DATE: November 27, 2013

TO: California Self-Insured Employer

FROM: Christine Baker, Director, Department of Industrial Relations

SUBJECT: Fiscal Year 2013/2014 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 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.
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) 464-7000.

Sincerely,

Christine Baker
Director

Enclosure
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 2013-2014

(1.1) Workers' Compensation Administration Revolving Fund Assessment (Labor Code § 62.5)……………………… $228,967,134

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Assessment Required</td>
<td>$389,544,022</td>
</tr>
<tr>
<td>Fund Balance</td>
<td>($189,881,000)</td>
</tr>
<tr>
<td>DWC 1213 Overcollection</td>
<td>$31,135,693</td>
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<tr>
<td>SIP 1213 Undercollection</td>
<td>($1,831,582)</td>
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<tr>
<td><strong>Total</strong></td>
<td><strong>$228,967,134</strong></td>
</tr>
</tbody>
</table>

(1.2) Uninsured Employers Benefits Trust Fund Assessment (Labor Code § 62.5)……………………… $33,701,736

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Assessment Required</td>
<td>$58,428,190</td>
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<tr>
<td>Fund Balance</td>
<td>($32,900,000)</td>
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<tr>
<td>DWC 1213 Overcollection</td>
<td>$8,639,356</td>
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<tr>
<td>SIP 1213 Undercollection</td>
<td>($465,811)</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$33,701,736</strong></td>
</tr>
</tbody>
</table>

(1.3) Subsequent Injuries Benefits Trust Fund Assessment (Labor Code § 62.5)……………………… $24,576,613

<table>
<thead>
<tr>
<th>Description</th>
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<tr>
<td>Total Assessment Required</td>
<td>$38,019,128</td>
</tr>
<tr>
<td>Fund Balance</td>
<td>($16,925,000)</td>
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<tr>
<td>DWC 1213 Overcollection</td>
<td>$3,718,200</td>
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<tr>
<td>SIP 1213 Undercollection</td>
<td>($235,715)</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$24,576,613</strong></td>
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</table>

(1.4) Occupational Safety and Health Fund Assessment (Labor Code § 62.5)……………………… $40,268,998

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Total Assessment Required</td>
<td>$73,584,044</td>
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<tr>
<td>Fund Balance</td>
<td>($38,194,000)</td>
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<tr>
<td>DWC 1213 Overcollection</td>
<td>$5,254,132</td>
</tr>
<tr>
<td>SIP 1213 Undercollection</td>
<td>($375,177)</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$40,268,998</strong></td>
</tr>
</tbody>
</table>

(1.5) Labor Enforcement and Compliance Fund Assessment (Labor Code § 62.5)……………………… $45,304,744

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<th>Description</th>
<th>Amount</th>
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<tr>
<td>Total Assessment Required</td>
<td>$65,751,690</td>
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<tr>
<td>Fund Balance</td>
<td>($24,424,000)</td>
</tr>
<tr>
<td>DWC 1213 Overcollection</td>
<td>$4,348,760</td>
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<tr>
<td>SIP 1213 Undercollection</td>
<td>($371,706)</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$45,304,744</strong></td>
</tr>
</tbody>
</table>
The workers’ compensation fraud account assessment is established by the Department of Insurance, Fraud Commission.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Assessment Required</td>
<td>$53,445,000</td>
</tr>
<tr>
<td>Fund Balance</td>
<td>($13,305,078)</td>
</tr>
<tr>
<td>DWC 1213 Overcollection</td>
<td>$8,477,972</td>
</tr>
<tr>
<td>SIP 1213 Undercollection</td>
<td>($502,889)</td>
</tr>
<tr>
<td><strong>Total Assessment Required</strong></td>
<td><strong>$49,115,005</strong></td>
</tr>
</tbody>
</table>

**Step 2: Determine Payroll Amounts**

1. **Total payroll for insured employers**
   - Source: California Workers’ Compensation Insurance Rating Bureau (WCIRB) policy year 2010
   - Total: $466,082,434,446

2. **Payroll for self-insured employers**
   - Total: $180,238,341,067

   - **2012-13 Fiscal Year for Public Sector**: $96,686,540,961
   - **2012 for Private Sector**: $83,551,800,106

   - Source: Department of Industrial Relations, Office of Self-Insurance Plans (excludes State of California)

3. **Payroll for State of California (including SCIF)**
   - Total: $14,500,104,410

   - Source: (Department of Personnel Administration, Fiscal Year 2012-13)

4. **Total payroll for self-insured employers**
   - Total: $194,738,445,477

   - Source: (Department of Personnel Administration, Fiscal Year 2012-13)

5. **Total combined payroll**
   - Total: $660,820,879,923

   - (Insured and self-insured employers)

**Step 3: Calculate Proportional Payroll for Insured and Self-Insured Employers**

1. **Insured Employers**
   - Insured Employer Payroll
   - Total Combined Payroll
   - Methodology Section (2.1)
   - Methodology Section (2.5)
   - Proportion: 70.53%

2. **Self-Insured Employers**
   - Self-Insured Employer Payroll
   - Total Combined Payroll
   - Methodology Section (2.4)
   - Methodology Section (2.5)
   - Proportion: 29.47%

   - Source: Sum of Methodology Section (2.2.1) and Methodology Section (2.2.2)

   - Source: Sum of Methodology Section (2.2) and Methodology Section (2.3)

   - Source: Sum of Methodology Section (2.1) and Methodology Section (2.4)
Step 4: Determine the Total Assessments for Insured and Self-Insured Employers

### Workers' Compensation Administration Revolving Fund Assessment

**Calculation for Insured Employers:**

- (WCAF Assessment) \( \times 70.53\% = \$228,967,134 \times 70.53\% \)  
  \( \text{Resulting Final Insured Employers Workers' Compensation User Funding Assessment} \)  
  \( \$165,332,794 \)

**Calculation for Self-Insured Employers:**

- (WCAF Assessment) \( \times 29.47\% = \$228,967,134 \times 29.47\% \)  
  \( \text{Resulting Final Self-Insured Employers Workers' Compensation User Funding Assessment} \)  
  \( \$69,308,197 \)

### Uninsured Employers Benefits Trust (UEBT) Fund Assessment

**Calculation for Insured Employers:**

- (UEBTF Assessment) \( \times 70.53\% = \$33,701,736 \times 70.53\% \)  
  \( \text{Resulting Final Insured Employers UEBT Fund Assessment} \)  
  \( \$21,644,935 \)

**Calculation for Self-Insured Employers:**

- (UEBTF Assessment) \( \times 29.47\% = \$33,701,736 \times 29.47\% \)  
  \( \text{Resulting Final Self-Insured Employers UEBT Fund Assessment} \)  
  \( \$10,397,712 \)

### Subsequent Injuries Benefits Trust (SIBT) Fund Assessment

**Calculation for Insured Employers:**

- (SIBTF Assessment) \( \times 70.53\% = \$24,576,613 \times 70.53\% \)  
  \( \text{Resulting Final Insured Employers SIBT Fund Assessment} \)  
  \( \$17,430,348 \)

**Calculation for Self-Insured Employers:**

- (SIBTF Assessment) \( \times 29.47\% = \$24,576,613 \times 29.47\% \)  
  \( \text{Resulting Final Self-Insured Employers SIBT Fund Assessment} \)  
  \( \$7,478,443 \)
<table>
<thead>
<tr>
<th>Assessment</th>
<th>Calculation for Insured Employers</th>
<th>Calculation for Self-Insured Employers</th>
</tr>
</thead>
<tbody>
<tr>
<td>Occupational Safety and Health Fund (OSHF) Assessment</td>
<td>► (OSHF Assessment) ( \times ) 70.53% = $40,268,998 ( \times ) 70.53% ........................................ $28,401,724</td>
<td>► (OSHF Assessment) ( \times ) 29.47% = $40,268,998 ( \times ) 29.47% ........................................ $11,867,274</td>
</tr>
<tr>
<td></td>
<td>► INCREASED by credits due individual insurers which undercollected against previous advances [ CCR \ § 15609] ........................................................................................................ $6,090,799</td>
<td>► INCREASED by the Self-Insurer undercollection from prior year ................................................................................................................ $375,177</td>
</tr>
<tr>
<td></td>
<td>► DECREASED by insurer overcollection 1213 [pursuant to CCR \ § 15606(f)] ........................................................................ ($5,254,132)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(4.7) Resulting Final Insured Employers OSH Fund Assessment ................................................................................................. $29,238,392</td>
<td>(4.8) Resulting Final Self-Insured Employers OSH Fund Assessment ................................................................................................. $12,242,451</td>
</tr>
<tr>
<td>Labor Enforcement and Compliance Fund (LECF) Assessment</td>
<td>► (LECF Assessment) ( \times ) 70.53% = $45,304,744 ( \times ) 70.53% ........................................ $31,953,436</td>
<td>► (LECF Assessment) ( \times ) 29.47% = $45,304,744 ( \times ) 29.47% ........................................ $13,351,308</td>
</tr>
<tr>
<td></td>
<td>► INCREASED by credits due individual insurers which undercollected against previous advances [ CCR \ § 15609] ........................................................................................................ $5,494,155</td>
<td>► INCREASED by the Self-Insurer undercollection from prior year ................................................................................................................ $371,706</td>
</tr>
<tr>
<td></td>
<td>► DECREASED by insurer overcollection 1213 [pursuant to CCR \ § 15606(f)] ........................................................................ ($4,348,760)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(4.9) Resulting Final Insured Employers LEC Fund Assessment ................................................................................................. $33,098,832</td>
<td>(4.10) Resulting Final Self-Insured Employers LEC Fund Assessment ................................................................................................. $13,723,014</td>
</tr>
<tr>
<td>Workers’ Compensation Fraud Account Assessment</td>
<td>► (Fraud Assessment) ( \times ) 70.53% = $49,115,005 ( \times ) 70.53% ........................................ $34,640,813</td>
<td>► (Fraud Assessment) ( \times ) 29.47% = $49,115,005 ( \times ) 29.47% ........................................ $14,977,081</td>
</tr>
<tr>
<td></td>
<td>► INCREASED by credits due individual insurers which undercollected against previous advances [pursuant to CCR \ § 15609] ........................................................................................................ $9,181,770</td>
<td>► INCREASED by the Self-Insurer undercollection from prior year ................................................................................................................ $505,889</td>
</tr>
<tr>
<td></td>
<td>► DECREASED by insurer overcollection 1213 [pursuant to CCR \ § 15606(f)] ........................................................................ ($9,477,972)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(4.11) Resulting Final Insured Employers Workers’ Compensation Fraud Account Assessment ........................................ $34,344,611</td>
<td>(4.12) Resulting Final Self-Insured Employers Workers’ Compensation Fraud Account Assessment ........................................ $14,977,081</td>
</tr>
</tbody>
</table>
### Step 5: Calculate the Assessment Factors

#### Workers' Compensation Administration Revolving Fund Assessment Factor

**Calculation for Insured Employers:**

\[
\text{Total Insured Employers Assessment} = 165,332,794 \\
\text{Total Direct Workers' Compensation}^* = 13,500,000,000 \\
\text{Assessment Factor} = \frac{165,332,794}{13,500,000,000} = 0.012247
\]

*Estimated Premium *(Source: WCIRB estimate for 2013 Policy Year)

**Calculation for Self-Insured Employers:**

\[
\text{Total Self-Insured Employer Assessment} = 69,308,197 \\
\text{Total Amt. of Workers' Comp. Indemnity Pd}^{**} = 1,676,477,939 \\
\text{Assessment Factor} = \frac{69,308,197}{1,676,477,939} = 0.041342
\]

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

- **2012-13 Public Sector**: 937,771,648
- **2012 Private Sector**: 560,652,058
- **2012-13 State of California**: 178,054,233

**SOURCE**: Department of Personnel Administration

#### Uninsured Employers Benefits Trust (UEBT) Fund Assessment Factor

**Calculation for Insured Employers:**

\[
\text{Total Insured Employers Assessment} = 21,644,935 \\
\text{Total Direct Workers' Compensation}^* = 13,500,000,000 \\
\text{Assessment Factor} = \frac{21,644,935}{13,500,000,000} = 0.001603
\]

*Estimated Premium *(Source: WCIRB estimate for 2013 Policy Year)

**Calculation for Self-Insured Employers:**

\[
\text{Total Self-Insured Employer Assessment} = 10,397,712 \\
\text{Total Amt. of Workers' Comp. Indemnity Pd}^{**} = 1,676,477,939 \\
\text{Assessment Factor} = \frac{10,397,712}{1,676,477,939} = 0.006202
\]

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

#### Subsequent Injuries Benefits Trust (SIBT) Fund Assessment Factor

**Calculation for Insured Employers:**

\[
\text{Total Insured Employers Assessment} = 17,430,348 \\
\text{Total Direct Workers' Compensation}^* = 13,500,000,000 \\
\text{Assessment Factor} = \frac{17,430,348}{13,500,000,000} = 0.001291
\]

*Estimated Premium *(Source: WCIRB estimate for 2013 Policy Year)

**Calculation for Self-Insured Employers:**

\[
\text{Total Self-Insured Employer Assessment} = 7,478,443 \\
\text{Total Amt. of Workers' Comp. Indemnity Pd}^{**} = 1,676,477,939 \\
\text{Assessment Factor} = \frac{7,478,443}{1,676,477,939} = 0.004461
\]

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

**Occupational Safety and Health Fund (OSHF) Assessment Factor**

(5.7) Calculation for Insured Employers:

\[
\text{Total Insured Employers Assessment} = \frac{29,238,392}{13,500,000,000} = 0.002166
\]

*Estimated Premium (Source: WCIRB estimate for 2013 Policy Year)

(5.8) Calculation for Self-Insured Employers:

\[
\text{Total Self-Insured Employer Assessment} = \frac{12,242,451}{1,676,477,939} = 0.007302
\]

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

**Labor Enforcement and Compliance Fund (LECF) Assessment Factor**

(5.9) Calculation for Insured Employers:

\[
\text{Total Insured Employers Assessment} = \frac{33,098,832}{13,500,000,000} = 0.002452
\]

*Estimated Premium (Source: WCIRB estimate for 2013 Policy Year)

(5.10) Calculation for Self-Insured Employers:

\[
\text{Total Self-Insured Employer Assessment} = \frac{13,723,014}{1,676,477,939} = 0.008186
\]

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

**Workers' Compensation Fraud Account Assessment Factor**

(5.11) Calculation for Insured Employers:

\[
\text{Total Insured Employer Surcharge} = \frac{34,344,611}{13,500,000,000} = 0.002544
\]

*Estimated Premium (Source: WCIRB estimate for 2013 Policy Year)

(5.12) Calculation for Self-Insured Employers:

\[
\text{Total Self-Insured Employer Surcharge} = \frac{14,977,081}{1,676,477,939} = 0.008934
\]

**SOURCE:** Dept. of Industrial Relations, Office of Self-Insurance Plans [Σ 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 [ 0.012247 ] X Employer's Expected Assessable Premium*

(6.2) Calculation for Individual Self-Insured Employers:
Assessment Factor [ 0.041342 ] 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 [ 0.001603 ] X Employer's Expected Assessable Premium*

(7.2) Calculation for Individual Self-Insured Employers:
Assessment Factor [ 0.006202 ] X Total Indemnity Paid by the Employer

Step 8: Determine Individual Employers Subsequent Injuries Benefit Trust (SIBT) Fund Assessment

(8.1) Individual Insured Employers:
Assessment Factor [ 0.001291 ] X Employer's Expected Assessable Premium*

(8.2) Calculation for Individual Self-Insured Employers:
Assessment Factor [ 0.004461 ] 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 [ 0.002166 ] X Employer's Expected Assessable Premium*

(9.2) Calculation for Individual Self-Insured Employers:
Assessment Factor [ 0.007302 ] 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 [ 0.002452 ] X Employer's Expected Assessable Premium*

(10.2) Calculation for Individual Self-Insured Employers:
Assessment Factor [ 0.008186 ] 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 [ 0.002544 ] X Employer's Expected Assessable Premium*

(11.2) Calculation for Individual Self-Insured Employers:

Assessment Factor [ 0.008934 ] 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.