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# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
and Drafting

Legislative Budget  
Office

H.B. 80  
133<sup>rd</sup> General Assembly

## Bill Analysis

[Click here for H.B. 80's Fiscal Analysis](#)

**Version:** As Reported by Senate Insurance and Financial Institutions \*

**Primary Sponsor:** Rep. Oelslager

Kelly Bomba

### SUMMARY

- Authorizes the Director of Natural Resources to annually request the Administrator of Worker's Compensation to transfer a portion of the net position of the Coal-Workers Pneumoconiosis Fund to the Mining Regulation and Safety Fund created in the Coal Surface Mining Law.
- Allows the Administrator, on receiving a request from the Director, to transfer not more than \$1 million by July 1 or as soon as possible thereafter.
- Requires the Administrator, with the advice and consent of the Bureau of Workers' Compensation Board of Directors, to adopt rules governing the transfer to ensure the solvency of the Coal-Workers Pneumoconiosis Fund.

### DETAILED ANALYSIS

#### Coal-Workers Pneumoconiosis Fund transfer

(R.C. 4131.03)

The bill allows the Director of Natural Resources to annually request that the Administrator of Worker's Compensation transfer a portion of the funds from the net position of the Coal-Workers Pneumoconiosis Fund created under continuing law to the Mining Regulation and Safety Fund created under the Coal Surface Mining Law<sup>1</sup> for the purposes

\* This analysis was prepared before the report of the Senate Insurance and Financial Institutions Committee appeared in the Senate Journal. Note that the legislative history may be incomplete.

<sup>1</sup> R.C. 1513.30, not in the bill.

specified in that Law. If the Administrator receives a request from the Director, the Administrator may transfer no more than \$1 million on July 1 or as soon as possible after July 1.

The Administrator, with the advice and consent of the Bureau of Worker's Compensation Board of Directors, must adopt rules in accordance with the Administrative Procedure Act<sup>2</sup> governing the fund transfers to ensure the solvency of the Coal-Workers Pneumoconiosis Fund. For that purpose, the Administrator may establish tests based on measures of net assets, liabilities, expenses, interest, dividend income, or other factors that the Administrator determines appropriate that may be applied before making a transfer.

## Technical correction

(R.C. 4123.038)

The bill makes a technical correction to replace an obsolete cross reference with the correct cross reference for the purposes of defining “apprentice” and “apprenticeship agreement” in the Workers’ Compensation Law.

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## HISTORY

Action	Date
Introduced	02-14-19
Reported, H. Insurance	05-21-19
Re-referred to H. Finance	05-22-19
Reported, H. Finance	06-05-19
Passed House (56-38)	06-05-19
Reported, S. Insurance and Financial Institutions	---

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<sup>2</sup> R.C. Chapter 119.