
BUDD	✓				PLANT	✓			
BURTON	✓				RANKINE	✓			
BYRD	✓				RATLIFF	✓			
CAMERON	✓				ROBERTSON	✓			
CHAMBERLAIN	✓				ROHRBACH	✓			
CROSS	✓				RYCKMAN	✓			
CROWLEY	✓				SCHWOPE	✓			
CUBIN	✓				SHREVE	✓			
DICKEY	✓				SIMONS	✓			
ENZI	✓				STAUFFER	✓			
FREUDENTHAL	✓				TATE	✓			
GERINGER	✓				TEMPEST	✓			
GRANT	✓				THOMAS	✓			
GUICE	✓				TIBBS	✓			
HAGEMAN	✓				TIPPETS	✓			
HANSEN	✓				TIPTON	✓			
HARRISON	✓				TYSDAL	✓			
HINES	✓				WALLIS <i>Cf</i>			✓	
HONAKER	✓				WEAVER	✓			
HOWARD	✓				WILLFORD	✓			
HUMPHREY	✓				WOLFLEY	✓			
JENSEN	✓				ZIMMERMAN	✓			
LUMMIS	✓				ZUMBRUNNEN	✓			
MACMILLAN	✓				MR. SPEAKER	✓			
MALDONADO	✓				PRESENT				
MARTON	✓								
MCILVAIN	✓								
MERRAN									
MICHEL	✓								
MILLER	✓								
MURPHY	✓								

AYES 63
 NOES _____
 EXCUSED 1
 ABSENT _____
 TOTAL 64
 LESS _____

CL Third Reading Date 1/21/187

91347

HOUSE ROLL CALL

FORTY-NINTH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ARNOLD	✓				ODDE	✓			
BEBOUT	✓				O'TOOLE	✓			
BEHRENS	✓				PARKER	✓			
BIRLEFFI	✓				PERKINS, D.	✓			
BLACKWELL	✓				PERKINS, J.	✓			
BUDD	✓				PLANT	✓			
BURTON	✓				RANKINE	✓			
BYRD	✓				RATLIFF		✓		
CAMERON	✓				ROBERTSON	✓			
CHAMBERLAIN	✓				ROHRBACH	✓			
CROSS	✓				RYCKMAN	✓			
CROWLEY	✓				SCHWOPE	✓			
CUBIN	✓				SHREVE	✓			
DICKEY	✓				SIMONS	✓			
ENZI	✓				STAUFFER	✓			
FREUDENTHAL	✓				TATE	✓			
GERINGER	✓				TEMPEST	✓			
GRANT	✓				THOMAS	✓			
GUICE	✓				TIBBS	✓			
HAGEMAN	✓				TIPPETS	✓			
HANSEN	✓				TIPTON	✓			
HARRISON	✓				TYSDAL	✓			
HINES	✓				WALLIS	✓			
HONAKER	✓				WEAVER	✓			
HOWARD	✓				WILLFORD	✓			
HUMPHREY	✓				WOLFLEY	✓			
JENSEN	✓				ZIMMERMAN	✓			
LUMMIS	✓				ZUMBRUNNEN	✓			
MACMILLAN	✓				MR. SPEAKER	✓			
MALDONADO	✓				PRESENT				
MARTON	✓								
MCILVAIN	✓								
NEWMAN									
MICHEL	✓								
MILLER	✓								
MURPHY	✓								

AYES 63
 NOES 1
 EXCUSED _____
 ABSENT _____
 TOTAL 64
 LESS _____

70135 Concurrent List Date 1/21/87

HOUSE ROLL CALL

FORTY-NINTH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ARNOLD	✓				ODDE	✓			
BEBOUT	✓				O'TOOLE	✓			
BEHRENS	✓				PARKER	✓			
BIRLEFFI	✓				PERKINS, D.	✓			
BLACKWELL	✓				PERKINS, J.	✓			
BUDD	✓				PLANT	✓			
BURTON	✓				RANKINE	✓			
BYRD	✓				RATLIFF	✓			
CAMERON	✓				ROBERTSON	✓			
CHAMBERLAIN	✓				ROHRBACH	✓			
CROSS	✓				RYCKMAN	✓			
CROWLEY	✓				SCHWOPE	✓			
CUBIN	✓				SHREVE	✓			
DICKEY	✓				SIMONS	✓			
ENZI	✓				STAUFFER	✓			
FREUDENTHAL	✓				TATE	✓			
GERINGER	✓				TEMPEST	✓			
GRANT	✓				THOMAS	✓			
GUICE	✓				TIBBS	✓			
HAGEMAN	✓				TIPPETS	✓			
HANSEN	✓				TIPTON	✓			
HARRISON	✓				TYSDAL	✓			
HINES	✓				WALLIS	✓			
HONAKER	✓				WEAVER	✓			
HOWARD	✓				WILLFORD	✓			
HUMPHREY	✓				WOLFLEY	✓			
JENSEN	✓				ZIMMERMAN	✓			
LUMMIS	✓				ZUMBRUNNEN	✓			
MACMILLAN	✓				MR. SPEAKER	✓			
MALDONADO	✓				PRESENT <u>1</u> AYES <u>64</u> NOES _____ EXCUSED _____ ABSENT _____ TOTAL <u>64</u> LESS _____				
MARTON	✓								
MCILVAIN	✓								
MEENAN									
MICHELI	✓								
MILLER	✓								
MURPHY	✓								

House of Intro				Second House			
_____	To Com. No.	_____		_____	To Com No.	_____	
_____	Stand Report	Do _____	Amd _____	Not _____	_____	Stand Report	Do _____
_____	Com Whole	Do _____	Amd _____	Not _____	_____	Com Whole	Do _____
_____	2nd Reading	Amd _____			_____	2nd Reading	Amd _____
_____	3rd Reading	Amd _____	Pass _____	Fail _____	_____	3rd Reading	Amd _____
							Pass _____
							Fail _____

INTRODUCED

1987

STATE OF WYOMING

87LSO-0184.01

HOUSE BILL NO. 0047

Worker's compensation - coverage.

Sponsored by: Representative(s) HINES and MURPHY and
Senator(s) PERRY

A BILL

for

1 AN ACT to amend W.S. 27-14-103 by creating a new subsec-
2 tion (g) relating to coverage under worker's compensation;
3 expanding coverage to include employees and occupations
4 not designated extrahazardous, subject to the election of
5 the employer; and providing for an effective date.

6 Be It Enacted by the Legislature of the State of Wyoming:

7 Section 1. W.S. 27-14-103 by creating a new subsec-
8 tion (g) is amended to read:

9 27-14-103. Extrahazardous occupations; enumeration;

1 definitions; optional coverage of nonextrahazardous occu-
2 pations.

3 (g) ANY EMPLOYEE NOT ENUMERATED UNDER THIS SECTION
4 OR NOT EMPLOYED IN AN EXTRAHAZARDOUS OCCUPATION ENUMERATED
5 UNDER THIS SECTION MAY BE COVERED AND SUBJECT TO THE PRO-
6 VISIONS OF THIS ACT IF HIS EMPLOYER ELECTS TO OBTAIN COV-
7 ERAGE UNDER THIS ACT AND MAKES PAYMENTS AS REQUIRED BY
8 THIS ACT. AN EMPLOYER ELECTING COVERAGE MAY ONLY ELECT TO
9 COVER ALL HIS EMPLOYEES. THE DIVISION SHALL NOT PROVIDE
10 COVERAGE UNDER THIS SUBSECTION SOONER THAN THIRTY (30)
11 DAYS AFTER RECEIPT OF THE EMPLOYER'S NOTICE OF ELECTION.
12 AN EMPLOYER MAY WITHDRAW COVERAGE ELECTED UNDER THIS SUB-
13 SECTION AT ANY TIME IF THE ELECTED COVERAGE HAS BEEN IN
14 EFFECT FOR AT LEAST THREE (3) YEARS AND THE EMPLOYER IS
15 CURRENT ON ALL CONTRIBUTIONS AND PAYMENTS REQUIRED UNDER
16 THIS ACT.

17 Section 2. This act is effective July 1, 1987.

18 (END)

FISCAL NOTE

<u>Anticipated REVENUE to:</u>	<u>FY 1988</u>	<u>FY 1989</u>	<u>FY 1990</u>
Worker's Compensation			
Account (from premiums)	\$3,500,000.00	\$4,000,000.00	\$4,500,000.00
TOTAL ESTIMATED REVENUE	\$3,500,000.00	\$4,000,000.00	\$4,500,000.00

<u>Anticipated COST to:</u>	<u>FY 1987</u>	<u>FY 1988</u>	<u>FY 1990</u>
General Fund	\$8,532.00	\$8,532.00	
Worker's Comp. Acct.		\$2,000,000.00*	\$2,250,000.00*
TOTAL ESTIMATED COST	\$8,532.00	\$2,008,532.00	\$2,250,000.00

* Maximum

1. The revenue estimates were provided by the Worker's Compensation Division. The Division also said that premiums should outweigh claims by at least two to one.
2. No apparent significant personnel impact. (Part time only for 4-5 months in the beginning.)

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne,January 15....., 1987..

Mr. Speaker:

Your Committee No.10..... on Labor, Health and Social Services.....
to whom was referred House Bill No. 0047.....
respectfully reports same back to the House with the recommendation that it **DO PASS**:

AYESNOESEXCUSED

Cameron
Hines
Maldonado
Miller
Perkins
Tibbs
Tysdal
Weaver
Murphy

Nyla A. Murphy

Chairman

HB0047S31/A

- ✓✓ Page 1-line 1 After "W.S." insert "27-14-102(a)(viii) and".
- ✓✓ Page 1-line 5 After ";" insert "modifying the definition of employer accordingly;".
- ✓✓ Page 1-line 7 After "W.S." insert "27-14-102(a)(viii) and".
- ✓✓ Page 1-line 8 Delete "is" insert "are".
- ✓✓ Page 1-after line 8 insert:

"27-14-102. Definitions.

(a) As used in this act:

(viii) "Employer" means any person employing an employee who is engaged in any extrahazardous occupation and ANY PERSON ELECTING COVERAGE FOR HIS EMPLOYEES UNDER W.S. 27-14-103(g). "EMPLOYER" includes fire districts for volunteer firemen, counties for volunteer ambulance personnel and search and rescue personnel, the Wyoming aeronautics commission for volunteer search pilots, the division of manpower planning for federal Job Training Partnership Act participants not covered by a qualifying employer-employee relationship, the governmental entity for which recipients of general relief perform work and the governmental entity for which prisoners, probationers or parolees perform work;".

Page 2-line 6 After "ACT" insert "AND HIS EMPLOYMENT SHALL BE TREATED AS IF EXTRAHAZARDOUS FOR PURPOSES OF THIS ACT,". -PERRY

- 1 HB0047HW1/ F
- 2 Page 1-line 5 After ";" insert "prohibiting general fund
- 3 appropriations for purpose of this act;".
- 4 Page 2-After line 16 Insert the following new "Section 2"
- 5 and renumber the subsequent sections
- 6 accordingly:
- 7 "Section 2. No additional general fund appropriations
- 8 shall be made to the worker compensation division for admin-
- 9 istrative purposes to implement this act.". WEAVER

dy