

## HOUSE BILL NO. HB0010

Workers' compensation amendments.

Sponsored by: Joint Labor, Health and Social Services  
Interim Committee

A BILL

for

1 AN ACT relating to workers' compensation; amending bonding  
2 and coverage requirements for employees of nonresident  
3 employers, as specified; providing a penalty for delinquent  
4 employer reports, as specified; amending the minimum  
5 penalty on delinquent premiums; repealing the requirement  
6 that covered employment be principally localized in  
7 Wyoming; and providing for an effective date.

8

9 *Be It Enacted by the Legislature of the State of Wyoming:*

10

11 **Section 1.** W.S. 27-1-106(c)(ii), 27-14-202 by  
12 creating a new subsection (j), 27-14-203(c),  
13 27-14-301(a)(intro) and 27-14-302(b) and by creating a new  
14 subsection (e) are amended to read:

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1           27-1-106. Certain nonresident employers required to  
2 post bond; exceptions.

3  
4           (c) The bond or security provided for in this section  
5 shall ensure:

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7           (ii) All other payments or obligations of the  
8 nonresident employer required by the Wyoming Worker's  
9 Compensation Act unless waived by the director pursuant to  
10 W.S. 27-14-302.

11  
12           27-14-202. Premium payments; payroll reports;  
13 department authority to establish joint reporting; remedies  
14 for incorrect earnings categorizations by employers.

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16           (j) The division, on or about the fifteenth of the  
17 month following the due date, shall send a written notice  
18 of delinquency to an employer failing to submit a report as  
19 required by this section. An employer failing to submit a  
20 report required by this section within thirty (30) days of  
21 the date due shall, in addition to any delinquent premium  
22 penalty pursuant to W.S. 27-14-203, be assessed a penalty  
23 of one hundred dollars (\$100.00) for each delinquent  
24 report.

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2       **27-14-203. Failure of employer to make payments;**  
3 **interest; lien; injunction; nonexclusive remedies.**

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5       (c) Premiums not paid on or before the date due shall  
6 bear interest of two percent (2%) per month or any  
7 fractional portion thereof, ~~or fifty dollars (\$50.00) per~~  
8 ~~month, whichever amount is greater,~~ from the due date until  
9 payment plus accrued interest is received by the division.  
10 The interest is part of the payment due for all purposes if  
11 suit is instituted as provided in this act.

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13       **27-14-301. Applicability of provisions.**

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15       (a) This act applies to all injuries and deaths  
16 occurring in Wyoming in employment described in W.S.  
17 27-14-108(a), (d), (e), (j), (k) or (m) ~~if the employment~~  
18 ~~is principally localized in Wyoming~~ and to all injuries and  
19 deaths occurring outside of Wyoming in employment described  
20 in W.S. 27-14-108(a), (d), (e), (j), (k) or (m) under the  
21 following conditions:

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23       **27-14-302. Required reporting; security required for**  
24 **certain nonresident employers.**

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(b) Before starting business or engaging work in this state, a nonresident employer as defined by W.S. 27-1-106(a) shall register as required by W.S. 27-14-207, and shall either pay an advance premium deposit as provided in the department's rules and regulations or shall file with the director a surety bond or other security approved by the director, as provided in W.S. 27-1-106.

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10       (e) The requirements of this section shall be waived  
11       if the nonresident employer provides a certificate of  
12       coverage pursuant to W.S. 27-14-306(b).

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14           **Section 2.**   W.S. 27-14-108(g) (iv) and 27-14-301(a) (i)  
15   and (b) are repealed.

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17           **Section 3.** This act is effective July 1, 2006.

18

19 (END)