

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend _____ SCS/Senate Bill No. 613, Page 1, Section Title, Line 2,

2 by striking the word "the"; and further amend lines 3-4, by
 3 striking all of said lines and inserting in lieu thereof the
 4 following: "worker's compensation."; and

5 Further amend said bill, page 2, section 287.245, line 37,
 6 by inserting after all of said line the following:

7 "287.957. The experience rating plan shall contain
 8 reasonable eligibility standards, provide adequate incentives for
 9 loss prevention, and shall provide for sufficient premium
 10 differentials so as to encourage safety. The uniform experience
 11 rating plan shall be the exclusive means of providing prospective
 12 premium adjustment based upon measurement of the loss-producing
 13 characteristics of an individual insured. An insurer may submit
 14 a rating plan or plans providing for retrospective premium
 15 adjustments based upon an insured's past experience. Such system
 16 shall provide for retrospective adjustment of an experience
 17 modification and premiums paid pursuant to such experience
 18 modification where a prior reserved claim produced an experience
 19 modification that varied by greater than fifty percent from the
 20 experience modification that would have been established based on
 21 the settlement amount of that claim. The rating plan shall

1 prohibit an adjustment to the experience modification of an
2 employer if the total medical cost does not exceed [one thousand
3 dollars] twenty percent of the current split point of primary and
4 excess losses under the uniform experience rating plan, and the
5 employer pays all of the total medical costs and there is no lost
6 time from the employment, other than the first three days or less
7 of disability under subsection 1 of section 287.160, and no claim
8 is filed. An employer opting to utilize this provision maintains
9 an obligation to report the injury under subsection 1 of section
10 287.380.

11 287.975. 1. The advisory organization shall file with the
12 director every pure premium rate, every manual of rating rules,
13 every rating schedule and every change or amendment, or
14 modification of any of the foregoing, proposed for use in this
15 state no more than thirty days after it is distributed to
16 members, subscribers or others.

17 2. The advisory organization which makes a uniform
18 classification system for use in setting rates in this state
19 shall collect data for two years after January 1, 1994, on the
20 payroll differential between employers within the construction
21 group of code classifications, including, but not limited to,
22 payroll costs of the employer and number of hours worked by all
23 employees of the employer engaged in construction work. Such
24 data shall be transferred to the department of insurance,
25 financial institutions and professional registration in a form
26 prescribed by the director of the department of insurance,
27 financial institutions and professional registration, and the
28 department shall compile the data and develop a formula to
29 equalize premium rates for employers within the construction

1 group of code classifications based on such payroll differential
2 within three years after the data is submitted by the advisory
3 organization.

4 3. The formula to equalize premium rates for employers
5 within the construction group of code classifications established
6 under subsection 2 of this section shall be the formula in effect
7 on January 1, 1999. This subsection shall become effective on
8 January 1, 2014.

9 4. For the purposes of calculating the premium credit under
10 the Missouri contracting classification premium adjustment
11 program, an employer within the construction group of code
12 classifications may submit to the advisory organization the
13 required payroll record information for the first, second, third,
14 or fourth calendar quarter of the year prior to the workers'
15 compensation policy beginning or renewal date, provided that the
16 employer clearly indicates for which quarter the payroll
17 information is being submitted."; and

18 Further amend the title and enacting clause accordingly.