

# Oklahoma Option Original Objectives:

- More Competition is Good
- **Employer Cost Savings**
- Fewer Employee Disputes
- Better Benefits For Most Employees

How Is It Doing?

# Oklahoma Option Status:

#### I. More Competition is Good

- Price pressure on workers' comp, helping ALL employers
- Diverse group of big and small employers have elected Option
- Trial lawyer threats slow growth, but employer interest remains strong

#### **II.** Employer Cost Savings

- 70% lower than workers' comp (even after adjusting 2013 reforms)
- Improved medical outcomes and return to work
- Confirming legitimate occupational injury

# Oklahoma Option <a href="Status">Status</a>:

#### **III. Fewer Employee Disputes**

• 3.73% of Option claims disputed vs. 15% of workers' comp claims

#### IV. Better Benefits For Most Employees

 Most employees covered by Option programs have tangible wage replacement benefit improvements

# I. More Competition is Good

#### **Option Employers of All Sizes**

(as of 8/21/15)

# of OK Employees	# of Option Employers	% of Option Employers
50 or Under	17	31%
51 – 100	9	16%
101 – 200	5	9%
201 – 500	12	22%
500+	12	22%
Total	55	100%

#### **Industry Examples**:

Healthcare

Restaurants

- Plumbing
- Manufacturing

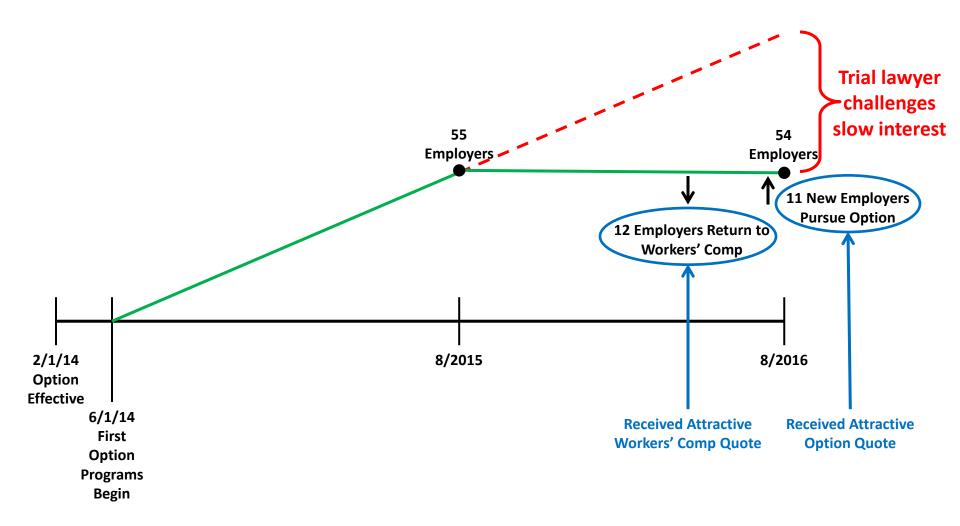
Retail

Agriculture

- Maintenance & Janitorial
- Real Estate
- Transportation & Distribution

# I. More Competition is Good (cont'd)

#### **Employer Support Continues**



(estimates as of 8/29/16)

# I. More Competition is Good (cont'd)

#### Who are Oklahoma Option Qualified Employers?

(as of August 2016)

Company	Eff. Date	Company	Eff. Date
Oklahoma Temporary Service, Inc.	6/1/16	Traditions Home Care, Inc.	5/1/16
All About You, LLC	4/1/16	Dobson Technologies, Inc.	1/21/16
Jimmie Tucker Trucking, Inc.	1/1/16	Mullin Plumbing, Inc.	11/1/15
Brentwood Extended Care & Rehab, LLC	10/1/15	Hartshorne Health Services, Inc.	10/1/15
Ayers Nursing Home, Inc.	10/1/15	Muskogee Health Services, LLC	10/1/15
Royal Mfg. Co., LP	9/1/15	Cabela's Wholesale, Inc.	7/15/15
The Alarm Group, Inc.	7/1/15	Providence Health Holdings, LLC	7/1/15
Continental Brokers & Consultants, LLC	7/1/15	CrimeStone AAA Operating Company, LP	6/30/15
WAKO, LLC	6/15/15	Tulsa Employee Solutions, LLC	6/1/15
Legacy Convalescent Care Management, LLC	6/1/15	Daryl Thomason Trucking, Inc.	5/31/15
Commercial Brick Corporation	5/7/15	Russell-Murray Hospice, Inc.	5/1/15
Sisterly Care Health Services, LLC	5/1/15	Hitch Enterprises, Inc.	4/1/15
Specialty Real Estate Services, LLC	4/1/15	RF Products	3/1/15
Anchor Glass Container Corporation	3/1/15	Big Lots, Inc.	3/1/15
LTC Accounting Services, LLC	3/1/15	Brookdale Senior Living, Inc.	1/15/15
Urban Management, Inc.	1/1/15	Res-Care, Inc.	1/1/15
First Choice Home Medical, Inc. of OKC	1/1/15	Hillman Foods, Inc. dba McDonald's Restaurants	1/1/15
Ben E. Keith Company	12/1/14	First Maintenance Company, Inc.	12/1/14
Sequoyah Enterprises, Inc.	12/1/14	Valir Health, LLC	12/1/14
Greenleaf Nursery Company, Inc.	11/1/14	Florence Night and Day, LLC	11/1/14
Holiday Heights, LLC & Senior Village, LLC	11/1/14	Hometown Holdings, LLC	11/1/14
Koetter Construction Supply, Inc.	10/20/14	City Care, Inc.	10/1/14
Pro Ice LLC dba Oilers Ice Center	10/1/14	Marsh Pointe Management, LLC	9/18/14
IHS Holding, Inc.	9/15/14	Dillard's, Inc.	9/1/14
Swift Transportation Co. of Arizona, LLC	8/15/14	Quality Stone Quarries, LLC	8/1/14
Taylor & Sons Pipe & Steel	7/1/14	Brookhaven Hospital, Inc.	6/15/14
Alpha Home Health Care, Inc.	6/15/14		

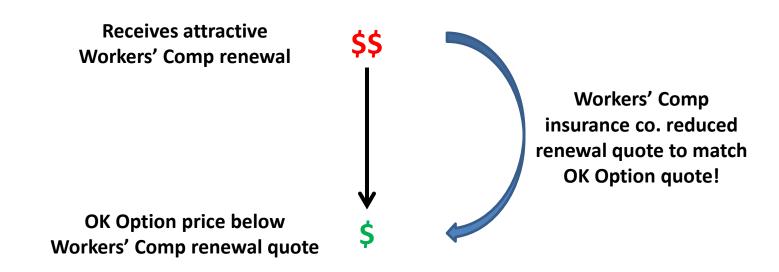
New Option Employers in the Past Year

### I. More Competition is Good (cont'd)

# Lower Costs for Employers, <a href="Even if They Stay in Workers">Even if They Stay in Workers</a> Comp

#### **Example:**

- Oklahoma-based manufacturer
- Tulsa insurance broker

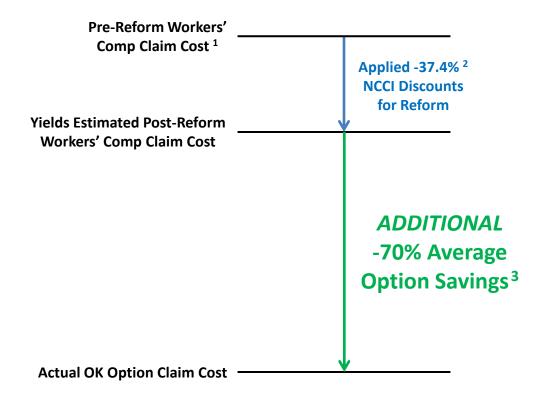


Employer renewed workers' comp, but got Option price!

Competition works!

# **II. Employer Cost Savings**

#### **10 Employer Case Study**



#### Option average cost per claim is 70% lower than reformed workers' comp.

<sup>&</sup>lt;sup>1</sup> Every employer with "before & after" claim cost information available to compare. These are employers with significant claim frequency, increasing statistical validity of study.

 $<sup>^2</sup>$  The combined discount of 37.4% is based on individual rate reductions projected by NCCI as a result of 2013 reforms, which are -14.2% effective 02/01/2014, -7.8% effective 02/01/2015, -14.8% effective 01/01/2016, +3.4% effective 07/01/2016 and -10.2% effective 01/01/2017. It is calculated as 1 - (1-0.142) x (1-0.078) x (1-0.148) x (1+0.034) x (1-0.102) = 0.374 = 37.4%.

<sup>&</sup>lt;sup>3</sup> Costs and savings detailed on next page.

# II. Employer Cost Savings (cont'd)

#### **Large and Small Company Examples**

Employer	Industry	Percent Savings From Employer's Prior Work Comp	Number of Claims (excluding \$0 value claims)	Average Incurred Cost per Claim (excluding \$0 value claims)	Average Developed & Trended Cost Per Claim	Disputes as of 8/30/16
А	Trucking & Distribution	83%	38	\$5,949	\$7,329	4
В	Health Care	75%	64	\$2,505	\$3,145	3
С	Manufacturing	67%	56	\$5,246	\$6,547	0
D	Retail	68%	79	\$2,763	\$3,468	2
E	Retail	41%	78	\$5,302	\$5,654	3
F	Agriculture	55%	62	\$3,530	\$4,427	0
G	Retail	93%	13	\$638	\$810	0
Н	Retail	49%	41	\$3,919	\$4,255	0
I	Manufacturing	73%	44	\$1,382	\$1,496	0
J	Health Care	82%	107	\$1,718	\$2,148	5
SUBTOTAL		70%	582	\$3,341	\$4,110	17
30 Smaller Employers	Various		249	\$1,363		14
TOTAL			831	\$2,748		31 (3.73%)

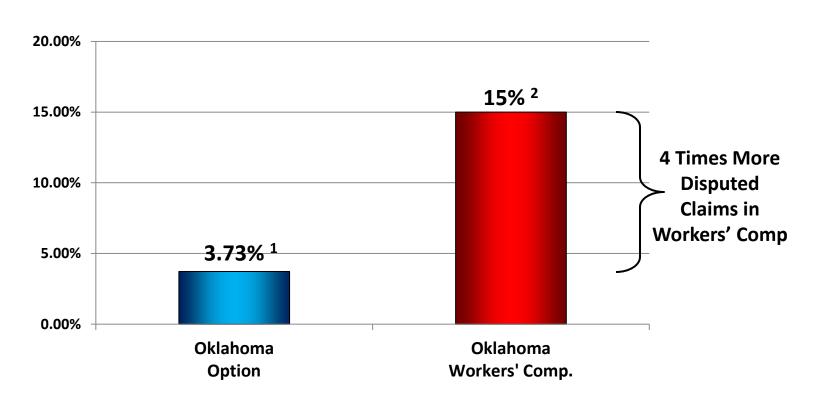
#### Notes for Employers A-J (data as of 6/30/16):

- 1. Data for each employer ranges from 12 to 23 months. Estimated savings for each employer range from \$165,000 to \$1,600,000 and total claim cost savings are estimated at \$6.3 million.
- 2. Estimated savings are after development to ultimate cost using traditional actuarial development methodologies, including loss development factors and 5% annual trending. These savings are AFTER reducing historic Oklahoma workers' compensation losses for the full -37.4% NCCI projected reduction in rates associated with the new Oklahoma administrative workers' compensation program.
- 3. Employers vary in size from 300 to 5,000 OK employees. Estimated total employment for these 10 employers is 14,950, or 66% of the estimated employee population covered by Oklahoma Option programs.

For the 30 smaller employers (data as of 7/31/16), individual employer savings percentages were not calculated due to data limitations.

# **III. Fewer Employee Disputes**

#### **Percent of Injury Claims Disputed**



<sup>&</sup>lt;sup>1</sup> Based on all available data for 40 employers and 831 total injury claims, with 31 employee claim disputes (Form 3 and ERISA appeals) since 6/1/14, as of 7/31/16. Detail on prior page.

<sup>&</sup>lt;sup>2</sup> Based on Oklahoma Workers' Compensation Commission 2015 Annual Report of 6,331 employee disputes and an estimate of 42,259 total injury claims (note that many medical only and claims with 3 or fewer days of lost time are not included in the Commission report).

#### IV. Better Benefits For Most Employees

- Starting Point: Oklahoma law mandates
  - Same types of benefits
  - At least the same dollar, duration and percentage amounts
- Wage replacement benefits have been improved for most Option employees in three ways (see next page)
  - ✓ No waiting period
  - ✓ Higher wage replacement percentage
  - √ No weekly cap

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#### **Wage Replacement Benefits Improved in Three Ways**

	Oklahoma Workers' Comp	Oklahoma Option <sup>1</sup>
1. Waiting Period	3 Day Wait	No Waiting Period (for 57% of employees)
2. Wage Replacement %	70% of Normal Pay <sup>2</sup>	<b>85-100% of Normal Pay</b> (for 67% of employees)
3. Weekly Maximum	\$589/week (Reduces benefits to approximately 21% of disabled employees) <sup>3</sup>	<b>No Weekly Cap</b> (for 63% of Employees)

<sup>&</sup>lt;sup>1</sup> Based on review of 48 of 55 Option employer injury benefit plans reviewed as of 8/21/15, and 22,598 total employees covered by those programs.

<sup>&</sup>lt;sup>2</sup> WC benefits are non-taxable and Option benefits may be taxable, to be determined by IRS.

<sup>&</sup>lt;sup>3</sup> See Oklahoma Workers' Compensation Commission 2015 Annual Report, Table 8, Pg. 20, and Workers' Comp weekly maximum benefit cap of 70% of state average weekly wage: \$589 in 2015-16, divided by 70% weekly cap impacts workers earning over \$841.

#### **Examples of Better Wage Replacement \***

Joe's take home pay is \$631 per week & misses 4 days of work due to injury.

Joe's workers' comp wage replacement benefit = \$113

Joe's Option wage replacement benefit = \$429

Sue's take home pay is \$631 per week & misses 7 days of work due to injury.

Sue's workers' comp wage replacement benefit = \$450

Sue's Option wage replacement benefit = \$751

\*Based on the Oklahoma average annual income of \$41,820 per year and assumes zero days waiting period for Oklahoma Option benefits paid at 85% (over half of Option employees are eligible for this or higher benefit). Assumes wage replacement is tax-free in workers' comp, but taxable under Option.

- **Coverage is broadening** competitive, continuous improvement
  - ✓ See <a href="http://bit.ly/21mSMDT">http://bit.ly/21mSMDT</a> (Workers' Comp Reporter)
  - ✓ Coverage exclusions have minimal impact on cost savings.
    - See Stanford University Study <u>http://papers.ssrn.com/sol3/papers.cfm?abstract\_id=2750134</u>
- <u>Less cost shifting</u> to government programs due to better medical outcomes
- Professional claims administration:
  - ✓ By the same insurance companies, licensed TPAs and employers that administer workers' comp programs
  - ✓ Using the same procedures required for over 40 years in other employer-sponsored benefit plans
  - ✓ Making timely decisions and payments
  - ✓ With expanded access to the best medical providers

#### **What Injured Workers are Saying:**

"After being hurt at work, I was very pleased with the medical care provided. The company has taken good care of me and the process was very easy to follow."

- Alberto

"When I got hurt at work, I received excellent medical care quickly - from the initial appointment through physical therapy. The paperwork was straightforward and easy to complete."

- Karen

# Oklahoma Option Objectives Achieved:







