

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 508, Page 1, in the Title, Line 3, by
2 deleting the word "health"; and

3
4 Further amend said bill, Page 4, Section 208.646, and Line 8, by inserting after all of said section
5 and line the following:

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7 "287.037. 1. Notwithstanding any other provision of law to the contrary, beginning January
8 1, 1997, those insurance companies providing coverage pursuant to chapter 287, to a limited liability
9 company, as defined in section 347.015, shall provide coverage for the employees of the limited
10 liability company who are not members of the limited liability company. Members of the limited
11 liability company, as defined in section 347.015, shall also be provided coverage pursuant to chapter
12 287, but such members may individually elect to reject such coverage by providing a written notice
13 of such rejection on a form developed by the department of insurance, financial institutions and
14 professional registration to the limited liability company and its insurer. Failure to provide notice to
15 the limited liability company shall not be grounds for any member to claim that the rejection of such
16 coverage is not legally effective. A member who elects to reject such coverage shall not thereafter
17 be entitled to workers' compensation benefits under the policy, even if serving or working in the
18 capacity of an employee of the limited liability company, at least until such time as said member
19 provides the limited liability company and its insurer with a written notice which rescinds the prior
20 rejection of such coverage. The written notice which rescinds the prior rejection of such coverage
21 shall be on a form developed by the department of insurance, financial institutions and professional
22 registration. Any rescission shall be prospective in nature and shall entitle the member only to such
23 benefits which accrue on or after the date the notice of rescission form is received by the insurance
24 company.

25 2. Notwithstanding any other provision of law to the contrary, beginning January 1, 2015, a
26 shareholder of an S corporation, as defined in subsection 1 of section 143.471, with at least forty
27 percent or greater interest in the S corporation may individually elect to reject coverage under this
28 chapter by providing a written notice of such rejection to the S corporation and its insurer. Failure to
29 provide notice to the S corporation shall not be grounds for any shareholder to claim that the
30 rejection of such coverage is not legally effective. A shareholder who elects to reject such coverage
31 shall not thereafter be entitled to workers' compensation benefits under the policy, even if serving or

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1 working in the capacity of an employee of the S corporation, at least until such time as such
2 shareholder provides the S corporation and its insurer with a written notice which rescinds the prior
3 rejection of such coverage. Any rescission shall be prospective in nature and shall entitle the
4 shareholder only to such benefits which accrue on or after the date the notice of rescission is received
5 by the insurance company."; and

6
7 Further amend said bill by amending the title, enacting clause, and intersectional references
8 accordingly.