

Oklahoma Municipal Assurance Group

An Interlocal Cooperation Act Agency of Cities and Towns Providing:
Municipal Liability Protection Plan • Workers' Compensation Plan • Municipal Property Protection Plan

2011-2012 WORKERS' COMPENSATION PLAN REFUND VOUCHER AGREEMENT

This Agreement entered into on September 18, 2014, shall remain in full force and effect between the **City of Clinton** (hereinafter "Member") and the Oklahoma Municipal Assurance Group (hereinafter "OMAG") witnesseth:

WHEREAS, as a result of favorable workers' compensation claims activity on the Member's part, OMAG's Board of Trustees has authorized the refund of the unused portion of Member's 2011-2012 Loss Fund in the amount of \$64,997.73; and

WHEREAS, OMAG's Workers' Compensation Plan was created pursuant to 74 O.S. § 1001, *et seq.*, thereby enabling cities and towns to cooperate on the basis of mutual advantage and to exercise and enjoy all of their powers, privileges and authority to the extent that laws of the state permit such joint exercise or enjoyment; and

WHEREAS, the Member by adopting and subscribing to OMAG's Workers' Compensation Plan for the Fiscal Year ending June 30, 2012, hereinafter "Fiscal Year," made payment of an annual fee to OMAG for statutory benefits under 85 O.S. § 1, *et seq.*, the Workers' Compensation Act of the State of Oklahoma; and

WHEREAS, OMAG's Board of Trustees has authorized the distribution of the whole or part of said annual fee paid by the Member to OMAG and identified as the Member's Loss Fund for the Fiscal Year; and

WHEREAS, the Member hereby makes application for a distribution of the whole or part of the Loss Fund it paid to OMAG for the Fiscal Year subject to the following terms and conditions.

NOW, THEREFORE, the Member agrees as follows:

1. The Member acknowledges that upon acceptance of the amount stated above, which is a conditional distribution of a whole or part of its Loss Fund paid to OMAG for the Fiscal Year, that Member may be liable for a whole or part of said amount to OMAG for benefits payable under 85 O.S. § 1, *et seq.*, contingent upon notification to OMAG by CompSource Oklahoma that benefits are due and payable for claims against the Member made for the Fiscal Year.
2. Upon notice by CompSource Oklahoma to OMAG as described in paragraph 1 above, the Member shall make payment to OMAG within sixty (60) days from receipt of written notice of the payment due OMAG.

(over)



3. In the event the Member fails to make payment to OMAG, Member authorizes OMAG to debit the amount due from either the Member's Loss Fund, Escrow or Rate Stabilization Reserve Account.

4. This refund can be processed in one of three different ways. You may select one of the following options:

**** NOTE: If OMAG does not receive notification of Member's selection prior to December 31, 2014, Member's refund will automatically be transferred to its escrow account.**

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PLEASE INITIAL YOUR SELECTION

- a. Member wishes to place the full amount in Escrow with OMAG to be used at any time at Member's request. Member will receive interest earnings on any amount so held.
- b. Member wishes to apply the full amount as credit toward the current quarterly payments for the 2014-2015 Workers' Compensation Plan premium.
- c. Please issue a refund check for the entire amount.

In witness whereof, signed as designated below.

Mayor

Jonathan D. Woods

For the Oklahoma Municipal Assurance Group

Attested: City/Town Clerk

September 18, 2014
Date

Date

(Select and initial your refund option above. **Return with original signatures of Mayor and Clerk to the Oklahoma Municipal Assurance Group, 3650 South Boulevard, Edmond, OK 73013-5581).**



Oklahoma Municipal Assurance Group

3650 S. Boulevard • Edmond, OK 73013-5581 • 405/657-1400 • 800/234-9461 • fax: 405/657-1401 • www.omag.org

September 18, 2014

Ms. Mary Smith
Personnel Director
City of Clinton
P.O. Box 1177
Clinton, OK 73601-1353



Re: Refunds from the 2011-2012 Workers' Compensation Plan Year

Dear Ms. Smith:

CONGRATULATIONS! Your municipality will receive a return from the loss fund deposited with the Oklahoma Municipal Assurance Group (OMAG) for the **2011-2012 Workers' Compensation Plan Year**. The refund is the result of your favorable claims activity for that plan year.

Refunds totaling \$ 1,632,310.89 are being returned to 170 eligible plan members.

In the first 31 years of this Plan, the participants have received over \$51 million in interest earnings and refunds.

We hope you will share this good news with your organization, citizens and neighboring municipalities. Enclosed is your 2011-2012 Workers' Compensation Plan Refund Voucher Agreement to be completed and returned. You may choose to invest your refund by putting it in an Escrow Account with OMAG, or apply it to the current 2014-2015 premium if you are making quarterly payments this year, or receive a check.

To receive your refund, you will need to mark your choice on the back of the Refund Voucher Agreement (choose a, b or c), sign and return this form to the OMAG office.

***** NOTE: If we do not receive notification of your selection prior to December 31, 2014 your refund will automatically be transferred to your escrow account. *****

Congratulations, again! Keep up the good work.

Sincerely,

Dorene Crook, CIC
Senior Member Services Associate

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