

# HB2919



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB2919

by Rep. Laura Fine

#### SYNOPSIS AS INTRODUCED:

New Act

Creates the Workers' Compensation Insurance Fund Act. Creates the Workers' Compensation Insurance State Fund as an independent body corporate and politic for the purpose of insuring employers against liability for compensation under the Workers' Compensation Act. Provides that the Fund shall be administered by the Department of Insurance without liability on the part of the State.

LRB098 08245 JLS 38343 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning workers' compensation insurance.

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

4 Section 1. Short title. This Act may be cited as the  
5 Workers' Compensation Insurance Fund Act.

6 Section 5. Creation of the Workers' Compensation Insurance  
7 State Fund.

8 (a) There is hereby created an independent body corporate  
9 and politic to be known as the Workers' Compensation Insurance  
10 State Fund for the purpose of insuring employers against  
11 liability for compensation under the Workers' Compensation  
12 Act. The Fund shall consist of all premiums and penalties  
13 received and paid into the Fund, of property and securities  
14 acquired by and through the use of money belonging to the Fund,  
15 and of interest earned upon money belonging to the Fund and  
16 deposited or invested.

17 (b) The Fund shall be administered by the Department of  
18 Insurance without liability on the part of the State. The Fund  
19 shall be applicable to the payment of losses sustained on  
20 account of insurance and to the payment of compensation under  
21 the Workers' Compensation Act and of expenses of administering  
22 the Fund.

23 (c) The Director of Insurance shall appoint 5 persons to be

1 the board of directors of the Workers' Compensation Insurance  
2 State Fund and shall appoint a chairman from the 5 directors.  
3 The directors shall be appointed for terms of 4 years, except  
4 that all vacancies shall be filled for the unexpired term,  
5 provided that the first 2 appointments that the Director makes  
6 after the effective date of this Act shall serve a term of 2  
7 years and the other 3 members shall serve a term of 4 years.  
8 Thereafter, a member shall serve a term of 4 years. The members  
9 of the board of directors shall appoint a manager of the  
10 Workers' Compensation Insurance State Fund who shall serve at  
11 their pleasure and such other officers and employees as they  
12 may require for the performance of their duties and shall  
13 prescribe the duties and compensation of each officer and  
14 employee.

15 (d) It shall be the duty of the board of directors to  
16 direct the policies and operation of the Workers' Compensation  
17 Insurance State Fund to ensure that the Fund is run as an  
18 efficient insurance company, remains actuarially sound, and  
19 maintains the public purposes for which the Workers'  
20 Compensation Insurance State Fund was created.

21 (e) The Workers' Compensation Insurance State Fund is  
22 subject to and shall comply with the provisions of the Illinois  
23 Insurance Code. For purposes of regulation, the Workers'  
24 Compensation Insurance State Fund shall be deemed to be a  
25 mutual insurer.