DEPARTMENT OF INDUSTRIAL RELATIONS

## Christine Baker, Director

Office of the Director
1515 Clay Street, 17th Floor
Oakland, CA 94612
Tel: (510) 622-3959 Fax: (510) 622-3265

DATE: November 26, 2014

TO: California Self-Insured Employer

FROM: Christine Baker, Director, Department of Industrial Relations

SUBJECT: Fiscal Year 2014/2015 Assessments:

- Workers' Compensation Administration Revolving Fund (WCARF)
- Uninsured Employers Benefits Trust Fund (UEBTF)
- Subsequent Injuries Benefits Trust Fund (SIBTF)
- Occupational Safety and Health Fund (OSHF)
- Labor Enforcement and Compliance Fund (LECF)
- Workers' Compensation Fraud Account (FRAUD)

Labor Code Sections 62.5 and 62.6 authorize the Department of Industrial Relations to assess employers for the costs of the administration of the workers' compensation, health and safety and labor standards enforcement programs. These assessments provide a stable funding source to the support operations of the courts, to ensure safe and healthy working conditions on the job, to ensure the enforcement of labor standards and requirements for workers' compensation coverage.

The purpose of this letter is to inform you that you will be receiving an invoice for your share of the assessments authorized by Labor Code Sections 62.5 and 62.6. The Labor Code requires allocation of the total assessment between insured and self-insured employers in proportion to payroll for the most recent year available

| Authority | Type | Total Assessment <br> for all Payers | 2015 Self-Insured <br> Employer <br> Assessment Factor |
| :---: | :--- | ---: | :--- |
| Labor Code <br> § 62.5 | Workers' Compensation Administration <br> Revolving Fund Assessment (WCARF) | $\$ 439,830,814$ | 0.034985 |
| Labor Code <br> § 62.5 | Uninsured Employers Benefits Trust Fund <br> Assessment (UEBTF) | $\$ 59,453,531$ | 0.005759 |
| Labor Code <br> § 62.5 | Subsequent Injuries Benefits Trust Fund <br> Assessment (SIBTF) | $\$ 35,105,623$ | 0.003207 |
| Labor Code <br> § 62.5 | Occupational Safety and Health Fund <br> Assessment (OSHF) | $\$ 85,765,474$ | 0.010827 |
| Labor Code <br> $\S 62.5$ | Labor Enforcement and Compliance Fund <br> Assessment (LECF) | $\$ 67,007,943$ | 0.007834 |
| Labor Code <br> $\S 62.6$ | Workers' Compensation Fraud Account <br> Assessment (FRAUD) | $\$ 53,445,000$ | 0.009039 |

Attached is a worksheet detailing the methodology used to compute the Workers’ Compensation Administration Revolving Fund, Uninsured Employers Benefits Trust Fund, Subsequent Injuries Trust Fund, Occupational Safety and Health Fund, Labor, Labor Enforcement and Compliance Fund allocation and Workers' Compensation Fraud Account Assessment and to allocate the assessment between insured and self-insured employers.

Your share of the various assessments will be calculated by multiplying the self-insured employer assessment factors for each assessment by the total indemnity paid by your organization.

If you have any questions, please contact the Office of Self-Insurance Plans in Sacramento at (916) 4647000.

Sincerely,

Christine Baker
Director

Enclosure

## Christine Baker, Director

Office of the Director
1515 Clay Street, 17th Floor
Oakland, CA 94612
Tel: (510) 622-3959 Fax: (510) 622-3265

DATE: November 26, 2014
TO: California Legally Uninsured Employer

FROM: Christine Baker, Director, Department of Industrial Relations

SUBJECT: Fiscal Year 2014/2015 Assessments:

- Workers' Compensation Administration Revolving Fund (WCARF)
- Uninsured Employers Benefits Trust Fund (UEBTF)
- Subsequent Injuries Benefits Trust Fund (SIBTF)
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Labor Code Sections 62.5 and 62.6 authorize the Department of Industrial Relations to assess employers for the costs of the administration of the workers' compensation, health and safety and labor standards enforcement programs. These assessments provide a stable funding source to the support operations of the courts, to ensure safe and healthy working conditions on the job, to ensure the enforcement of labor standards and requirements for workers' compensation coverage.

The purpose of this letter is to inform you that you will be receiving an invoice for your share of the assessments authorized by Labor Code Sections 62.5 and 62.6. The Labor Code requires allocation of the total assessment between insured and self-insured employers in proportion to payroll for the most recent year available.

| Authority | Type |  | Total Assessment <br> for all Payers |
| :---: | :--- | ---: | :--- |
| Labor Code <br> $\S 62.5$ | 2015 Legally <br> Uninsured Employer <br> Assessment Factor |  |  |
| Labor Code <br> § 62.5 | Uninsured Employers Benefits Trust Fund <br> Assessment (UEBTF) | $\$ 439,830,814$ | 0.034985 |
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| Labor Code <br> $\S 62.5$ | Labor Enforcement and Compliance Fund <br> Assessment (LECF) | $\$ 85,765,474$ | 0.010827 |
| Labor Code <br> § 62.6 | Workers' Compensation Fraud Account <br> Assessment (FRAUD) | $\$ 67,007,943$ | 0.007834 |

Attached is a worksheet detailing the methodology used to compute the Workers' Compensation Administration Revolving Fund, Uninsured Employers Benefits Trust Fund, Subsequent Injuries Trust Fund, Occupational Safety and Health Fund, Labor Enforcement and Compliance Fund allocation and Workers' Compensation Fraud Account Assessment and to allocate the assessment between insured and self-insured employers.

Your share of the various assessments will be calculated by multiplying the self-insured employer assessment factors for each assessment by the total indemnity paid by your organization.

If you have any questions, please contact the Office of Self Insurance Plans in Sacramento at (916) 4647000.

Sincerely,

Christine Baker

Director

Enclosure

# California Department of Industrial Relations <br> 2014-2015 Workers' Compensation Administration Revolving Fund Assessment, Uninsured Employers Benefits Trust Fund Assessment, Subsequent Injuries Benefits Trust Fund Assessment, Occupational Safety and Health Fund Assessment, Labor Enforcement and Compliance Fund Assessment and Workers' Compensation Fraud Account Assessment 

## METHODOLOGY

Labor Code Sections 62.5 and 62.6 require the Department of Industrial Relations to levy the total amounts of the Workers' Compensation Administration Revolving Fund Assessment, Uninsured Employers Benefits Trust Fund Assessment, Subsequent Injuries Trust Fund Assessment, Occupational Safety and Health Fund Assessment, Labor Enforcement and Compliance Fund Assessment and Workers' Compensation Fraud Account Assessment between insured employers and self-insured employers in proportion to payroll paid in the most recent year for which information is available.

Step 1: Determine Total Assessments Required for 2014-2015
(1.1) Workers' Compensation Administration Revolving Fund Assessment (Labor Code § 62.5)..
\$197,205,152

(1.2) Uninsured Employers Benefits Trust Fund Assessment (Labor Code § 62.5).
\$32,653,213
Total Assessment Required............................. \$59,453,531

SIP 1314 Undercollection............................. $\frac{(\$ 410,229)}{\$ 32,653,213}$
(1.3) Subsequent Injuries Benefits Trust Fund Assessment (Labor Code § 62.5) $\qquad$

| Total Assessment Required. | \$35,105,623 |
| :---: | :---: |
| Fund Balance. | (\$22,168,000) |
| DWC 1314 Overcollection.. | \$5,287,655 |
| SIP 1314 Undercollection. | (\$303,901) |
|  | \$17,921,377 |

(1.4) Occupational Safety and Health Fund Assessment (Labor Code § 62.5)
\$62,339,947
Total Assessment Required.............................. \$85,765,474
Fund Balance............................................... (\$32,721,000)
DWC 1314 Overcollection............................... \$9,795,287
SIP 1314 Undercollection............................. $\frac{(\$ 499,814)}{\$ 62339,947}$
(1.5) Labor Enforcement and Compliance Fund Assessment (Labor Code § 62 5)
\$44,398,989
Total Assessment Required.............................. \$67,007,943
Fund Balance............................................... (\$31,989,000)
DWC 1314 Overcollection............................... \$9,943,670
SIP 1314 Undercollection............................. $(\$ 563,624)$

## California Department of Industrial Relations

## 2014-2015 Workers' Compensation Administration Revolving Fund Assessment, Uninsured Employers Benefits Trust Fund Assessment, Subsequent Injuries Benefits Trust Fund Assessment, Occupational Safety and Health Fund Assessment, <br> Labor Enforcement and Compliance Fund Assessment and Workers' Compensation Fraud Account Assessment



## Step 2: Determine Payroll Amounts

| (2.1) | Total payroll for insured employers. | \$492,602,355,962 |
| :---: | :---: | :---: |
| Source | : California Workers' Compensation Insurance Rating Bureau (WCIRB) policy year 2011 |  |
| (2.2) | Payroll for self-insured employers ....................................................... | \$182,217,342,385 |


| (2.2.1) | 2013-14 Fiscal Year for Public Sector* | \$101,371,314,477 |
| :---: | :---: | :---: |
| (2.2.2) | 2013 for Private Sector | \$80,846,027,908 |


| (2.3) Payroll for State of California (including SCIF)**.. | \$15,539,220,277 |
| :---: | :---: |
| **Source: (Department of Personnel Administration, Fiscal Year 2013-14) |  |
| (2.4) Total payroll for self-insured employers. | \$197,756,562,662 |
| (2.5) Total combined payroll. | \$690,358,918,624 |

Step 3: Calculate Proportional Payroll for Insured and Self-Insured Employers
(3.1) Insured Employers:
$\frac{\text { Insured Employer Payroll }}{\text { Total Combined Payroll }}=\frac{\text { Methodology Section (2.1) }}{\text { Methodology Section (2.5) }}=\frac{\$ 492,602,355,962}{\$ 690,358,918,624}=\underline{\mathbf{7 1 . 3 5 \%}}$
(3.2) Self-Insured Employers:
$\frac{\text { Self-Insured Employer Payroll }}{\text { Total Combined Payroll }}=\frac{\text { Methodology Section (2.4) }}{\text { Methodology Section (2.5) }}=\frac{\$ 197,756,562,662}{\$ 690,358,918,624}=\underline{\mathbf{2 8 . 6 5 \%}}$
${ }^{1}$ (2.2) Payroll for Self-Insured Employers $=\Sigma$ of Methodology Section (2.2.1) and Methodology Section (2.2.2)
2 (2.4) Total Payroll for Self-Insured Employers $=\Sigma$ of Methodology Section (2.2) and Methodology Section (2.3)
${ }^{3}$ (2.5) Total Combined Payroll $=\Sigma$ of Methodology Section (2.1) and Methodology Section (2.4)

# California Department of Industrial Relations <br> 2014-2015 Workers' Compensation Administration Revolving Fund Assessment, Uninsured Employers Benefits Trust Fund Assessment, Subsequent Injuries Benefits Trust Fund Assessment, Occupational Safety and Health Fund Assessment, <br> Labor Enforcement and Compliance Fund Assessment and Workers' Compensation Fraud Account Assessment 

## Step 4: Determine the Total Assessments for Insured and Self-Insured Employers

| Workers' Compensation Administration Revolving Fund Assessment |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
| Calculation for Insured Employers: |  |  |  |  |
| - ( WCARF Assessment) | $\times 71.35 \%=$ | \$197,205,152 | 71.35\% | \$140,705,875 |
| INCREASED by credits due individual insurers which undercollected against previous |  |  |  |  |
| - DECREASED by insurer overcollection 1314 [pursuant to CCR § 15606(f)]. |  |  |  | (\$39,080,579) |
| (4.1) Resulting Final Insured Employers Workers' Compensation User Funding Assessment................ |  |  |  | \$113,607,543 |
| Calculation for Self-Insured Employers: |  |  |  |  |
| - ( WCARF Assessment) | X 28.65\% = | \$197,205,152 | X 28.65\% | \$56,499,276 |
| - INCREASED by the Self-Insurer undercollection from prior year................................................ |  |  |  | \$2,827,241 |
| (4.2) Resulting Final Self-Insured Employers Workers' Compensation User Funding Assessment........... |  |  |  | \$59,326,517 |



Calculation for Self-Insured Employers:
(UEBTF Assessment) $\times 28.65 \%=\$ 32,653,213 \times 28.65 \% \ldots \ldots \ldots \ldots \ldots \ldots \ldots \ldots \ldots \ldots \ldots \ldots \ldots \ldots \ldots$

- INCREASED by the Self-Insurer undercollection from prior year.
\$410,229
(4.4) Resulting Final Self-Insured Employers UEBT Fund Assessment.
\$9,765,375



# California Department of Industrial Relations <br> 2014-2015 Workers' Compensation Administration Revolving Fund Assessment, Uninsured Employers Benefits Trust Fund Assessment, Subsequent Injuries Benefits Trust Fund Assessment, Occupational Safety and Health Fund Assessment, <br> Labor Enforcement and Compliance Fund Assessment and Workers' Compensation Fraud Account Assessment 



| Labor Enforcement and Compliance Fund (LECF) Assessment |  |  |  |
| :---: | :---: | :---: | :---: |
| Calculation for Insured Employers: |  |  |  |
| - (LECF Assessment) $\times 71.35 \%=$ 444,398,989 | X | 71.35\% | \$31,678,679 |
| INCREASED by credits due individual insurers which undercollected against previous advances [CCR § 15609]................................................................................................................ $\mathbf{\$ 2 , 3 4 2 , 7 4 1}$ |  |  |  |
| D DECREASED by insurer overcollection 1314 [pursuant to |  | 5606(f)]. | (\$9,943,670) |
| (4.9) Resulting Final Insured Employers LEC Fund Assess |  |  | \$24,077,750 |
| Calculation for Self- Insured Employers: |  |  |  |
| - (LECF Assessment) $\times 28.65 \%=\$ 44,398,989$ | X | 28.65\% | \$12,720,310 |
| - INCREASED by the Self-Insurer undercollection from prio |  |  | \$563,624 |
| (4.10) Resulting Final Self-Insured Employers LEC Fund As |  |  | $\underline{\underline{\$ 13,283,934}}$ |


| Workers' Compensation Fraud Account Assessment |  |  |
| :---: | :---: | :---: |
| Calculation for Insured Employers: |  |  |
| - (Fraud Assessment) $\times 71.35 \%=$ 5 ${ }^{\text {a }} \mathbf{3 8 5 , 8 4 1}$ | X 71.35\% | \$36,663,798 |
| INCREASED by credits due individual insurers which undercollected against previous <br> advances [pursuant to CCR § 15609].................................................................................... $\mathbf{\$ 3 , 3 6 5 , 2 5 0}$ |  |  |
| - DECREASED by insurer overcollection 1314 [pursuant to | § 15606(f)]. | (\$10,998,364) |
| (4.11) Resulting Final Insured Employers Workers' Compen | Fraud Accoun | \$29,030,684 |

Calculation for Self- Insured Employers:

- (Fraud Assessment) $\times 28.65 \%=\mathbf{\$ 5 1 , 3 8 5 , 8 4 1} \times 28.65 \% \quad \$ \mathbf{1 4 , 7 2 2 , 0 4 3}$
- INCREASED by the Self-Insurer undercollection from prior year
\$605,837
(4.12) Resulting Final Self-Insured Employers Workers' Compensation Fraud Account Assessment.
\$15,327,880

California Department of Industrial Relations
2014-2015 Workers' Compensation Administration Revolving Fund Assessment, Uninsured Employers Benefits Trust Fund Assessment, Subsequent Injuries Benefits Trust Fund Assessment, Occupational Safety and Health Fund Assessment,
Labor Enforcement and Compliance Fund Assessment and Workers' Compensation Fraud Account Assessment

Step 5: Calculate the Assessment Factors

(5.4) Calculation for Self-Insured Employers:

| $\frac{\text { Total Self-Insured Employer Assessment }}{\text { Total Amt. of Workers' Comp. Indemnity Pd }{ }^{* *}}=\underline{\$ 1,765,375}$ |
| :--- |
| $\$ 1,695,778,390$ |$=\underline{\underline{\mathbf{0 . 0 0 5 7 5 9}}}$

**SOURCE: Dept. of Industrial Relations, Office of Self-Insurance Plans [ $\Sigma$ of Methodology Sections (5.2.1) to (5.2.3)]:

(5.6) Calculation for Self-Insured Employers:

| $\frac{\$ 5,438,376}{\text { Total Self-Insured Employer Assessment }}=\underline{\$ 1,695,778,390}$ |
| :--- |
| Total Amt. of Workers' Comp. Indemnity Pd.** |$=\underline{\underline{\mathbf{0 . 0 0 3 2 0 7}}}$

**SOURCE: Dept. of Industrial Relations, Office of Self-Insurance Plans [ $\Sigma$ of Methodology Sections (5.2.1) to (5.2.3)]:

| Occupational Safety and Health Fund (OSHF) Assessment Factor |  |  |  |
| :---: | :---: | :---: | :---: |
| (5.7) Calculation for Insured Employers: |  |  |  |
| Total Insured Employers Assessment | $=$ | \$37,572,278 | $=0.002348$ |
| Total Direct Workers' Compensation* <br> *Estimated Premium (Source: WCIRB estimate for 2014 Policy Year) |  | \$16,000,000,000 |  |

## California Department of Industrial Relations

2014-2015 Workers' Compensation Administration Revolving Fund Assessment, Uninsured Employers Benefits Trust Fund Assessment, Subsequent Injuries Benefits Trust Fund Assessment, Occupational Safety and Health Fund Assessment,
Labor Enforcement and Compliance Fund Assessment and Workers' Compensation Fraud Account Assessment
(5.8) Calculation for Self-Insured Employers:

| $\underline{\text { Total Self-Insured Employer Assessment }}$ |
| :--- |
| Total Amt. of Workers' Comp. Indemnity Pd.** |$=\underline{\$ 18,360,209}=\underline{\underline{\mathbf{0 . 0 1 0 8 2 7}}}$

** SOURCE: Dept. of Industrial Relations, Office of Self-Insurance Plans [ $\Sigma$ of Methodology Sections (5.2.1) to (5.2.3)]:

| Labor Enforcement <br> 9) Calculation for Insured Employers: |  | ce Fund (L |  | Assessment Factor |
| :---: | :---: | :---: | :---: | :---: |
|  | = | $\frac{\$ 24,077,750}{\$ 16,000,000,000}$ | = | 0.001505 |
| Total Insured Employers Assessment |  |  |  |  |
| Total Direct Workers' Compensation* <br> *Estimated Premium (Source: WCIRB estimate for 2014 Policy Year) |  |  |  |  |
| (5.10) Calculation for Self-Insured Employers: |  |  |  |  |
| Total Self-Insured Employer Assessment |  | \$13,283,934 | $=$ | 0.007834 |
| Total Amt. of Workers' Comp. Indemnity Pd.** |  | \$1,695,778,390 |  |  |

** SOURCE: Dept. of Industrial Relations, Office of Self-Insurance Plans [ $\Sigma$ of Methodology Sections (5.2.1) to (5.2.3)]:

** SOURCE: Dept. of Industrial Relations, Office of Self-Insurance Plans [ $\Sigma$ of Methodology Sections (5.2.1) to (5.2.3)]:

Step 6: Determine Individual Employer's Workers' Compensation Administration Revolving Fund Assessment
(6.1) Individual Insured Employers:

Assessment Factor [ 0.007100 ] X Employer's Expected Assessable Premium*
(6.2) Calculation for Individual Self-Insured Employers:

Assessment Factor [ 0.034985 ] X Total Indemnity Paid by the Employer

Step 7: Determine Individual Employers Uninsured Employers Benefits Trust (UEBT) Fund Assessment
(7.1) Individual Insured Employers:

Assessment Factor [ 0.001177 ] X Employer's Expected Assessable Premium*
(7.2) Calculation for Individual Self-Insured Employers: Assessment Factor [ 0.005759 ] X Total Indemnity Paid by the Employer

California Department of Industrial Relations
2014-2015 Workers' Compensation Administration Revolving Fund Assessment, Uninsured Employers Benefits Trust Fund Assessment, Subsequent Injuries Benefits Trust Fund Assessment, Occupational Safety and Health Fund Assessment,
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## Step 8: Determine Individual Employers Subsequent Injuries Benefit Trust

 (SIBT) Fund Assessment(8.1) Individual Insured Employers:

Assessment Factor [ 0.000538 ] X Employer's Expected Assessable Premium*
(8.2) Calculation for Individual Self-Insured Employers:

Assessment Factor [ 0.003207 ] X Total Indemnity Paid by the Employer

Step 9: Determine Individual Employers Occupational Safety and Health (OSHF) Fund Assessment
(9.1) Individual Insured Employers:

Assessment Factor [ 0.002348 ] X Employer's Expected Assessable Premium*
(9.2) Calculation for Individual Self-Insured Employers:

Assessment Factor [ 0.010827 ] X Total Indemnity Paid by the Employer

## Step 10: Determine Individual Employers Labor Enforcement and Compliance (LECF) Fund Assessment

(10.1) Individual Insured Employers: Assessment Factor [ 0.001505 ] X Employer's Expected Assessable Premium*
(10.2) Calculation for Individual Self-Insured Employers: Assessment Factor [ 0.007834 ] X Total Indemnity Paid by the Employer

Step 11: Determine Individual Employer's Workers' Compensation Fraud Account Assessment
(11.1) Individual Insured Employers:

Assessment Factor [ 0.001814 ] X Employer's Expected Assessable Premium*
(11.2) Calculation for Individual Self-Insured Employers: Assessment Factor [ 0.009039 ] $X$ Total Indemnity Paid by the Employer

* Assessable Premium

The premium the insured is charged after all rating adjustments (experience rating, schedule rating, premium discounts, expense constants, retrospective rating, etc.) except for adjustments resulting from the application of deductible plans or the return policyholder dividends.

