

NOTICE OF INTENT

Workforce Commission Office of Workers' Compensation

Hearing Rules- General Provisions
(LAC 40: I.5537)

The Louisiana Workforce Commission does hereby give notice of its intent to amend certain portions of the Louisiana Administrative Code, Title 40, Labor and Employment, Part I, Workers' Compensation Administration, Subpart 3, Hearing Rules, Chapter 55, Subchapter F, regarding power and authority. The purpose of this amendment is to promulgate a required form to track written reasons for contempt. This Rule is promulgated by the authority delegated to the deputy assistant secretary by La. R.S. 36:304(B) and vested in the assistant secretary of the Office of Workers' Compensation found in La. R.S. 23:1291 and La. R.S. 23:1310.7.

Title 40 LABOR AND EMPLOYMENT Part I. Workers' Compensation Administration Subpart 3. Hearing Rules

Chapter 55. General Provisions
Subchapter F. Power and Authority
§5537. Procedure
A. ...

B. Form for judges to report contempt findings.

WORKERS' COMPENSATION CONTEMPT FINDINGS FORM

Note: Form due to Assistant Secretary within 30 days of ruling per La. R.S. 23:1310.7

SECTION I: DOCKET CASE INFORMATION (print please)	
1. Plaintiff Party Name	1a. Attorney (if any)
2. Defendant Party Name	2a. Attorney (if any)
3. Judge's Name	4. Date of Event/Hearing
5. District #	6. City
SECTION II: FACTS	
1. Name of Party in Contempt	
2. Parties to the claim and their relationship (ex: John Brown, claimant) :	
3. Code of Civil Procedure Violation (check all that apply):	
<input type="checkbox"/> Article 222- Direct Contempt # of violations _____ Total amount of civil fines assessed \$ _____ Summarize actions used to discourage behavior: _____ _____ _____	
<input type="checkbox"/> Article 224- Constructive Contempt # of violations _____ Total amount of civil fines assessed \$ _____ Summarize actions used to discourage behavior: _____ _____ _____	
4. Attach written reasons issued with ruling	

Signature of Judge _____ Date _____

Signature of Chief Judge _____ Date _____

Signature of Assistant Secretary _____ Date _____

AUTHORITY NOTE: Promulgated in accordance with R.S. 23:1310.1.
 HISTORICAL NOTE: Promulgated by the Department of Labor, Office of Workers' Compensation Administration, LR 25:266 (February 1999), amended LR 25:1861 (October 1999), LR 33:653 (April 2007).
 amended, LR 48: _____ .

Family Impact Statement

This amendment to Title 40 should have no impact on families.

Poverty Impact Statement

This amendment to Title 40 should have no impact on poverty or family income.

Provider Impact Statement

1. This Rule should have no impact on the staffing level of the Office of Workers' Compensation as adequate staff already exists to handle the procedural changes.
2. This Rule should create no additional cost to providers or payers.
3. This Rule should have no impact on ability of the provider to provide the same level of service that it currently provides.

Small Business Statement

This amendment to Title 40 should have no direct impact on small or local businesses.

Public Comments

All interested persons are invited to submit written comments or hearing request on the proposed Rule. Such comments or request should be sent to Tavares Walker, OWC-Administration, 1001 North 23rd Street, Baton Rouge, LA 70802. Such comments should be received by 5:00 pm on October 10, 2022.

Ava Cates
Secretary

Name of Person Responsible and Title

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