



State or Federal Issues Contacts: Please refer to the list of State Relations Executives at the end of this report.

LEGISLATIVE ACTIVITY—LEGISLATIVE SESSION UPDATES

This report includes descriptions and/or excerpts of relevant bills that passed the first chamber, passed the second chamber, or were enacted during the specific periods. In addition, a recap of significant legislative and judicial activity impacting the workers compensation system is included in the first report published each month. This report is issued on a weekly basis throughout the legislative season and provides updates on the content of these bills if and when they progress through the legislative process. This report covers bills from states where NCCI provides ratemaking services (see state list under Contact Information) and the US Congress.

BILLS ENACTED

The following workers compensation-related bill was enacted within the one-week period ending July 26, 2019.

North Carolina

HB 220 was:

- Passed by the first chamber on May 2, 2019
- Included in NCCI's July 12, 2019 **Legislative Activity Report** (RLA-2019-26)
- Amended and passed by the second chamber on July 9, 2019
- Included in NCCI's July 19, 2019 **Legislative Activity Report** (RLA-2019-27)
- Enacted and effective on July 26, 2019, for amendments to **section 58-36-30**

HB 220, in part, amends **section 58-36-30** of the North Carolina Insurance Law to read:

§ 58-36-30. Deviations.

...

(c) Any approved rate under subsection (b) of this section with respect to workers' compensation and employers' liability insurance written in connection therewith shall be furnished to the Bureau, therewith. A rate in excess of that promulgated by the Bureau may be charged by an insurer on any specific risk if the higher rate is charged in accordance with rules adopted by the Commissioner.

...

BILLS PASSING SECOND CHAMBER

There were no relevant workers compensation-related bills that passed the second chamber within the one-week period ending July 26, 2019.

BILLS PASSING FIRST CHAMBER

There were no relevant workers compensation-related bills that passed the first chamber within the one-week period ending July 26, 2019.

OTHER ITEMS OF INTEREST

State	Update
Alaska	The Alaska Department of Labor and Workforce Development is requesting public input on establishing a unified definition of the term "independent contractor" for purposes of various programs, including workers compensation. A meeting will be held on August 16.

Idaho	The Idaho Industrial Commission is expected to host the next Workers Compensation Advisory Committee on August 14.
Nevada	<p>The law-only filing related to AB 370 was approved on July 19. AB 370 was signed into law during the 2019 session of the Nevada Legislature with an effective date of July 1, 2019. As a result, the current voluntary loss costs and assigned risk rates effective March 1, 2019, in Nevada are proposed to be adjusted to reflect the impact of AB 370.</p> <p>AB 370 applies an annual increase of 2.3% to the death benefits paid to widows, widowers, surviving children, or surviving dependent parents who are entitled to death benefits under industrial insurance on account of industrial injuries or disablements from occupational diseases. The annual increase in benefits will first take effect on January 1, 2020, and on January 1 of each year thereafter. Insurers that pay death benefits on accidents occurring prior to July 1, 2019, may be reimbursed for the cost of the increase in death benefits and for salary and other administrative expenses related to the payment of those benefits. The request for reimbursement can be submitted to the Fund for Workers Compensation and Safety, subject to approval by the administrator of the Division of Industrial Relations of the Department of Business and Industry.</p> <p><i>NCCI estimates that the prospective impact of AB 370 on total system costs to be +3.3%.</i></p>
Oregon	The Oregon Workers Compensation Division (WCD) is proposing rule amendments primarily resulting from legislation enacted in 2018 and 2019. The proposed rules and an issues document are available at the WCD website. The WCD is soliciting feedback from the industry regarding these proposed rules.
Utah	<p>The Labor Commission’s Workers’ Compensation Advisory Council met in July. Commissioner Maughan provided an update on a planned rule change that the department is initiating to eliminate confusion with filing deadlines. The proposed change will delete reference to “calendar days” to be consistent with related statutory deadlines. There was consensus among the stakeholders that this is a positive change.</p> <p>The deputy commissioner of the Labor Commission discussed a draft bill that will change the blood alcohol level in the workers compensation statute to .05, which reflects the current state’s blood alcohol limit.</p> <p>The council also discussed a bill that would exempt minor employees—who are children of the partners of a partnership or of the owners of a sole proprietorship—from being covered by workers compensation. The bill appears to lack support from members of the Business and Labor Interim Committee.</p>

Contact Information

If you have any questions about the legislation or proposals mentioned, please contact the appropriate NCCI state relations executive (listed below) or a representative of your local insurance trade association.

State	State Relations Executive	Phone Number
SC, TN	Amy Quinn	561-893-3812
HI, NM, NV, UT	Brett Barratt	801-401-6464
IL, MO, OK	Carla Townsend	561-893-3819
AZ, KS, KY	Clarissa Preston	561-945-4517
DC, MD, VA, WV	David Benedict	804-380-3005
FL	Dawn Ingham	561-893-3165
IN, NC	Michelle Smith	561-893-3016
CT, ME, NH, RI	Justin Moulton	860-969-7903
VT	Laura Backus Hall	802-454-1800
AL, GA, LA, MS	Laura Hart Bryan	225-635-4481
CO, IA, NE, SD	Stephanie Paswaters	303-200-6728
AR, TX	Terri Robinson	501-333-2835
Federal Issues	Tim Tucker	202-403-8526
AK, ID, MT, OR	Todd Johnson	561-893-3814

This report is informational and is not intended to provide an interpretation of state and federal legislation.