

IN THE SENATE

SENATE BILL NO. 1145

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO WORKER'S COMPENSATION; AMENDING SECTION 72-523, IDAHO CODE, TO
2
3 EXTEND A TEMPORARY PREMIUM TAX REDUCTION AND TO EXTEND CERTAIN DEDUC-
4 TION PROVISIONS.

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 72-523, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 72-523. SOURCE OF FUND -- PREMIUM TAX. The state insurance fund, ev-
9 ery authorized self-insurer and every surety authorized under the Idaho in-
10 surance code or by the director of the department of insurance to transact
11 worker's compensation insurance in Idaho, in addition to all other payments
12 required by statute, shall semiannually, within thirty (30) days after Feb-
13 ruary 1 and July 1 of each year, pay into the state treasury to be deposited in
14 the industrial administration fund a premium tax as follows:

15 (1) Commencing July 1, 1993, every surety, other than self-insurers au-
16 thorized to transact worker's compensation insurance, a sum equal to two and
17 one-half percent (2.5%) of the net premiums written by each respectively on
18 worker's compensation insurance in this state during the preceding six (6)
19 months' period, but in no case less than seventy-five dollars (\$75.00);

20 (2) Each self-insurer, a sum equal to two and one-half percent (2.5%) of
21 the amount of premium such employer who is a self-insurer would be required
22 to pay as premium to the state insurance fund, but in no case less than sev-
23 enty-five dollars (\$75.00);

24 (3) Notwithstanding the provisions of subsections (1) and (2) of this
25 section, for the period January 1, 2012, through December 31, 2013~~5~~:

26 (a) Every surety, other than self-insurers authorized to transact
27 worker's compensation insurance, a sum equal to two percent (2%) of the
28 net premiums written by each respectively on worker's compensation in-
29 surance in this state during the preceding six (6) months' period, but
30 in no case less than seventy-five dollars (\$75.00); and

31 (b) Each self-insurer, a sum equal to two percent (2%) of the amount of
32 premium such employer who is a self-insurer would be required to pay as
33 premium to the state insurance fund, but in no case less than seventy-
34 five dollars (\$75.00).

35 (4) Any insurer making any payment into the industrial administration
36 fund under the provisions of subsection (1) of this section or, during the
37 period January 1, 2012, through December 31, 2013~~5~~, any insurer making any
38 payment into the industrial administration fund under the provisions of sub-
39 section (3) of this section, shall be entitled to deduct fifty percent (50%)
40 of the premium tax paid pursuant to this section from any sum that it is re-
41 quired to pay into the department of insurance as a tax on worker's compensa-
42 tion premiums.

1 (5) In arriving at net premiums written, dividends paid, declared or
2 payable shall not be deducted.

3 (6) For the purposes of this section and section 72-524, Idaho Code,
4 net premiums written shall mean the amount of gross direct premiums written,
5 less returned premiums and premiums on policies not taken.