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Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County of Ontario
XXCity
XXTown
XXVillageXX

Local Law No. Three of the year 19 82

A local law amending Local Law No. 1-1956
(Insert title)

Be it enacted by the Board of Supervisors of the
(Name of Legislative Body)

County of as follows:
XXCityXX of Ontario, New York
XXTownXX
XXVillageXX

Section 1: Local Law No. 1 of 1956 is hereby amended to read as follows:

A Local Law to establish the Ontario County Mutual Self-Insurance Plan under the provisions of Article 5, Workmen's Compensation Law.

Be It enacted by the Board of Supervisors of the County of Ontario as follows:

Section 1. The plan of self-insurance provided for in Article 5 of the Workmen's Compensation Law is hereby established and shall be known by the name "Ontario County Mutual Self Insurance Plan."

Section 2. The plan of mutual self-insurance heretofore adopted pursuant to former subdivision 3-a of Section 50 of the Workmen's Compensation Law is hereby continued through December 31, 1956.

Section 3. The plan of self-insurance hereby established shall be under the supervision of a committee of four members of the Ontario County Board of Supervisors, which shall be a standing committee of the Board to be appointed annually by the Chairman of the Board in the same way as other standing committees of the Board.

Section 4. All of the cities, villages, and towns located within the geographical boundaries of Ontario County, and the whole of the Village of Rushville, may elect to become participants of said plan, and all other public corporations shall be excluded. Any municipality electing to become a participant shall file a certified copy of a resolution or ordinance of its governing body, electing to become a participant on or before the 15th day of July in any year with membership to be effective on the 1st day of January following such election. A participant in the plan may withdraw from the plan in like manner only as of the beginning of the next ensuing calendar year by filing on or before the 15th day of July of any year a certified copy of the resolution or ordinance of its governing body electing to withdraw from the plan. Such withdrawal shall be upon the condition that the participant agrees to pay its equitable share of the outstanding liabilities of said plan in a lump sum or in installments at the date of withdrawal.

(If additional space is needed, please attach sheets of the same size as this and number each)

Section 5. All participants in the plan shall cooperate fully with the Committee in the administration of the plan, and at such times as the Committee may require shall render such reports as may be requested and shall promptly furnish all pertinent information relating to any claims, and aid in the investigation of any claim.

Section 6. The violation of any of the provisions of the foregoing section 5, by any participant shall be grounds for the expulsion of such participant from the plan.

Section 7.

1. Definitions

- (a) The experience rating factor for the ensuing calendar year is the ratio, expressed as a percentage, of the expenditures made by the plan on behalf of each participant over the five calendar years immediately preceding the current year to the expenditures made by the plan on behalf of all participants over the same five year period. For purposes of this section, expenditures do not include payments pursuant to the Volunteer Firemens Benefit Law, nor injury in cases of death, permanent disability, or temporary disability exceeding twelve months' duration.
- (b) The exposure rating factor for the ensuing calendar year is the ratio, expressed as a percentage, of the number of employees of each participant to the total number of employees of all participants during the twelve months immediately preceding the current year. For purposes of this section, number of employees is defined as the number of positions occupied including part-time and seasonal.
- (c) The assessment rating factor for the ensuing calendar year is the ratio, expressed as a percentage, of the full value of the taxable real property of each participant to the full value of the taxable real property of all participants. The full valuation of taxable real property shall be determined by the use of state equalization rates.

2. Apportionment of Costs.

The share of each participant in the plan shall be collected by billing except that the share of the towns and cities participating in the plan shall be collected by inclusion in the next succeeding tax levy.

- (a) Sixty percent of the annual levy shall be apportioned according to the experience rating factor.
- (b) Twenty percent of the annual levy shall be apportioned according to the exposure rating factor.
- (c) Twenty percent of the annual levy shall be apportioned according to the assessment rating factor.

Section 8. This local law shall take effect immediately.

Section 2: This local law shall take effect immediately and apply to apportionment for 1983 and thereafter.