



IDAHO INDUSTRIAL COMMISSION

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RE: Notice of Change of Status

The purpose of this memorandum is to clarify the Idaho Industrial Commission's policy regarding notice of Change of Status. This memorandum replaces the information presented in the "Notice of Change of Status Guidance Memorandum" revised 5-07-13.

Idaho Code § 72-806 provides "A workman shall receive written notice within fifteen (15) days of any change of status or condition, including, but not limited to, the denial, reduction or cessation of medical and/or monetary compensation benefits, which directly or indirectly affects the level of compensation benefits to which he might presently or ultimately be entitled." IDAPA 17.01.01.801 applies this requirement to sureties and employers, specifies the form of the notice, and requires a copy be sent to the Commission.

Idaho Code § 72-604 states "When an employer ... willfully fails or refuses to file ... the notice of change of status required by section 72-806, Idaho Code, the limitations prescribed in § 72-701 and § 72-706, Idaho Code, shall not run against the claim of any person seeking compensation until such report or notice shall have been filed."

We understand this to mean that the failure to provide notice of any change in status which directly or indirectly affects the payment of income or medical benefits will subject the surety to the consequences described in § 72-604, Idaho Code.

Further, we advise that we do not consider attachment of any medical opinion to be required for the notice copy sent to the Commission.

Handwritten signature of Thomas P. Baskin.

Thomas P. Baskin,
Chairman

Handwritten signature of Aaron White.

Aaron White,
Commissioner

Handwritten signature of Thomas E. Limbaugh.

Thomas E. Limbaugh,
Commissioner