

Proposed Rule Amendment  
of  
The Tennessee Department of Labor and Workforce Development  
Division of Workers' Compensation

Chapter 0800-02-3  
General Rules of the Workers' Compensation Program  
Safety Committees

Presented herein are proposed rules of the Tennessee Department of Labor and Workforce Development submitted pursuant to T.C.A. Section 4-5-202 in lieu of a rulemaking hearing. It is the intent of the Tennessee Department of Labor and Workforce Development to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of the Tennessee Administrative Register in which the proposed rules are published. Such petition to be effective must be filed with the Workers' Compensation Division, Second Floor of the Andrew Johnson Tower located at 710 James Robertson Parkway, Nashville, TN 37243-0661 and in the Department of State, Eighth Floor, Tennessee Tower, William Snodgrass Building, 312 8<sup>th</sup> Avenue North, Nashville, TN 37243, and must be signed by twenty-five (25) persons who will be affected by the rule, or submitted by a municipality which will be affected by the rules, or an association of twenty-five (25) or more members, or any standing committee of the General Assembly.

For a copy of these proposed rules, contact: E. Blaine Sprouse, Tennessee Department of Labor and Workforce Development, Division of Workers' Compensation, 2222 Metro Center Blvd., Nashville, TN 37228, (615) 253-1457.

Amendment

Paragraph (1) of rule 0800-02-03-.03 Safety Committees – General is amended by deleting the phrase “in the top twenty-five percent (25%) of all covered employers and self-insured employers modification factors (or rates) applied to the premium” after the word “premium” and by adding in its place “greater than or equal to one and twenty hundredths (1.20)” so that as amended the paragraph shall read:

- (1) Every public or private employer which is subject to the Workers' Compensation Law shall establish and administer a safety committee if the Commissioner of Labor finds that the employer has an experience modification factor (or rate) applied to the premium greater than or equal to one and twenty hundredths (1.20). The Commissioner shall provide notice to affected employers not less than 30 days before the implementation of such committees.

Authority: T.C.A. §§ 4-5-202, 50-6-501, 50-6-502.

The proposed rules set out herein were properly filed in the Department of State on the 20th day of March, 2007, and pursuant to the instructions set out above, and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 27th day of July, 2007. (FS 03-20-07, DBID 2462)