

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2017

**H.B. 995**  
**May 23, 2018**  
**HOUSE PRINCIPAL CLERK**

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HOUSE BILL DRH30445-LR-129

Short Title: Winston-Salem/WC/Third-Party Admin Def. (Local)

Sponsors: Representatives Conrad, Terry, Lambeth, and Hanes (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT AMENDING THE WORKERS' COMPENSATION ACT TO EXEMPT THE CITY  
3 OF WINSTON-SALEM FROM THE DEFINITION OF THIRD-PARTY  
4 ADMINISTRATOR.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 58-47-60 reads as rewritten:

7 "§ 58-47-60. Definitions.

8 As used in this part:

9 ...

10 (14) "Third-party administrator" or "TPA" means a person engaged by a board to  
11 execute the policies established by the board and to provide day-to-day  
12 management of the group. "Third-party administrator" or "TPA" does not  
13 mean:

- 14 a. An employer acting on behalf of its employees or the employees of  
15 one or more of its ~~affiliates~~ affiliates or a municipal employer acting  
16 on behalf of the employees of a third-party entity managing a  
17 municipal transit system.  
18 b. An insurer that is licensed under this Chapter or that is acting as an  
19 insurer with respect to a policy lawfully issued and delivered by it and  
20 under the laws of a state in which the insurer is licensed to write  
21 insurance.  
22 c. An agent or broker who is licensed by the Commissioner under Article  
23 33 of this Chapter whose activities are limited exclusively to the sale  
24 of insurance.  
25 d. An adjuster licensed by the Commissioner under Article 33 of this  
26 Chapter whose activities are limited to adjustment of claims.  
27 e. An individual who is an officer, a member, or an employee of a board.

28 ...."

29 SECTION 2. This act applies to the City of Winston-Salem only.

30 SECTION 3. This act is effective when it becomes law.

