



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 237

ADOPTED

H237-ALR-53 [v.4]

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)

Page 1 of 2

Comm. Sub. [NO]
Amends Title [NO]
Second Edition

Date June 14, 2012

Senator Brown

1 moves to amend the bill, as amended by Amendment #1, on page 7, lines 48-49, by inserting
2 the following between the lines:

3 "SECTION 8.(a) Creation and Membership. – The Joint Legislative Committee on
4 Workers' Compensation Insurance Coverage Compliance and Fraud Prevention and Detection
5 (Committee) is created. The Committee shall consist of eight members to be appointed as
6 follows:

- 7 (1) Four members of the Senate appointed by the President Pro Tempore of the
8 Senate.
- 9 (2) Four members of the House of Representatives appointed by the Speaker of
10 the House of Representatives.

11 **SECTION 8.(b) Scope of Review.** – The Committee shall:

- 12 (1) Review the statutes relating to workers' compensation in the State to
13 determine whether there are sufficient safeguards to ensure that employers
14 comply with statutory requirements related to workers' compensation
15 insurance coverage and to prevent and detect fraudulent claims before the
16 Industrial Commission.
- 17 (2) Examine the measures taken by the Industrial Commission relating to
18 compliance with statutory requirements related to workers' compensation
19 insurance coverage and to fraudulent claims to determine whether the
20 Commission is using effectively existing powers and resources relating to
21 employer compliance and the prevention of claims fraud.
- 22 (3) Recommend any statutory changes necessary to improve or enhance the
23 Industrial Commission's efforts and effectiveness in securing employer
24 compliance with statutory requirements related to workers' compensation
25 insurance coverage and to the prevention and detection of fraudulent
26 workers' compensation claims.
- 27 (4) Study any other matter related to the integrity of the workers' compensation
28 system that the Committee deems necessary to accomplish its purpose.

29 **SECTION 8.(c)** A vacancy shall be filled within 30 days by the officer who made
30 the original appointment. The President Pro Tempore of the Senate and the Speaker of the
31 House of Representatives shall each designate a cochair of the Committee. The Committee
32 shall meet at least once per quarter, except while the General Assembly is in regular session,



* H 2 3 7 - A L R - 5 3 - V - 4 *

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 237

AMENDMENT NO. _____
(to be filled in by
Principal Clerk)

H237-ALR-53 [v.4]

Page 2 of 2

1 and may meet at other times upon the joint call of the cochairs. A quorum of the Committee is
2 five members. No action may be taken except by a majority vote at a meeting at which a
3 quorum is present.

4 **SECTION 8.(d)** While in the discharge of its official duties, the Committee has the
5 powers of a joint committee under G.S. 120-19 and G.S. 120-19.1 through G.S. 120-19.4.
6 Members of the Committee receive subsistence and travel expenses as provided in
7 G.S. 120-3.1. The Committee may contract for consultants or hire employees in accordance
8 with G.S. 120-32.02. The Legislative Services Commission, through the Legislative Services
9 Officer, shall assign professional staff to assist the Committee in its work. Upon the direction
10 of the Legislative Services Commission, the Supervisors of Clerks of the Senate and of the
11 House of Representatives shall assign clerical staff to the Committee. The expenses for clerical
12 employees shall be borne by the Committee.

13 **SECTION 8.(e)** Additional Powers. – The Committee, while in discharge of official
14 duties, shall have access to any paper or document, and may compel the attendance of any State
15 official or employee before the Committee or secure any evidence under G.S. 120-19. In
16 addition, G.S. 120-19.1 through G.S. 120-19.4 shall apply to the proceedings of the Committee
17 as if it were a joint committee of the General Assembly.

18 **SECTION 8.(f)** Reports to Committee. – Whenever a State agency is required by
19 law to report to the General Assembly or to any of its permanent, study, or oversight
20 committees or subcommittees on matters affecting the workforce development system, the
21 Department shall transmit a copy of the report to the cochairs of the Committee.

22 **SECTION 8.(g)** Reporting/Termination. – The Committee shall report to the 2013
23 General Assembly on legislation related to the integrity of the workers' compensation system,
24 including statutory changes to strengthen the prevention and detection of workers'
25 compensation fraud. The Committee shall terminate upon submission of its final report to the
26 2013 General Assembly."; and

27
28 by renumbering "SECTION 8." to "SECTION 9."

SIGNED _____



Amendment Sponsor

SIGNED _____

Committee Chair if Senate Committee Amendment

ADOPTED

49-0

FAILED _____

TABLED _____

Sarah Clapp

6.14.12