

Section E

Legal Authorities

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Pertinent LABOR Regulations

The regulations pertinent to NHDOL are stated in TITLE XXIII LABOR, New Hampshire Administrative Rules, Sections 281-A: 53. They are available at: <http://www.gencourt.state.nh.us/rsa/html/indexes/default.html>, where you can search NH Regulations.

Letter from DIR regarding electronic filing

November 7, 2005

To: New Hampshire Workers' Compensation Insurers and Self-Insured Employers
Re: Electronic Filing of the Employer's First Report of Occupational Injury or Disease (Form 8WC)

Labor Code TITLE XXIII LABOR, New Hampshire Statutes, RSA 281-A: 53 require that both workers' compensation insurers and self-insured employers file with the New Hampshire Department of Labor (NHDOL) a complete report of every occupational injury or disease. The report must be filed within five days after obtaining knowledge of the injury or illness.

Please be advised that on or after July 1, 2006, all "First Reports of Injury" shall be filed by the insurance carrier or self-insured employer electronically in a manner prescribed by the department. The commissioner may grant an insurance carrier or self-insured employer a variance if the carrier or self-insured employer documents to the satisfaction of the commissioner that compliance would cause the carrier or self-insured employer "undue hardship" which, for the purposes of this section, means significant difficulty or expense

Thank you for your anticipated cooperation in this matter. Information about the NHDOL EDI System, including a technical description of the prescribed computer input media and implementation guide can be found on the Department's Web site at <http://www.nh.gov/labor/workers-comp/electronic-data/index.htm>. Any inquiries should be made to Division of Workers' Compensation, EDI, located at 95 Pleasant St., 3rd Floor, Concord, New Hampshire, 03301. The EDI contact can be contacted by telephone at (603) 271-8274 or by e-mail at <mailto:EDI@labor.state.nh.us>.

Sincerely,

Danielle Albert
Director of Workers' Compensation
New Hampshire, Department of Labor