

5229.0040 ANNUAL DATA REPORTS AND DOCUMENTS.

Subpart 1. **Annual data reports.** On or before June 30 of each year, every employer or group of employers participating in a collectively bargained agreement to deliver workers' compensation benefits pursuant to Minnesota Statutes, section 176.1812, shall file a report with the commissioner. The report shall be on a form provided by the commissioner. The report must contain information concerning those employees covered by the collectively bargained workers' compensation program. Groups of employers shall report the aggregate information for all employers in the group.

Subp. 2. **Data elements of reports.** The reports to be filed shall contain the following data elements for the preceding calendar year:

- A. the dates during which the collectively bargained agreement was in effect;
- B. the total number of person hours covered by the agreement;
- C. payroll of covered employees, separated by insurance class code if the employer is not self-insured;
- D. the number of claims filed during the year separated into denied claims, medical only claims, and indemnity claims;
- E. the total paid and reserved losses or estimated incurred costs as of the end of the calendar year, separated into indemnity and medical benefits and other loss adjustment costs, for all claims receiving benefits during the reporting year. Separate totals shall be reported for new claims and for claims incurred during previous years which received benefits during the reporting year. The relevant number of claims for each benefit total shall also be reported;
- F. the number of contested claims submitted to mediation, arbitration, the Workers' Compensation Court of Appeals, the Office of Administrative Hearings, the district court, the Minnesota Court of Appeals, or the Minnesota Supreme Court;
- G. the number of contested claims resolved prior to mediation, arbitration, the Workers' Compensation Court of Appeals, the Office of Administrative Hearings, the district court, the Minnesota Court of Appeals, or the Minnesota Supreme Court;
- H. the number of employees in vocational rehabilitation plans during the year; and
- I. the number of employees in light duty programs during the year.

Subp. 3. **Annual documents.** On or before June 30 of each year, every employer or group of employers and the labor representatives shall submit updated copies of the documents and other evidence required by parts 5229.0010 to 5229.0060, and Minnesota Statutes, section 176.1812. However, for documents and other evidence that are completely unchanged since the previous submission, the parties may instead submit a statement under penalty of perjury that there has been no change since the previous submission in the documents or evidence not being submitted. The commissioner may nonetheless require any party to submit the actual documents or evidence.

Subp. 4. **Failure to file reports or documents.** If the parties have not submitted the annual data report or annual documents required by parts 5229.0010 to 5229.0060, the commissioner may after notice to the parties and after an opportunity for the parties to respond, initiate a contested case proceeding under Minnesota Statutes, chapter 14, to terminate recognition of a collective bargaining agreement for a workers' compensation program, or take such other steps deemed necessary to secure the parties' compliance with all reporting requirements.

Statutory Authority: *MS s 176.1812*

History: *21 SR 1246*

Published Electronically: *January 30, 2024*