



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 02/09/04, by Frank J. Mautino

SYNOPSIS AS INTRODUCED:

215 ILCS 5/107a.04

Amends the Illinois Insurance Code. Adds the Industrial Commission Operations Fund Surcharge to group workers' compensation pools considered to be assessable domestic mutual insurance companies. Effective July 1, 2004.

LRB093 16351 SAS 41989 b

1 AN ACT concerning insurance.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Insurance Code is amended by
5 changing Section 107a.04 as follows:

6 (215 ILCS 5/107a.04)

7 Sec. 107a.04. Organization under the Illinois Insurance
8 Code.

9 (a) After December 31, 2000, group workers' compensation
10 pools shall for the purpose of this Article, and this Article
11 only, be considered as though they were assessable domestic
12 mutual insurance companies and subject to the following:

13 (1) Article XII 1/2, Article XIII, Article XIII 1/2,
14 Article XXIV; and

15 (2) Sections 126.2, 126.4, 126.7, 132, 132.1 through
16 132.7, 133, 134, 137, 139, 140, 141.1, 141.2, 142, 143,
17 143c, 147, 148, 149, 154.5, 154.6, 154.7, 154.8, 155.01,
18 155.04, 173.1, 173.2, 173.3, 173.4, 173.5, 174, 174.1, 175,
19 176, 178, 179b, 378, 379.1, 408, 408.3, 416, 449, 456, 457,
20 and 458, subsections A, B, C, and E of Section 126.5,
21 subsection A of Section 126.6, and subsections (1) and (7)
22 of Section 412 of this Code.

23 (b) If there is a conflict between any Section of this
24 Article and any other Section of this Code, then the provisions
25 of this Article shall apply.

26 (c) No other provision of this Code shall be applicable to
27 any qualified workers' compensation group workers'
28 compensation pool except as provided in this Article.

29 (d) A certificate of authority that is in effect on the
30 effective date of this amendatory Act of the 91st General
31 Assembly and that was issued pursuant to Section 4a of the
32 Workers' Compensation Act or Section 4a of the Workers'

1 Occupational Diseases Act to a group self-insurer shall remain
2 in effect under this Article. Such group self-insurer shall
3 then be deemed to be a qualified group workers' compensation
4 pool and shall be subject to this Article.

5 (Source: P.A. 91-757, eff. 1-1-01.)

6 Section 99. Effective date. This Act takes effect July 1,
7 2004.