

Permanent Amendment for Publication in the NCAC

1 25 NCAC 01E .0704 is amended as published in 33:12 NCR 1339 with changes as follows:

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3 25 NCAC 01E .0704 COVERAGE

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5 All North Carolina State Government employees and officers of the [state] State, including elected officials, members  
6 of the General Assembly, and persons appointed to serve on a per diem, part-time or fee basis are covered under the  
7 State's self-insured workers' compensation program administered by the Office of State Human Resources. ~~North~~  
8 ~~Carolina Workers' Compensation Act. Those covered include all employees and officers of the state including elected~~  
9 ~~officials, members of the General Assembly, and persons appointed to serve on a per diem, part time or fee basis. Any~~  
10 ~~employee who suffers an accidental injury or contracts an occupational disease within the meaning of the Workers'~~  
11 ~~Compensation Act is entitled to benefits provided by the Act. The employee is entitled to medical benefits and~~  
12 ~~compensation for time lost from work and any disability which results from the injury. The state has a "self insured"~~  
13 ~~program and expenditures are paid from current operating budgets.~~

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15 *History Note:* Authority G.S. 126-4; 126-4(10); 143-583;

16 *Eff. November 1, 1987;*

17 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4,*  
18 *2016. 2016;*

19 *Amended Eff. July 1, 2019.*

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Permanent Amendment for Publication in the NCAC

1 25 NCAC 01E .0705 is amended as published in 33:12 NCR 1339 with changes as follows:

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3 25 NCAC 01E .0705 ADMINISTRATION

4 (a) ~~Each State agency~~ The Office of State Human Resources shall administer a self-insured workers' compensation  
5 program for workers' compensation claims arising in State agencies, which may include third party administration of  
6 claims. The agency shall ensure the employee of the benefits provided by the Workers' Compensation Act and  
7 control costs related to on the job injuries and illnesses.

8 (b) The Office of State Human Resources self-insured workers' compensation program for State agencies shall:  
9 ~~shall measure and evaluate the effectiveness of the workers' compensation program at each agency and recommend~~  
10 ~~changes to achieve optimum results and ensure consistent application of coverage and compensation. It shall~~  
11 ~~maintain contract oversight, monitoring and evaluation of the effectiveness of third party administration of claims,~~  
12 ~~and act as intermediary between the third party administrator and the State. It shall maintain a statistical database~~  
13 ~~summarizing a statewide analysis of total expenditures and injuries, and develop training and educational materials~~  
14 ~~for use in training programs for the agencies.~~

15 (1) Contract with vendor(s) for services for workers' compensation claims arising in State ~~agencies.] agencies;~~

16 (2) Act as intermediary between vendor(s) and State ~~agencies.] agencies; and~~

17 (3) Monitor contracted vendor(s) performance.

18 (c) Each State agency shall pay for workers' compensation expenditures ~~from current operating budgets.] for~~  
19 injuries arising out of and in the course of employment with that State agency.

20 (d) The Office of State Human Resources shall:

21 (1) Monitor status of workers' compensation claims arising in State ~~agencies.] agencies;~~

22 (2) Issue claim handling guidelines for workers' compensation claims arising in State ~~agencies.] agencies; and~~

23 (3) Issue workers' compensation related educational materials for use in State agencies.

24 *History Note:* Authority G.S. ~~126-4; 126-4(10); 143-580; 143-581; 143-582; 143-583;~~

25 *Eff. November 1, 1987;*

26 *Amended Eff. October 1, 2004; April 1, 2001; August 1, 1998; September 1, 1989;*

27 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 4,*  
28 *2016.2016;*

29 *Amended Eff. July 1, 2019.*