

SUMMARY OF 2016 AMENDMENTS TO THE RULES OF THE STATE BOARD OF WORKERS' COMPENSATION

The 2016 Rules, effective January 1, 2016, February 16, 2016 and July 1, 2016, contain organizational, editorial, and substantive changes. This summary of the 2016 amendments to the Rules is intended as a convenient reference and should not be considered an exhaustive description of all rules changes. For detailed information regarding changes to a particular rule, please refer to the published version of the rule.

1. Rule 61(b)(2)—Service of WC-2 required.

(Substitution of the word “serve” for the word “mail”.)

Upon filing of the WC-2 with the Board, a copy of the WC-2 must be served on the employee and the employee’s attorney.

2. Rule 61(b)(10)—Listing of specific body parts required on WC-14.

A list of the specific body parts injured must be included on a WC-14 notice of claim or request for hearing or mediation.

3. Rule 61 (b)(42)—Addition of new Change of Information form.

Addition of new Form WC-Request to Change Information form. This form is to be used to correct an employee’s name, Social Security Number or Board Tracking Number, county of injury or claims office that has been listed incorrectly in a claim.

4. Rule 102(a)(1)—Professional conduct of the members of the Board and Administrative law judges.

The Board and the Administrative law judges continue to be required to comply with the Code of Judicial Conduct.

5. Rule 102(B)—Third party administrator is not required to be listed on a WC-14.

Removal of the requirement that a party filing a notice of claim or requesting a hearing or mediation furnish the name and current address of the claims office/third party administrator.

6. Rule 104(d)—Effective Date of 104 Conversion

The date that benefits may be converted from temporary total disability benefits to temporary partial disability benefits is to be determined by the date the employee was released to work with restrictions.

7. Rule 200.2—New Case Management Rule

Case management services by qualified case managers are permitted as specified in the rule.

8. Rules 121; 381, et seq.—Amendments to the rules governing self-insurance.

Rules changes necessary to correspond to 2016 legislation regarding self-insurance and the Self-Insurers Guaranty Trust Fund. Changes included further defining self-insurance requirements and insolvency under the Act.