

**California Department of Industrial Relations
2019-2020 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 2019-2020

(1.1) Workers' Compensation Administration Revolving Fund Assessment (Labor Code § 62.5)..... \$399,709,690

Total Assessment Required.....	\$541,748,181
Fund Balance.....	(\$173,577,000)
DWC 1819 Over/Undercollection.....	\$22,005,961
SIP 1819 Over/Undercollection.....	\$9,532,548
	<u>\$399,709,690</u>

(1.2) Uninsured Employers Benefits Trust Fund Assessment (Labor Code § 62.5)..... \$37,398,382

Total Assessment Required.....	\$55,856,328
Fund Balance.....	(\$31,392,000)
DWC 1819 Over/Undercollection.....	\$10,193,555
SIP 1819 Over/Undercollection.....	\$2,740,499
	<u>\$37,398,382</u>

(1.3) Subsequent Injuries Benefits Trust Fund Assessment (Labor Code § 62.5)..... \$106,459,000

Total Assessment Required.....	\$140,262,000
Fund Balance.....	(\$33,803,000)
DWC 1819 Over/Undercollection.....	(\$54,240)
SIP 1819 Over/Undercollection.....	\$54,240
	<u>\$106,459,000</u>

(1.4) Occupational Safety and Health Fund Assessment (Labor Code § 62.5)..... \$93,480,750

Total Assessment Required.....	\$133,084,141
Fund Balance.....	(\$48,946,000)
DWC 1819 Over/Undercollection.....	\$8,470,202
SIP 1819 Over/Undercollection.....	\$872,407
	<u>\$93,480,750</u>

(1.5) Labor Enforcement and Compliance Fund Assessment (Labor Code § 62.5)..... \$93,539,146

Total Assessment Required.....	\$128,199,530
Fund Balance.....	(\$44,810,000)
DWC 1819 Over/Undercollection.....	\$9,322,236
SIP 1819 Over/Undercollection.....	\$827,380
	<u>\$93,539,146</u>

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(1.6) Workers' Compensation Fraud Account Assessment (Labor Code § 62.6)..... **\$72,138,372**

The workers' compensation fraud account assessment is established by the Department of Insurance, Fraud Commission.

Total Assessment Required.....	\$72,138,372
Fund Balance.....	(\$2,713,925)
DWC 1819 Over/Undercollection.....	\$2,539,651
SIP 1819 Over/Undercollection.....	<u>\$174,274</u>
	\$72,138,372

Step 2: Determine Payroll Amounts

(2.1) Total payroll for insured employers..... **\$675,036,168,801**

Source: California Workers' Compensation Insurance Rating Bureau (WCIRB) policy year 2016

(2.2) Payroll for self-insured employers **\$243,948,673,558¹**

(2.2.1) 2018-19 Fiscal Year for Public Sector * **\$131,250,538,751**

(2.2.2) 2018 for Private Sector..... **\$112,698,134,807**

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

(2.3) Payroll for State of California (including SCIF)**..... **\$18,527,810,044**

*** Source: (Department of Personnel Administration, Fiscal Year 2018-19)*

(2.4) Total payroll for self-insured employers..... **\$262,476,483,602²**

(2.5) Total combined payroll..... **\$937,512,652,403³**

(Insured and self-insured employers)

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

(3.1) Insured Employers:

<u>Insured Employer Payroll</u>	=	<u>Methodology Section (2.1)</u>	=	<u>\$675,036,168,801</u>	=	<u>72.00%</u>
Total Combined Payroll		<u>Methodology Section (2.5)</u>		<u>\$937,512,652,403</u>		

(3.2) Self-Insured Employers:

<u>Self-Insured Employer Payroll</u>	=	<u>Methodology Section (2.4)</u>	=	<u>\$262,476,483,602</u>	=	<u>28.00%</u>
Total Combined Payroll		<u>Methodology Section (2.5)</u>		<u>\$937,512,652,403</u>		

¹ **(2.2) Payroll for Self-Insured Employers** = Σ of Methodology Section (2.2.1) and Methodology Section (2.2.2)

² **(2.4) Total Payroll for Self-Insured Employers** = Σ of Methodology Section (2.2) and Methodology Section (2.3)

³ **(2.5) Total Combined Payroll** = Σ of Methodology Section (2.1) and Methodology Section (2.4)

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

Workers' Compensation Administration Revolving Fund Assessment

Calculation for Insured Employers:

▶ (WCARF Assessment) X 72.00% = \$399,709,690 X 72.00%	\$287,790,977
▶ INCREASED by credits due individual insurers which undercollected against previous advances [CCR § 15609]	\$15,381,170
▶ DECREASED by insurer overcollection 1819 [pursuant to CCR § 15606(f)]	(\$22,005,961)
(4.1) Resulting Final Insured Employers Workers' Compensation User Funding Assessment	\$281,166,186

Calculation for Self-Insured Employers:

▶ (WCARF Assessment) X 28.00% = \$399,709,690 X 28.00%	\$111,918,713
▶ DECREASED by the Self-Insurer overcollection from prior year	(\$9,532,548)
(4.2) Resulting Final Self-Insured Employers Workers' Compensation User Funding Assessment	\$102,386,165

Uninsured Employers Benefits Trust (UEBT) Fund Assessment

Calculation for Insured Employers:

▶ (UEBTF Assessment) X 72.00% = \$37,398,382 X 72.00%	\$26,926,835
▶ INCREASED by credits due individual insurers which undercollected against previous advances [CCR § 15609]	\$4,281,730
▶ DECREASED by insurer overcollection 1819 [pursuant to CCR § 15606(f)]	(\$10,193,555)
(4.3) Resulting Final Insured Employers UEBT Fund Assessment	\$21,015,010

Calculation for Self-Insured Employers:

▶ (UEBTF Assessment) X 28.00% = \$37,398,382 X 28.00%	\$10,471,547
▶ DECREASED by the Self-Insurer overcollection from prior year	(\$2,740,499)
(4.4) Resulting Final Self-Insured Employers UEBT Fund Assessment	\$7,731,048

Subsequent Injuries Benefits Trust (SIBT) Fund Assessment

Calculation for Insured Employers:

▶ (SIBTF Assessment) X 72.00% = \$106,459,000 X 72.00%	\$76,650,480
▶ INCREASED by credits due individual insurers which undercollected against previous advances [CCR § 15609]	\$2,967,688
▶ INCREASED by insurer undercollection 1819 [pursuant to CCR § 15606(f)]	\$54,240
(4.5) Resulting Final Insured Employers SIBT Fund Assessment	\$79,672,408

Calculation for Self- Insured Employers:

▶ (SIBTF Assessment) X 28.00% = \$106,459,000 X 28.00%	\$29,808,520
▶ DECREASED by the Self-Insurer overcollection from prior year	(\$54,240)
(4.6) Resulting Final Self-Insured Employers SIBT Fund Assessment	\$29,754,280

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Occupational Safety and Health Fund (OSHF) Assessment

Calculation for Insured Employers:

▶ (OSHF Assessment) X 72.00% =	\$93,480,750	X 72.00%	\$67,306,140
▶ INCREASED by credits due individual insurers which undercollected against previous advances [CCR § 15609].....			\$5,806,082
▶ DECREASED by insurer overcollection 1819 [pursuant to CCR § 15606(f)].....			(\$8,470,202)
(4.7) Resulting Final Insured Employers OSH Fund Assessment.....			<u>\$64,642,020</u>

Calculation for Self- Insured Employers:

▶ (OSHF Assessment) X 28.00% =	\$93,480,750	X 28.00%	\$26,174,610
▶ DECREASED by the Self-Insurer overcollection from prior year.....			(\$872,407)
(4.8) Resulting Final Self-Insured Employers OSH Fund Assessment.....			<u>\$25,302,203</u>

Labor Enforcement and Compliance Fund (LECF) Assessment

Calculation for Insured Employers:

▶ (LECF Assessment) X 72.00% =	\$93,539,146	X 72.00%	\$67,348,185
▶ INCREASED by credits due individual insurers which undercollected against previous advances [CCR § 15609].....			\$4,883,189
▶ DECREASED by insurer overcollection 1819 [pursuant to CCR § 15606(f)].....			(\$9,322,236)
(4.9) Resulting Final Insured Employers LEC Fund Assessment.....			<u>\$62,909,138</u>

Calculation for Self- Insured Employers:

▶ (LECF Assessment) X 28.00% =	\$93,539,146	X 28.00%	\$26,190,961
▶ DECREASED by the Self-Insurer overcollection from prior year.....			(\$827,380)
(4.10) Resulting Final Self-Insured Employers LEC Fund Assessment.....			<u>\$25,363,581</u>

Workers' Compensation Fraud Account Assessment

Calculation for Insured Employers:

▶ (Fraud Assessment) X 72.00% =	\$72,138,372	X 72.00%	\$51,939,628
▶ INCREASED by credits due individual insurers which undercollected against previous advances [pursuant to CCR § 15609].....			\$5,859,329
▶ DECREASED by insurer overcollection 1819 [pursuant to CCR § 15606(f)].....			(\$2,539,651)
(4.11) Resulting Final Insured Employers Workers' Compensation Fraud Account Assessment..			<u>\$55,259,306</u>

Calculation for Self- Insured Employers:

▶ (Fraud Assessment) X 28.00% =	\$72,138,372	X 28.00%	\$20,198,744
▶ DECREASED by the Self-Insurer overcollection from prior year.....			(\$174,274)
(4.12) Resulting Final Self-Insured Employers Workers' Compensation Fraud Account Assessment.....			<u>\$20,024,470</u>

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Step 5: Calculate the Assessment Factors

Workers' Compensation Administration Revolving Fund Assessment Factor

(5.1) Calculation for Insured Employers:

$$\frac{\text{Total Insured Employers Assessment}}{\text{Total Direct Workers' Compensation*}} = \frac{\$281,166,186}{\$16,500,000,000} = \underline{\underline{0.017040}}$$

*Estimated Premium (Source: WCIRB estimate for 2019 Policy Year)

(5.2) Calculation for Self-Insured Employers:

$$\frac{\text{Total Self-Insured Employer Assessment}}{\text{Total Amt. of Workers' Comp. Indemnity Pd**}} = \frac{\$102,386,165}{\$2,042,192,686} = \underline{\underline{0.050135}}$$

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

(5.2.1)	2018-19 Public Sector.....	\$1,214,375,072
(5.2.2)	2018 Private Sector.....	\$614,881,701
(5.2.3)	2018-19 State of California***	\$212,935,913

*** SOURCE: Department of Personnel Administration

Uninsured Employers Benefits Trust (UEBT) Fund Assessment Factor

(5.3) Calculation for Insured Employers:

$$\frac{\text{Total Insured Employers Assessment}}{\text{Total Direct Workers' Compensation*}} = \frac{\$21,015,010}{\$16,500,000,000} = \underline{\underline{0.001274}}$$

*Estimated Premium (Source: WCIRB estimate for 2019 Policy Year)

(5.4) Calculation for Self-Insured Employers:

$$\frac{\text{Total Self-Insured Employer Assessment}}{\text{Total Amt. of Workers' Comp. Indemnity Pd **}} = \frac{\$7,731,048}{\$2,042,192,686} = \underline{\underline{0.003786}}$$

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

Subsequent Injuries Benefits Trust (SIBT) Fund Assessment Factor

(5.5) Calculation for Insured Employers:

$$\frac{\text{Total Insured Employers Assessment}}{\text{Total Direct Workers' Compensation*}} = \frac{\$79,672,408}{\$16,500,000,000} = \underline{\underline{0.004829}}$$

*Estimated Premium (Source: WCIRB estimate for 2019 Policy Year)

(5.6) Calculation for Self-Insured Employers:

$$\frac{\text{Total Self-Insured Employer Assessment}}{\text{Total Amt. of Workers' Comp. Indemnity Pd.**}} = \frac{\$29,754,280}{\$2,042,192,686} = \underline{\underline{0.014570}}$$

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

Occupational Safety and Health Fund (OSHF) Assessment Factor

(5.7) Calculation for Insured Employers:

$$\frac{\text{Total Insured Employers Assessment}}{\text{Total Direct Workers' Compensation*}} = \frac{\$64,642,020}{\$16,500,000,000} = \underline{\underline{0.003918}}$$

*Estimated Premium (Source: WCIRB estimate for 2019 Policy Year)

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(5.8) Calculation for Self-Insured Employers:

<u>Total Self-Insured Employer Assessment</u>	=	<u>\$25,302,203</u>	=	<u>0.012390</u>
Total Amt. of Workers' Comp. Indemnity Pd.**		\$2,042,192,686		

** 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:

<u>Total Insured Employers Assessment</u>	=	<u>\$62,909,138</u>	=	<u>0.003813</u>
Total Direct Workers' Compensation*		\$16,500,000,000		

*Estimated Premium (Source: WCIRB estimate for 2019 Policy Year)

(5.10) Calculation for Self-Insured Employers:

<u>Total Self-Insured Employer Assessment</u>	=	<u>\$25,363,581</u>	=	<u>0.012420</u>
Total Amt. of Workers' Comp. Indemnity Pd.**		\$2,042,192,686		

** 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:

<u>Total Insured Employer Surcharge</u>	=	<u>\$55,259,306</u>	=	<u>0.003349</u>
Total Direct Workers' Compensation*		\$16,500,000,000		

*Estimated Premium (Source: WCIRB estimate for 2019 Policy Year)

(5.12) Calculation for Self-Insured Employers:

<u>Total Self-Insured Employer Surcharge</u>	=	<u>\$20,024,470</u>	=	<u>0.009805</u>
Total Amt. of Workers' Comp. Indemnity Pd.**		\$2,042,192,686		

** 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 [0.017040]	X	Employer's Expected <u>Assessable Premium*</u>
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(6.2) Calculation for Individual Self-Insured Employers:

Assessment Factor [0.050135]	X	Total Indemnity Paid by the Employer
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**Step 7: Determine Individual Employers Uninsured Employers Benefits
Trust (UEBT) Fund Assessment**

(7.1) Individual Insured Employers:

Assessment Factor [0.001274]	X	Employer's Expected <u>Assessable Premium*</u>
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(7.2) Calculation for Individual Self-Insured Employers:

Assessment Factor [0.003786]	X	Total Indemnity Paid by the Employer
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**Step 8: Determine Individual Employers Subsequent Injuries Benefit Trust
(SIBT) Fund Assessment**

(8.1) Individual Insured Employers:
Assessment Factor [0.004829] X Employer's Expected Assessable Premium*

(8.2) Calculation for Individual Self-Insured Employers:
Assessment Factor [0.014570] 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 [0.003918] X Employer's Expected Assessable Premium*

(9.2) Calculation for Individual Self-Insured Employers:
Assessment Factor [0.012390] 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 [0.003813] X Employer's Expected Assessable Premium*

(10.2) Calculation for Individual Self-Insured Employers:
Assessment Factor [0.012420] 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 [0.003349] X Employer's Expected Assessable Premium*

(11.2) Calculation for Individual Self-Insured Employers:
Assessment Factor [0.009805] 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, etc.) except for adjustments resulting from the application of deductible plans, retrospective rating or the return policyholder dividends.