



1 compensation losses, excluding medical payments and temporary total  
2 disability compensation, based on the records of the Workers'  
3 Compensation Court of Existing Claims or the Workers' Compensation  
4 Commission, paid out or payable during each quarter-year period of  
5 the calendar year, said percentage to be fixed by the Commissioner  
6 of Labor and based upon the Commissioner's certification that the  
7 proceeds thereof are reasonable and necessary to accomplish the  
8 objectives of the Oklahoma Occupational Health and Safety Standards  
9 Act. Such payments to the Oklahoma Tax Commission shall be made not  
10 later than the fifteenth day of the month following the close of the  
11 quarter-year in which compensation is paid or becomes payable.  
12 Payments made, under the provisions of this section, shall be  
13 considered losses for the purpose of computing workers' compensation  
14 rates.

15 (2) The refund provisions of Sections 227 through 229 of Title  
16 68 of the Oklahoma Statutes shall be applicable to any payments made  
17 under the provisions of the Oklahoma Occupational Health and Safety  
18 Standards Act.

19 (3) In making and entering awards for compensation, the  
20 Workers' Compensation Court of Existing Claims or the Workers'  
21 Compensation Commission shall determine and fix the amounts that  
22 shall be paid to the Oklahoma Tax Commission under the provisions of  
23 this section. The total amount so determined and fixed shall have  
24 the same force and effect as an award of the Workers' Compensation

1 Court of Existing Claims or the Workers' Compensation Commission for  
2 compensation and all provisions of law relating to the collection of  
3 awards of said court or Commission shall apply to such judgments or  
4 awards.

5 (4) It shall be the duty of the Oklahoma Tax Commission to  
6 collect the payments provided for herein, and said Commission is  
7 hereby given authority to bring an action for the recovery of any  
8 delinquent and unpaid payment or payments. In the alternative, the  
9 Oklahoma Tax Commission may enforce payments by proceeding in  
10 accordance with the provisions of Section 79 of Title 85A of the  
11 Oklahoma Statutes.

12 (5) ~~The~~ Except as otherwise provided in paragraph (7) of this  
13 section, the Oklahoma Tax Commission shall, monthly, as the same are  
14 collected, pay to the State Treasurer of this state, to the credit  
15 of the Special Occupational Health and Safety Fund, all monies  
16 collected under the provisions of this section. Monies shall be  
17 paid out of said Fund exclusively for the operation and  
18 administration of the Oklahoma Occupational Health and Safety  
19 Standards Act and for other necessary expenses of the Department of  
20 Labor pursuant to appropriations by the Oklahoma Legislature.

21 (6) The Commissioner shall determine the needs of the program,  
22 considering statistical data on disabling work injuries, depth and  
23 scope of the program as evidenced by the needs and demands of  
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1 employers and the present, planned and anticipated budgetary needs  
2 of the program, and submit same to the Legislature.

3 (7) In no event shall the total fiscal year amount paid to the  
4 credit of the Special Occupational Health and Safety Fund pursuant  
5 to this section exceed the 3-year average of the total fiscal year  
6 amounts apportioned fiscal years 2015, 2016 and 2017. Any amount in  
7 excess of the 3-year average shall be placed to the credit of the  
8 General Revenue Fund.

9 SECTION 2. This act shall become effective July 1, 2018.

10 SECTION 3. It being immediately necessary for the preservation  
11 of the public peace, health or safety, an emergency is hereby  
12 declared to exist, by reason whereof this act shall take effect and  
13 be in full force from and after its passage and approval.

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15 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated  
16 03/26/2018 - DO PASS.

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