

INDUSTRIAL COMMISSION
PUBLIC HEARING
ON PROPOSED RULEMAKING

MAY 6, 2020
2:00 P.M.

VIA TELECONFERENCE ONLY DUE TO
COVID-19

TELECONFERENCE #: 1-888-363-4735

ACCESS CODE: 4465746

*NOTICE OF TEXT AND PROPOSED RULE TEXT CAN BE FOUND IN THE
4/15/20 NC REGISTER (VOL. 34, ISSUE 20) ON PAGES 1849-1868 AND
ON THE INDUSTRIAL COMMISSION WEBSITE AT:*

<https://www.ic.nc.gov/efilingandotheramendments.html>

PUBLIC HEARING FOR RULE MAKING AGENDA

2:00 P.M. – May 6, 2020

Public Hearing Via Teleconference Only Due to COVID-19
Teleconference #: 1-888-363-4735; Access Code: 4465746

1) Introduction

By Chair Philip A. Baddour, III

2) Submission of the Rules

- a) Gina Cammarano, Rulemaking Coordinator
 - i) Submission of Exhibit 1, a package of nine proposed rule amendments, as published in the 4/15/20 NC Register (Volume 34, Issue 20) on pages 1849-1868.
 - ii) Submission of Exhibit 2, required fiscal note, which has been approved by OSBM.

3) Proposed Rules

- a) Proposed Effective Date: August 1, 2020
- b) Nine Proposed Rules for Amendment:
 - 11 NCAC 23A .0108 ELECTRONIC FILINGS WITH THE COMMISSION; HOW TO FILE
 - 11 NCAC 23A .0109 CONTACT INFORMATION
 - 11 NCAC 23A .0302 REQUIRED CONTACT INFORMATION FROM CARRIERS
 - 11 NCAC 23B .0104 ELECTRONIC FILINGS WITH THE COMMISSION; HOW TO FILE
 - 11 NCAC 23B .0105 CONTACT INFORMATION
 - 11 NCAC 23L .0101 FORM 21- AGREEMENT FOR COMPENSATION FOR DISABILITY
 - 11 NCAC 23L .0102 FORM 26- SUPPLEMENTAL AGREEMENT AS TO PAYMENT OF COMPENSATION
 - 11 NCAC 23L .0103 FORM 26A- EMPLOYER'S ADMISSION OF EMPLOYEE'S RIGHT TO PERMANENT PARTIAL DISABILITY
 - 11 NCAC 23L .0105 FORM T-42- APPLICATION FOR APPOINTMENT OF GUARDIAN AD LITEM

4) Permanent Rulemaking

- a) The Commission has followed the permanent rulemaking procedures of the APA in proposing this rule.

5) Dates

- a) Proposed Rules filed with a Notice of Text with Office of Administrative Hearings on March 24, 2020.
- b) Published on Industrial Commission's website on April 15, 2020.
- c) Emailed to Industrial Commission's Rules listserv on April 15, 2020.
- d) Published in the April 15, 2020 issue of the North Carolina Register.
- e) Copies of the proposed rule amendments and approved fiscal note were provided to the NC League of Municipalities and the NC Association of County Commissioners as required by statute, as well as to the Fiscal Research Division of the General Assembly.

6) Open for Comments

- a) The public comment period ends June 15, 2020. Comments may be submitted to Gina Cammarano, Rulemaking Coordinator by email at gina.cammarano@ic.nc.gov or by U.S. mail at 1240 Mail Service Center, Raleigh NC 27699-1240. *Please note that emailing your written comments to Gina Cammarano is the preferred method at this time due to Industrial Commission staff working remotely, to the greatest extent possible, during the COVID-19 pandemic.*