

Department of Labor and Economic Opportunity
Workers' Compensation Agency
Administrative Rules for Workers' Disability Compensation General Rules
Rule Set 2020-31 LE

NOTICE OF PUBLIC HEARING

Wednesday, July 7, 2021

12:30 PM

Room L-150, Cadillac Place Bldg.
3026 W Grand Blvd, Detroit, MI

The Department of Labor and Economic Opportunity will hold a public hearing to receive public comments on proposed changes to the Workers' Disability Compensation General Rules rule set.

The general purpose of these rules is to provide consumers with procedures and guidance for addressing workers' compensation claims, contested hearings, and workers' compensation insurance policies, in order to carry out the provisions of the Worker's Disability Compensation Act. The entire rule set will be updated for accuracy and procedural consistency. The rules will be revised to make necessary updates in order to facilitate the acceptance of electronic claims, insurance filings, and other reporting data, including use of secure and valid electronic signatures. Rules regulating attorney fees will be updated to reflect statutory changes in rate calculation and in response to case law. In addition, new rules will be added to this rule set to establish procedures for submitting and processing requests for review of redemption orders; provide procedures to implement requests under MCL 418.161(n); address issues raised by case law regarding overpayment reimbursement; require increased use of forms advising injured workers of rights and procedures. Rules regarding vocational rehabilitation will be updated to facilitate/provide for job search as required by statutory amendments and caselaw. Overall, language will be updated regarding the service of papers, vocational rehabilitation services, as well as general technical updates throughout.

By authority conferred on the director of the workers' disability compensation agency by section 205 of the worker's disability compensation act of 1969, 1969 PA 317, MCL 418.205, and Executive Reorganization Order Nos. 1996-2, 1999-3, 2002-1, 2003-1, and 2019-3, MCL 445.2001, 418.3, 445.2004, 445.2011, and 125.1998. The proposed rules will take effect immediately after filing with the Secretary of State. The proposed rules are published on the State of Michigan web site at <http://www.michigan.gov/ARD> and in the Michigan Register in the 7/1/2021 issue. Copies of these proposed rules may also be obtained by mail or electronic transmission at the following address: campbelld5@michigan.gov.

Comments on these proposed rules may be made at the hearing or by mail or electronic mail at the following address until 7/7/2021 at 05:00PM.

David Campbell

Email: campbelld5@michigan.gov

Workers' Disability Compensation Agency, 2501 Woodlake Circle, Okemos, MI 48864

The public hearing will be conducted in compliance with the 1990 Americans with Disabilities Act. If the hearing is held at a physical location, the building will be accessible with handicap parking available. Anyone needing assistance to take part in the hearing due to disability may call 800-833-5833 to make arrangements.