

WORKFORCE SAFETY & INSURANCE
2021 LEGISLATION
SUMMARY OF ACTUARIAL INFORMATION

BILL NO: HB 1084

BILL DESCRIPTION: WSI Injury Services Bill

SUMMARY OF ACTUARIAL INFORMATION: Workforce Safety & Insurance, together with its consulting actuaries, The Burkhalter Group, has reviewed the legislation proposed in this bill in conformance with Section 54-03-25 of the North Dakota Century Code.

The proposed legislation:

- Provides that a compensable injury does not include injuries caused by the use of recreational marijuana.
- Establishes a fee structure for outgoing file copies.
- Further defines what constitutes an employer and/or an injured worker willful misrepresentation.
- Requires an injured worker to meet the requirements of a reapplication for benefits following an unjustified limitation or refusal of employment.
- Provides WSI a communication mode with relevant parties in the event of a deceased or incapacitated injured worker absent a signed release.
- Provides clean-up changes to create consistent language throughout Title 65 regarding the definition of average weekly wage.
- Requires injured workers that have completed a rehabilitation program that have established a significant change in medical condition to sustain an actual wage loss to be eligible for further retraining or disability benefits.

FISCAL IMPACT: No significant impact to premium rate and reserve levels is anticipated.

DATE: December 31, 2020