

**PUBLIC NOTICE OF PROPOSED CHANGES TO THE RULES, REGULATIONS AND FEE SCHEDULE OF THE WYOMING WORKERS' COMPENSATION DIVISION**

**PUBLIC NOTICE IS HEREBY GIVEN** that the Wyoming Workers' Compensation Division is proposing changes which will affect the Division's rules, regulations and fee schedule. These proposals include modifications to the *Wyoming Workers' Compensation Rules, Regulations and Fee Schedules*;

The Department is proposing the following changes to **Chapter 2, Employer Coverage and Compliance**:

**Section 3, Experience Rating** – The Division is changing the experience modification rating formula to one which incorporates both frequency and severity components. The new formula is consistent with actuarial methods. Also, the Division is amending its rules in order to comply with statutory changes to Wyoming Statute § 27-14-201(d), which allows for employers to appeal third party claims charges to their experience modification rate for a final determination. The statute requires the Division to provide rules which will determine the procedure for such a determination.

**Section 5, Audits** – Added (a)(i) to clarify an employer's audit regarding documentation for independent contractors.

**Section 7, Deductible Program** – Added (e) to explain when the deductible is applied to the employer's industry base rate before any discounts are calculated and applied.

**Section 11, Joint Reporting** – repealed

**Section 14, Employer Reimbursements or Allowances for Employee Business Expenses** – This is a new section and reflects the same standards as used in the Unemployment Insurance rules, Chapter 11, Records, Inspections and Reports, Section 4(a)(b). The UI/WC Auditors will have the same review authority with Workers' Compensation as they currently do with Unemployment Insurance.

A **Glossary of Terminology** was added to explain the terms used in the split plan experience rating calculation.

Written comments should be submitted to the following address by **August 1, 2016**.

Wyoming Workers' Compensation Division  
ATTN: Administrator  
1510 East Pershing Boulevard  
Cheyenne, WY 82002  
(307) 777-7672

Or via email to: [marcia.price@wyo.gov](mailto:marcia.price@wyo.gov)

A public comment period will end at close of business on **August 1, 2016**.

A public hearing is scheduled for **Monday, August 8, 2016, at 9:00am at Cheyenne Business Center, 1510 East Pershing Blvd, Rooms 1141 & 1142, Cheyenne, Wyoming.**

Copies may be obtained by submitting a written request to the Division, with pre-payment by personal check or money order for the total number of copies requested; the fee for each copy is \$4.00. The proposed rules may be downloaded, free of charge, from the Department of Workforce Services (DWS) at:

<http://www.wyomingworkforce.org/news/publicnotices/>