

## ***Workers' Compensation Consumer Fact Sheet***

### **Loss Cost - State**

In Tennessee, insurance carriers use rates based on “Commissioner-approved” loss costs – typically filed March 1 of each year – and their own individually filed Loss Cost Multipliers (see Resources on website for listing), reflecting their expenses and other provisions. Thus, rates are not uniform.

### **Assigned Risk Plan: TWCIP**

The Tennessee Workers' Compensation Insurance Plan (TWCIP) is Tennessee's market of last resort. As of 2011, the TWCIP represents almost 5.2% of the total market. As of March 1, 2012, rates are *on average*, approximately 24% higher than those in the voluntary/standard market. Rates can be found at <https://www.twcip.com/TWCIPWeb/Common/RatingInformation.aspx>. Call 800-471-6767 for more information.

Aon is the administrator of the TWCIP.

### **Designated Rate Service Organization: NCCI**

NCCI is Tennessee's designated rate service organization. They are responsible for filing with the state annual loss costs, manual rules, and classifications. For assistance with classifications and manual rules, contact 800-NCCI-123 and key in “5”.

### **Claims Inquiries & Coverage Verification: DLWD**

The Department of Labor and Workforce Development (DLWD) has Benefits Review Specialists to assist injured employees in navigating the benefits process. They can be contacted at 800-332-2667. Stakeholders can verify coverage through the DLWD's Coverage Verification Service at <http://www.state.tn.us/labor-wfd/wcomp.html> (Under Quick Links).

### **Commonly Referenced Workers' Compensation Statutes:**

Go to <http://www.lexisnexis.com/hottopics/tncode/>

- 50-6-102(10)(D): Seven factors to determine status of work relationships
- 50-6-113: Liability of principal intermediate contractor or subcontractor
- 50-6-901 – 918 Construction law pertaining to coverage requirements & exemptions
- 56-5-323: Obligation to furnish loss run history to insured
- 56-7-1803: Prerequisites for effective notice of cancellation
- 56-7-1806: Revision of rates (rate increases over 25%)