



MISSOURI SELF-INSURERS ASSOCIATION
Bill Summary and Status Report
05-18-2015 - 10:25:54

HB 148 	Fitzpatrick(R)	Specifies that beginning January 1, 2016, certain shareholders of S corporations may elect to reject workers compensation insurance coverage. Last Action: 4-28-15 S Hearing conducted
HB 177 	May(D)	Establishes the Joint Committee on Missouri Division of Workers' Compensation. Last Action: 5-15-15 H Referred to House Committee on House-Emerging Issues
HB 248 	Colona(D)	Allows an employee who is injured on the job to select his or her own health care provider to cure and relieve the effects of the injury at the expense of the employer. Last Action: 5-15-15 H Referred to House Committee on House-Property/Casualty/Life Insurance
HB 270 	Miller(R)	Changes the laws regarding unlawful employment or discriminatory practices. Last Action: 5-15-15 H Referred to House Committee on House-Civil and Criminal Proceedings
HB 337 	McGaugh(R)	Modifies provisions related to employer requirements for employee benefits. Last Action: 4-20-15 H Reported do pass as substituted House-Select-Labor/Indust. Relations
HB 349 	Newman(D)	Establishes the Pregnant Workers' Fairness Act. Last Action: 5-15-15 H Referred to House Committee on House-Workforce Standards and Development
HB 465	Haahr(R)	Establishes the Civil Justice Funding Model Act. Last Action: 1-12-15 H Withdrawn
HB 512 	Haahr(R)	Establishes the Civil Litigation Funding Act. Last Action: 3-16-15 H Referred to House Committee on House-Select-Financial Institution/Taxation
HB 552 	Walton Gray(D)	Establishes the Joint Committee on Missouri Division of Workers' Compensation. Last Action: 5-15-15 H Referred to House Committee on House-Workforce Standards and Development
HB 609 	Gosen(R)	Changes the laws regarding workers' compensation large deductible policies issued by an insurer.

HB 615 ■■■■■	Dohrman(R) Schatz(R)	Last Action: 4-28-15 S Hearing conducted	Specifies that unpaid volunteers of a tax-exempt veteran's organization are not subject to the Workers' Compensation Law.
HB 1019 ■■■■■	Austin(R) Romine(R)	Last Action: 5-15-15 H House refused to concur in Senate amendments 0)	Changes the laws regarding the Missouri Human Rights Act and employment discrimination.
SB 21 ■	Chappelle-Nadal(D)	Last Action: 5-15-15 S Set on the Senate Calendar	Modifies and enacts provisions relating to law enforcement officers.
SB 36 ■	Romine(R)	Last Action: 3- 4-15 S Superseded by - see SB 331	Modifies the law relating to the Missouri Human Rights Act and employment discrimination.
SB 44 ■■	Nasheed(D)	Last Action: 3-17-15 S Hearing conducted	Prohibits employers from inquiring into or considering the criminal records of applicants before offering a conditional offer of employment.
SB 288	Schatz	Last Action: 5-15-15 S Set on the Senate Calendar	(FIL) SB 288 - Currently, the uniform experience rating plan of workers' compensation insurance must prohibit an adjustment to the experience modification of an employer if the total medical cost does not exceed \$1,000, the employer pays all of the medical costs, there is no lost time from the employment (subject to exceptions), and no claim is filed. This act changes the medical cost amount limit to 20% of the current split point of primary and excess losses under the uniform experience rating plan.
			The act further provides that, for purposes of calculating the premium credit under the Missouri contracting classification premium adjustment program, an employer within the construction group of code classifications may submit to the advisory organization the required payroll record information for the first, second, third, or fourth calendar quarter of the year prior to the workers' compensation policy beginning or renewal date, provided the employer clearly indicates for which quarter the payroll information is being submitted.
			This act is identical to HB 1997 (2014).
			SCOTT SVAGERA
SB 402	Wieland	Last Action: 4-21-15 S Voted do pass from committee on Senate-Small Bus./Insurance/Industry	(FIL) SB 402 - The act requires all large deductible claims which are also covered claims to be turned over to the responsible guaranty association, unless otherwise stipulated by the guaranty association.

However, in the event that an insured pays a deductible claim pursuant to an agreement with a guaranty association, no receiver or guaranty association shall have any obligation to pay such claim or reimburse the insured.

The act entitles guaranty associations to reimbursement from the insured for payment of deductible claims in the event that the insurer would have been entitled to such reimbursement. If the guaranty association is not reimbursed, they are entitled to assert a claim for the amount owed in subsequent disciplinary proceedings.

The receiver is required to take all commercially reasonable actions to collect reimbursements for deductible claims and bill the insured for such reimbursement. Insolvency of the insurer or its inability to perform its obligations under the policy shall not be a defense to the insured's failure to reimburse. Further, only in the case of gross negligence or an allegation of improper handling or payment of a deductible claim by the insurer shall insolvency of the receiver or guaranty association be a defense to the insured's failure to reimburse such entity.

The act requires receivers to utilize collateral, when available, to secure the insured's obligations to fund or reimburse deductible claims or other secured obligations. The act sets out the procedures for satisfying claims with collateral.

This act is identical to HB 609 (2015).

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Last Action: 4-30-15 S Committee Vote Reconsidered Senate-Commerce, Energy and the Environment

[SB 492](#) [Schatz](#)

(FIL) SB 492 - Under current law, no employer or agent shall discharge or in any way discriminate against any employee for exercising any of his or her rights under workers' compensation statutes. This act changes that so that no employer or agent shall discharge or discriminate against any employee for exercising any of his or her rights under this chapter when the exercising of such rights is the exclusive cause of the discharge.

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Last Action: 3- 5-15 S Referred to Senate Committee on Senate-Small Bus./Insurance/Industry