

Lump Sum Settlements

R94-1-16

Post. H.B 107 Procedure

October 3, 1994

(R94-1-16 is also referenced under 'Time Frames')

WHEREAS, Section 4123.65(D) O.R.C. provides that at the time of agreement to any final settlement agreement under division (A) of Section 4123.65 O.R.C. or agreement between a self-insuring employer and its employee, the Administrator for state fund settlements and the self-insuring employer for self-insuring settlements shall immediately send a copy of the agreement to the Industrial Commission to assign the matter to a Staff Hearing Officer; and

WHEREAS, the Staff Hearing Officer is to determine within the time limits specified in division (C) of Section 4123.65 O.R.C. whether the settlement agreement is or is not a gross miscarriage of justice; and

WHEREAS, the Industrial Commission desires that Staff Hearing Officers accomplish the statutory review of settlement agreements within the time frame set forth within Section 4123.65(D) O.R.C. in a timely and efficient manner and the Commission further desires to provide direction to both the Administrator, in state fund claims, and self-insuring employers involving agreements between a self-insuring employer and an injured worker, on the proper location to file settlement agreements.

THEREFORE BE IT RESOLVED that within five days of the date of the agreement between a self-insuring employer and the employee, the self-insuring employer shall submit a copy of the settlement agreement at the Regional Office of the Industrial Commission.

BE IT FURTHER RESOLVED that in claims involving state fund settlements, the Administrator of the Bureau of Workers' Compensation shall, within five days of the date of the Bureau of Workers' Compensation order of the approval of the agreement between a state fund employer and the injured worker, forward to the Regional Office of the Industrial Commission a copy of the settlement agreement, the Bureau of Workers' Compensation settlement worksheet, and the Bureau of Workers' Compensation order approving the settlement agreement.

Other Time Frames Resolutions

R94-1-14
Self-Insurers
August 10, 1994

R98-1-01
Waiver of Time Frames for State of Emergency of Disaster
January 7, 1998