

Orleans County Self Insurance Plan

Local Laws enumerating Rules and Regulations for the Administration of the Orleans County Self-Insurance Plan.

- Local Law No. 1 of 1956
- Local Law No. 2 of 1956
- Local Law No. 1 of 1974
- Local Law No. 2 of 1979
- Local Law No. 2 of 1984
- Local Law No. 3 of 1994
- Local Law No. 4 of 1994
- Local Law No. 2 of 1997
- Local Law No. 4 of 2015

A. PARTICIPATION (LL 2 of 1956)

In addition to the County, participation in the Orleans County Self-Insurance Plan shall be available to:

- TOWNS
- VILLAGES

B. ENTRY AND WITHDRAWAL (LL 4 of 2015)

Participants as defined in Subsection A hereof and other than those in the plan at the time of its adoption, shall be admitted as of January first following the date of application for participation; provided, however, that a certified copy of a resolution of the governing body of the applicant shall be filed with the Committee by the preceding July first.

A participant may withdraw from the plan effective at the end of a fiscal year, by filing with the Committee by the preceding July first notice of such withdrawal. The actuarial report of the plan will be used to determine the member's liabilities at the date of withdrawal, to produce the amount payable by the participant.

The amount payable by a participant upon withdrawal shall be collected in full, or in such installments and at such dates as the County Legislature may determine.

C. APPORTIONMENT OF COSTS (LL 2 of 1997)

a. Fifty percent (50%) of the annual estimate of expenses shall be apportioned among the participants in the proportion that the full valuation of each participant bears to the aggregate full valuation of all participants for the fiscal year 1998 and for each succeeding fiscal year thereafter.

b. Fifty percent (50%) of the annual estimate of expenses shall be apportioned among the participants to a computer formula experience rating based on the three consecutive calendar

years immediately preceding the year in which said estimate is presented and approved for the fiscal year 1998 and for each succeeding fiscal year thereafter.

D. PAYMENTS BY PARTICIPANTS (LL 2 of 1956)

The amount due from each participating village as its share of the annual estimate of the plan shall be paid to the County Treasurer within thirty days after the commencement of such participant's fiscal year.

The amount due from each town participating in the plan shall be included in the next succeeding tax levy against property taxable by the participant responsible therefore, and, when collected, such amounts shall be paid over to the County Treasurer and by him credited to the County Self-Insurance Fund.

E. RESERVE (LL 4 of 2015)

A reserve of \$5,000,000 is hereby established for the plan. Any balance in the contribution reserve of the mutual plan, after repayment of advances shall be transferred to the reserve hereby established.

The difference between the maximum amount hereby established and the balance transferred from the contributed reserve of the mutual plan shall be accumulated by including equal portions of such amount in each annual estimate.

F. MEDICAL EXAMINATION OF EMPLOYEES (LL 3 of 1994)

REPEALED

G. REPORTS BY PARTICIPANTS (LL 2 of 1956)
(LL 4 of 2015)

Each participant shall maintain a record of all injuries received by employees in the course of their employment. The following or equivalent reports required to be filed by the employer with the Workers' Compensation Board pursuant to the Workers' Compensation Law shall be filed promptly, within ten days after occurrence of injury or illness or sooner if directed by the Workers' Compensation Board and copies thereof shall be filed at the same time with the Administrator;

- Forms C-2F Employer's Report Of Work Related Injury Or Illness
- Form C-11 Employer's Report Of Injured Employee's Change In Status Or Return To Work
- Form C-240 Employer's Statement Of Wage Earnings Preceding Date Of Action

Reports shall be made annually by volunteer fire departments giving the name of the active members thereof. Such other reports as may be requested by the committee shall be filed promptly by the participants.

Forms for reports to be filed by participants pursuant to this subdivision shall be furnished by and be an expense of the plan.

The committee shall report to the County Legislature failure of a participant to file required reports and the County Legislature may take such action as it deems proper, as provided herein.

H. Safety Programs (LL 2 of 1956)

Each participant shall develop and enforce a safety program or programs designed for the reasonable and adequate protection of the lives, health and safety of employees; and shall provide for use by employees of appliances and devices designed to minimize the possibility of injury or impairment of health. The programs so developed shall be filed with the committee for its approval.

I. COOPERATION BY PARTICIPANTS (LL 2 of 1956)

Participants in the plan shall cooperate with the committee by promptly filing all required reports, by aiding in the investigation of claims, by developing and enforcing safety programs and by furnishing any additional aid or information that may be required to carry out the provisions and the intent of the Workers' Compensation Law.

J. PENALTIES (LL 2 of 1956)
(LL 1 of 1974)
(LL 4 of 2015)

The Board of Supervisors may by resolution impose the following penalties on participants:

For failure of a member of the mutual plan to pay its share of advances by October 1, 1957, or for failure to include such in next tax levy.	1% per month on the amount billed, from October 1, to date of payment; a penalty of 3% will be added if the unpaid amount is included in the succeeding tax levy.
For failure of a participant to pay its share of an annual estimate within thirty days after the commencement of its fiscal year.	½% per month to date of payment.
For failure to file reports.	Fine not to exceed scheduled fine set by the Workers' Compensation Board for such a violation.
For failure to require medical examinations prior to employment.	Fine not to exceed \$50.00.

The Board of Supervisors may by resolution expel a participant for failure to observe the rules and regulations adopted, or for any violation of the provisions of the Workmen's Compensation Law; provided, however, that a participant shall be notified in writing, at least thirty days prior to the effective date of expulsion; and further provided, that expulsion shall not relieve a participant from paying its share of the outstanding liabilities of the plan at the date of expulsion.

K. RULES AND REGULATIONS

(LL 1 of 1974)

The Orleans County Self-Insurance Plan shall be subject to the Rules and Regulations from time to time adopted by the Orleans County Board of Supervisors. Sections "F. MEDICAL EXAMINATION OF EMPLOYEES", "G. REPORTS BY PARTICIPANTS", "H. SAFETY PROGRAMS", "I. COOPERATIONS BY PARTICIPANTS" and "J. PENALTIES" may be amended subsequent to the effective date of this Local Law by a resolution of the Board of Supervisors adopted by a majority vote thereof.