



**Michael Craddock**  
Regulatory Division  
(P) 561-893-3820 (F) 561-893-5365  
Email: [Michael\\_Craddock@ncci.com](mailto:Michael_Craddock@ncci.com)

## Montana Workers Compensation Classification Review Committee

### Meeting Agenda

Agenda Tracking No.: MT-02-2020

Released Date: August 19, 2020

Prepared by: Michael Craddock

Meeting information: The Montana Workers Compensation Classification Review Committee will conduct its next meeting at 1:00 p.m., Mountain Daylight Time, on Thursday, September 10, 2020. Due to COVID-19 public health concerns and the resulting Governor's emergency declaration and social distancing restrictions, the public is prohibited from physically attending this meeting. This meeting is only open to the public telephonically.

Teleconference Information: To participate by telephone, dial 1-800-525-8529 and enter Conference ID 737 288 699.

Members:

Name	Representing	Voting? Y/N	Present? Y/N	Substitute
William Anderson, Vice Chair	Montana State Fund	Y		
Greg Roadifer, Chair	Associated Employers	Y		
Linsey Lockner	Employers Insurance	Y		
Brenda Miller	Liberty Mutual	Y		
David Seitz	Seitz Insurance	Y		

### Schedule

Estimated Time	Issue
1:00 p.m.	<p>Proposed Adoption of Amendments to the below Administrative Rules of Montana, as set forth in MAR Notice No. 6-262, published on June 12, 2020, at page 1014 of the 2020 Montana Administrative Register, Issue Number 11.</p> <p><i>ARM 6.6.8301 - Establishment of Classification for Compensation Plan No. 2 and Plan No. 3.</i></p> <p>*Note Draft Notice of Amendment and Draft Adoption Order, included</p> <p>a. Public Comment b. Committee Action/Vote</p>

1:20 p.m.	New Business
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Distribution:  
Committee Members  
Montana Classification Review Committee Interested Parties  
NCCI

## **Executive Summary**

## Montana Workers Compensation Classification Review Committee

### Executive Summary

#### Overview

The Agenda Item to be considered by the Committee is the final rulemaking adoption of the NCCI classification item filings and amendments to the Administrative Rules of Montana, accepted and approved by the Committee, as proposed by NCCI, at the April 28, 2020 meeting. Upon the Committee's completion of rulemaking and publication of an amendment and adoption notice, adopting the final form of NCCI's classification item filings and the rule changes, NCCI will then submit the classification item filings to CSI for approval.

With assistance from the Office of the Montana State Auditor, Commissioner of Securities and Insurance (CSI), the Committee held a public rulemaking hearing on July 8, 2020. A written public comment period was held open through July 16, 2020. No public comments were received.

#### Agenda Items

1. Proposed Adoption of Amendments to the current Administrative Rules of Montana identified below, as set forth in MAR Notice No. 6-262, published on July 8, 2020, at page 1014 of the 2020 Montana Administrative Register, Issue Number 11:

*ARM 6.6.8301 - Establishment of Classification for Compensation Plan No. 2 and Plan No. 3*

This Amendment:

- Amends the NCCI Basic Manual with NCCI Item Filing B-1438—Revisions to Basic Manual Classifications for Oil and Gas Operations - proposed to be effective July 1, 2021 as approved by the Committee at the April 28, 2020 Meeting.
- Amends the NCCI Basic Manual with NCCI Item Filing B-1439-Revisions to Basic Manual Classifications and Appendix E including Construction and Salespersons and Estimators – proposed to be effective July 1, 2021, as approved by the Committee at the April 28, 2020 meeting.
- Amends the NCCI Basis Manual with NCCI Item Filing B-1440 – Revisions to Basic Manual Classifications and Appendix E reformatting the preface and Appendix G proposed to be effective October 1, 2020, as approved by the Committee at the April 28, 2020 meeting.
- Amends the NCCI Basic Manual with NCCI Item Filing 01-MT-2020 – Revisions to Basic Manual Classifications – Irrigation Pipe Installation proposed to be effective July 1, 2021, as approved by the Committee at the April 28, 2020 meeting.

#### **Proposed Motion:**

\_\_\_\_\_(I/Company)\_\_\_\_\_move the Committee adopt the amendments to the Montana Administrative Rules as stated in the proposed Notice of Amendment, as will be certified to the Secretary of State.

#### **Proposed Resolution:**

Following review and discussion, upon motion duly made, seconded, and unanimously approved, it is RESOLVED, that the Committee adopt the amendments to the Montana Administrative Rules as stated in the proposed Notice of Amendment, as will be certified to the Secretary of State.

# **Notice of Amendment**

BEFORE THE CLASSIFICATION REVIEW COMMITTEE

In the matter of the amendment of ) NOTICE OF AMENDMENT  
ARM 6.6.8301 pertaining to )  
establishment, deletion, or revision of )  
classifications for various industries )  
for supplementing the NCCI Basic )  
Manual for Workers' Compensation )  
and Employers Liability )

TO: All Concerned Persons

1. On June 12, 2020, the Classification Review Committee published MAR Notice No. 6-262 pertaining to the public hearing on the proposed amendment of the above-stated rules at page 1014 of the 2020 Montana Administrative Register, Issue Number 11.
2. The committee has amended the above-stated rule as proposed.
3. No comments or testimony were received.
4. The effective date of the amendment regarding Item Filing B-1440 is to be effective October 1, 2020, and the remaining filings to be effective July 1, 2021.

/s/ Mary Belcher  
Michael Belcher  
Rule Reviewer

/s/ Greg Roadifer  
Greg Roadifer  
Committee Chair

Certified to the Secretary of State September 15, 2020.

**Proposed Adoption  
Order**

