

**John R. Kasich, Governor**  
Thomas H. Bainbridge, *Chairman*  
Jodie M. Taylor, *Member*  
Karen L. Gillmor, Ph.D., *Member*

## NOTICE OF PUBLIC HEARING

The Ohio Industrial Commission and the Ohio Bureau of Workers' Compensation will hold a Public Hearing on Friday, January 3, 2014 at 1:00 p.m., L-2, Room 1, 30 West Spring Street, Columbus, Ohio to consider the following:

The Amendment of the following rule:

- **4125-1-02 Electronic submission and acceptance of documents**

The amendment to the rule inserts Chapter "4125" to division B of 4125-1-02. This change allows professional employer organizations to electronically submit documents to the Industrial Commission and Bureau of Workers' Compensation.

The Rescission and Adoption of the following rule:

- **4125-1-01 (Rescission) Compensation for wage losses**

This rule is proposed for rescission because of the need for a number of changes and updates to the rule. The rule has not been revised in several years, and, as currently written, does not reflect the contemporary method of searching for employment, nor does it provide procedures for adjudicating applications supported by evidence of an electronic job search.

- **4125-1-01 (New) Wage loss compensation**

This rule is proposed to be filed as a new rule in order to alphabetize and update the definitions and to insert separate paragraphs setting out the prerequisites for receiving working and non-working wage loss compensation.

Specifically, the new rule provides exceptions to the requirement of a supplemental job search for those injured workers applying for or receiving working wage loss compensation. These exceptions are applicable when the injured worker returns to work in an alternative position with the same employer or another employer at the direction of the employer of record and when the injured worker must obtain medical treatment for the allowances in the claim and the treatment cannot be obtained outside of work hours. The proposed new rule also provides criteria for the consideration of on-line job searches.

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All interested parties will be given an opportunity to be heard. Any interested party unable to attend the public hearing may submit written comments via email to [rulecomments@ic.state.oh.us](mailto:rulecomments@ic.state.oh.us) or [enotification@bwc.state.oh.us](mailto:enotification@bwc.state.oh.us) prior to the hearing. Pursuant to the Americans with Disabilities Act, the Industrial Commission will consider a reasonable accommodation to allow qualified, interested parties with a disability to testify where the accommodation is necessary and available and does not present an undue hardship to the Industrial Commission. An individual requiring special accommodations should contact the Office of Human Resources by calling (614) 466-2765.

The full and complete text of the proposed rules is available on the Register of Ohio's website at [www.registerofohio.state.oh.us](http://www.registerofohio.state.oh.us); and is on file in the office of the Secretary of State at 180 East Broad Street, Suite 103, Columbus, Ohio, the Legislative Service Commission at 77 South High Street, 9<sup>th</sup> Floor, Columbus, Ohio, the Joint Committee on Agency Rule Review at 77 South High Street, Concourse Level, Columbus, Ohio, and all Industrial Commission offices and service offices of the Bureau of Workers' Compensation. In addition, the text of the proposed rules may be viewed by accessing the Industrial Commission's website at [www.ic.state.oh.us](http://www.ic.state.oh.us).