

## 190 - Board of Indust Insurance Appeals

### A002 Hearings

The Hearings Section schedules and conducts formal hearings on all contested issues raised in an appeal. Hearings are formal legal proceedings following the civil rules applicable in the Superior Courts of Washington. At the conclusion of the hearings and the closing of the record, a judge will issue a written proposed decision and order containing findings of fact and conclusions of law on all contested issues. If a party disagrees with the proposed decision issued by a hearing judge, the party can petition the three-member board to review the decision. In the review program, judges assist board members in determining the appropriate action to take on petitions. Judges review the petition and the entire record of proceeding, then make recommendations to the board. If the board votes to review a proposed decision, the review judge will draft the final decision and order for the board members' approval.

Account	FY 2010	FY 2011	Biennial Total
<b>FTE</b>	115.2	114.5	114.9
<b>608 Accident Account</b>			
608-1 State	\$6,919,000	\$6,767,000	\$13,686,000
<b>609 Medical Aid Account</b>			
609-1 State	\$6,922,000	\$6,764,000	\$13,686,000
<b>163 Worker and Community Right-to-Know Account</b>			
163-1 State	\$10,000	\$10,000	\$20,000

**Statewide Result Area: Improve the economic vitality of businesses and individuals**

**Statewide Strategy: Return unemployed, underemployed or injured workers to work**

#### Expected Results

Hearings judges will average 10 or fewer cases that have not been resolved within six months of assignment to the judge. At least 90 percent of the proposed decisions and orders will be issued no later than 60 days after the close of the record and receipt of all transcripts and dispositions. Review judges will perform complete file reviews and provide a memo with recommendations to board members within ten days of receipt of a petition for review. They will also provide drafts of decision and order to board members within 40 days of an order granting the petition for review.

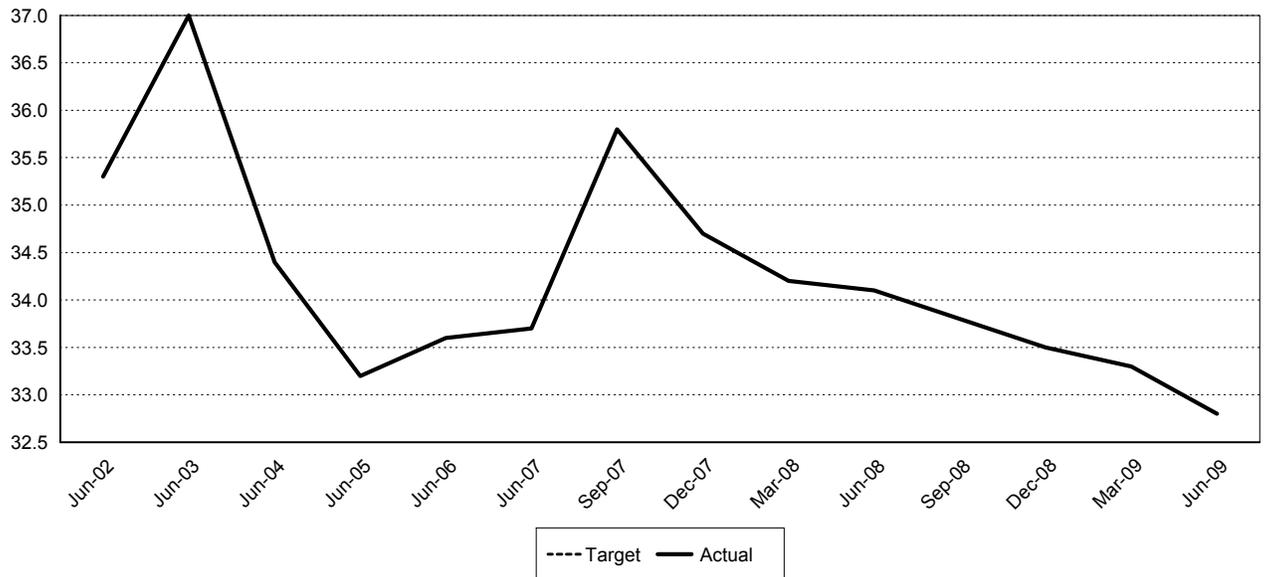
*Appropriation Period: 2009-11 Activity Version: 2D - 2010 Supplemental Enacted Recast Sort By: Activity*

<b>000182 Average number of weeks to resolve industrial insurance appeals.</b>			
<b>Biennium</b>	<b>Period</b>	<b>Actual</b>	<b>Target</b>
2009-11	Q8		
	Q7		
	Q6		
	Q5		
	Q4		
	Q3		
	Q2		
	Q1		
2007-09	Q8	32.8	
	Q7	33.3	
	Q6	33.5	
	Q5	33.8	
	Q4	34.1	
	Q3	34.2	
	Q2	34.7	
	Q1	35.8	
2005-07	Q8	33.7	
	Q7		
	Q6		
	Q5		
	Q4	33.6	
	Q3		
	Q2		
	Q1		

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Number

000182 - Average weeks to resolve ind ins appeals

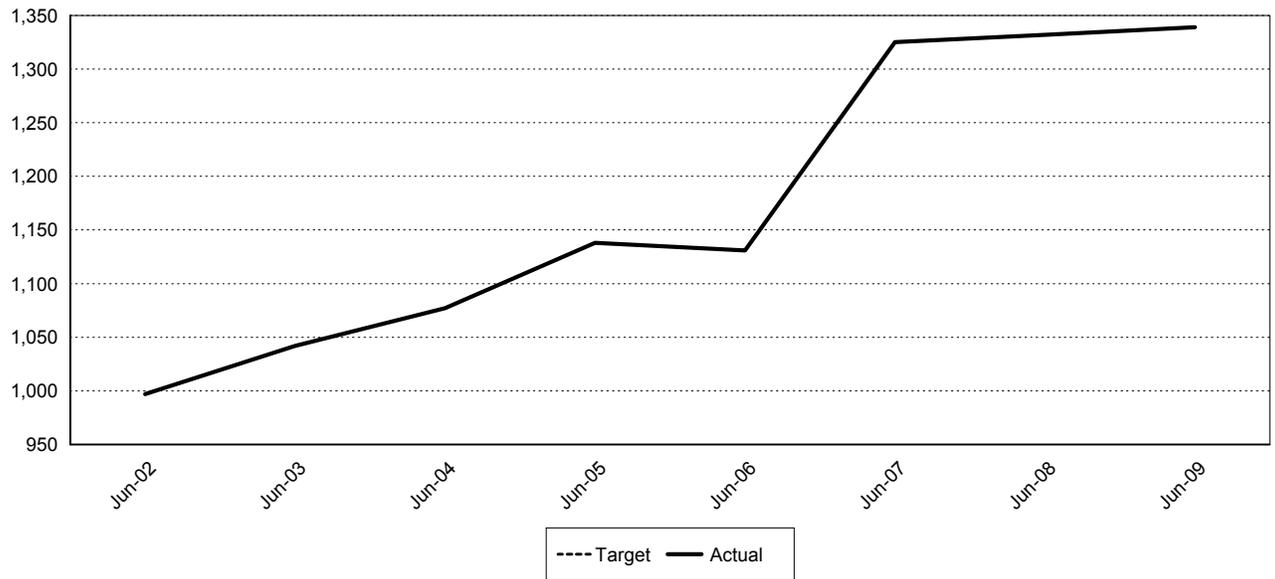


000423 Average cost per final order			
Biennium	Period	Actual	Target
2009-11	Q8		
	Q7		
	Q6		
	Q5		
	Q4		
	Q3		
	Q2		
	Q1		
	2007-09	Q8	\$1,339
Q7			
Q6			
Q5			
Q4		\$1,332	
Q3			
Q2			
Q1			
2005-07		Q8	\$1,325
	Q7		
	Q6		
	Q5		
	Q4	\$1,131	
	Q3		
	Q2		
	Q1		

Appropriation Period: 2009-11 Activity Version: 2D - 2010 Supplemental Enacted Recast Sort By: Activity

Dollars

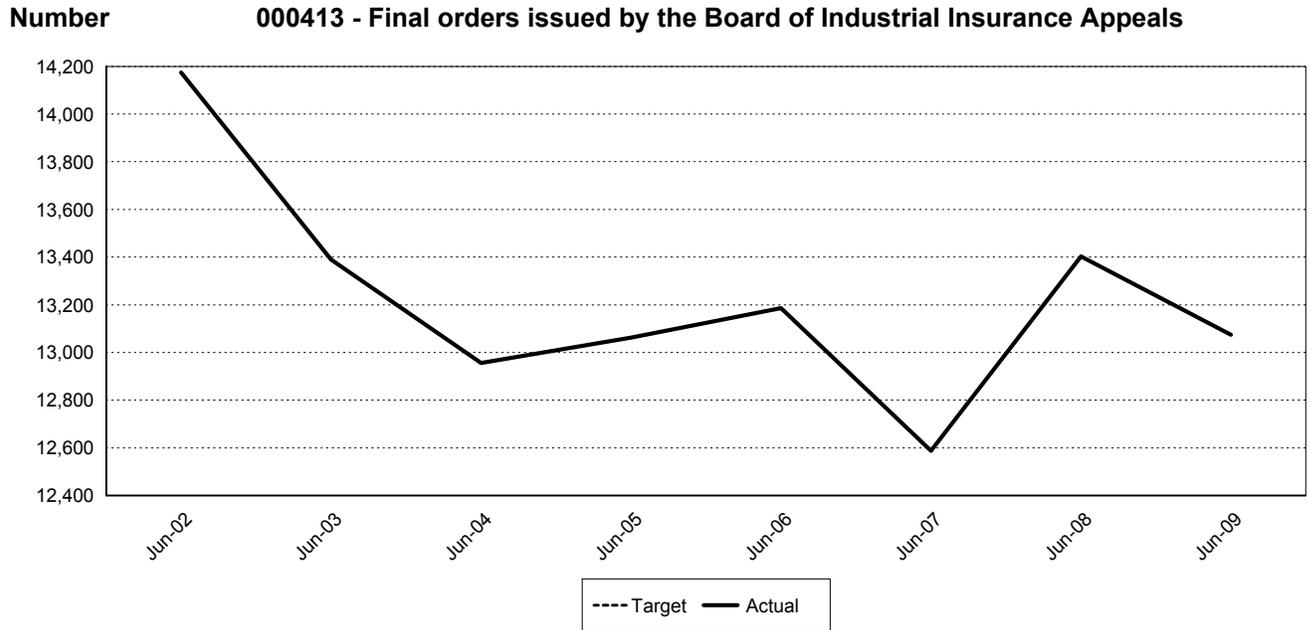
000423 - Cost per final order



000413 Total number of final orders issued.

Biennium	Period	Actual	Target
2009-11	Q8		
	Q7		
	Q6		
	Q5		
	Q4		
	Q3		
	Q2		
	Q1		
2007-09	Q8	13,074	
	Q7		
	Q6		
	Q5		
	Q4	13,403	
	Q3		
	Q2		
	Q1		
2005-07	Q8	12,587	
	Q7		
	Q6		
	Q5		
	Q4	13,186	
	Q3		
	Q2		
	Q1		

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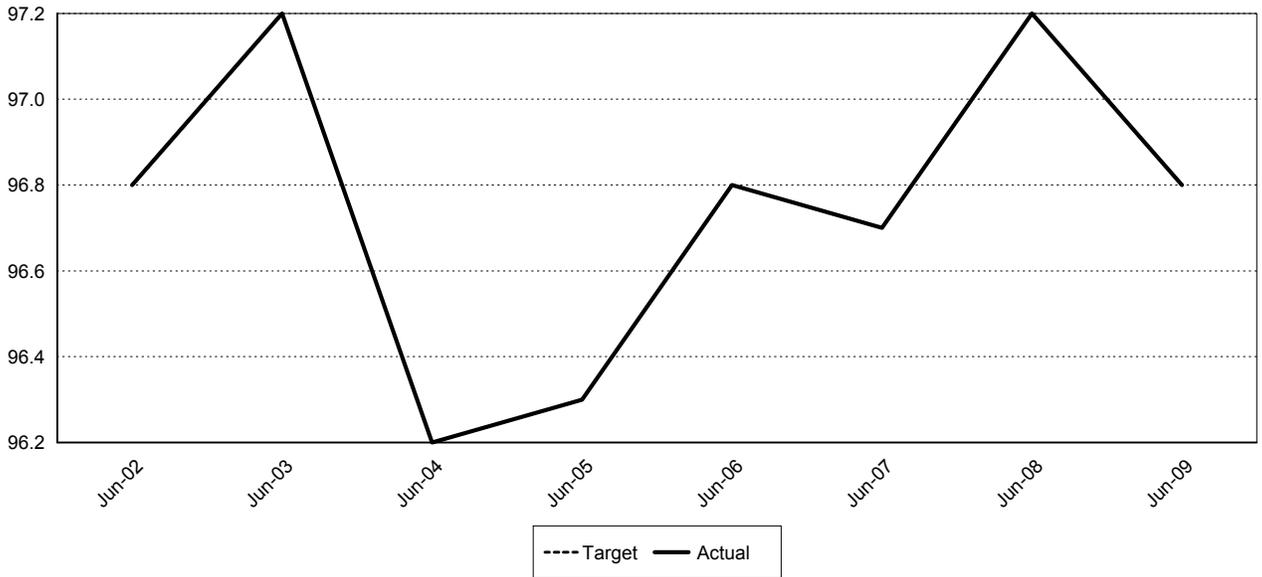


Appropriation Period: 2009-11 Activity Version: 2D - 2010 Supplemental Enacted Recast Sort By: Activity

<b>000331 Percentage of cases successfully resolved without appeal to Superior Court</b>			
<b>Biennium</b>	<b>Period</b>	<b>Actual</b>	<b>Target</b>
2009-11	Q8		
	Q7		
	Q6		
	Q5		
	Q4		
	Q3		
	Q2		
	Q1		
2007-09	Q8	96.8%	
	Q7		
	Q6		
	Q5		
	Q4	97.2%	
	Q3		
	Q2		
	Q1		
2005-07	Q8	96.7%	
	Q7		
	Q6		
	Q5		
	Q4	96.8%	
	Q3		
	Q2		
	Q1		

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Percent 000331 - Percentage of Cases Successfully Resolved Without Appeal to Superior Court



**A003 Mediation**

The Mediation Program focuses on assisting parties in understanding the appeal process and reaching an agreed resolution, if possible. Unrepresented appellants are given an opportunity to discuss the issues involved in their appeal in an informal setting with a judge and a representative from the other party. Judges are trained mediators who have extensive knowledge of workers' compensation and other areas of the law, as well as in the practices and procedures of the Board. These skills and specialized knowledge are used to assist the parties in exploring options for resolution of the appeal.

Account	FY 2010	FY 2011	Biennial Total
<b>FTE</b>	44.0	42.5	43.3
<b>608 Accident Account</b>			
608-1 State	\$2,221,000	\$2,232,000	\$4,453,000
<b>609 Medical Aid Account</b>			
609-1 State	\$2,221,000	\$2,232,000	\$4,453,000

**Statewide Result Area: Improve the economic vitality of businesses and individuals**  
**Statewide Strategy: Return unemployed, underemployed or injured workers to work**

**Expected Results**

Schedule and hold the first mediation event within six and one-half weeks of assignment to the judge. Resolve appeal by agreement of the parties or send on to hearings within 100 days of assignment to the judge. Orders on agreement of the parties will be issued within three business days.

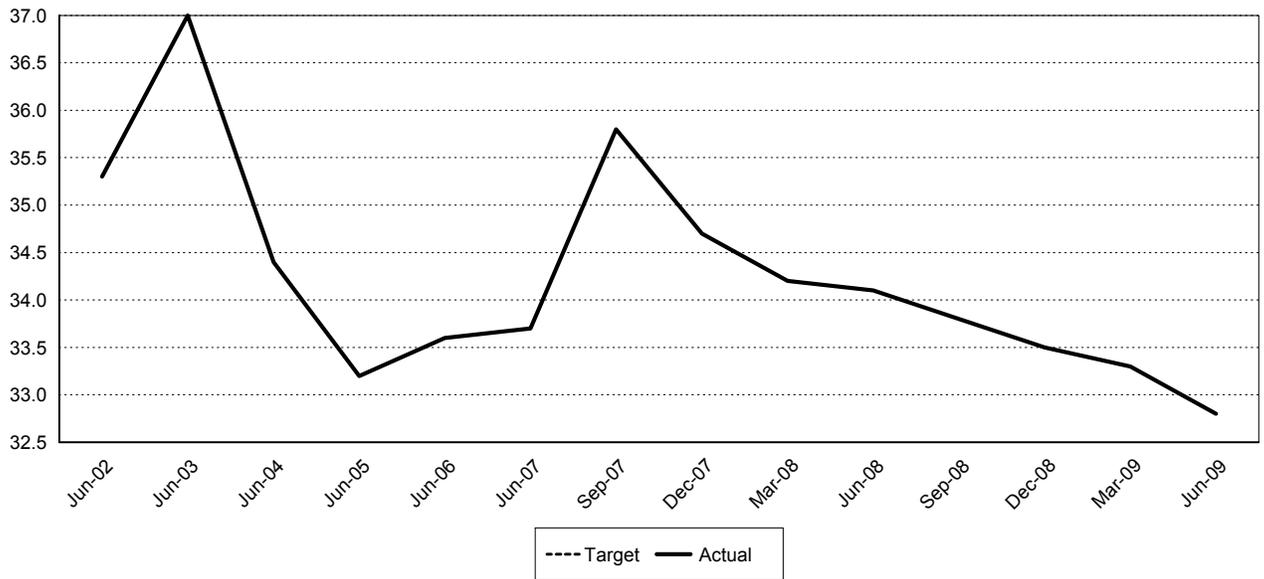
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<b>000182 Average number of weeks to resolve industrial insurance appeals.</b>			
<b>Biennium</b>	<b>Period</b>	<b>Actual</b>	<b>Target</b>
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	Q7		
	Q6		
	Q5		
	Q4		
	Q3		
	Q2		
	Q1		
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	Q7	33.3	
	Q6	33.5	
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	Q4	34.1	
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	Q7		
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000182 - Average weeks to resolve ind ins appeals

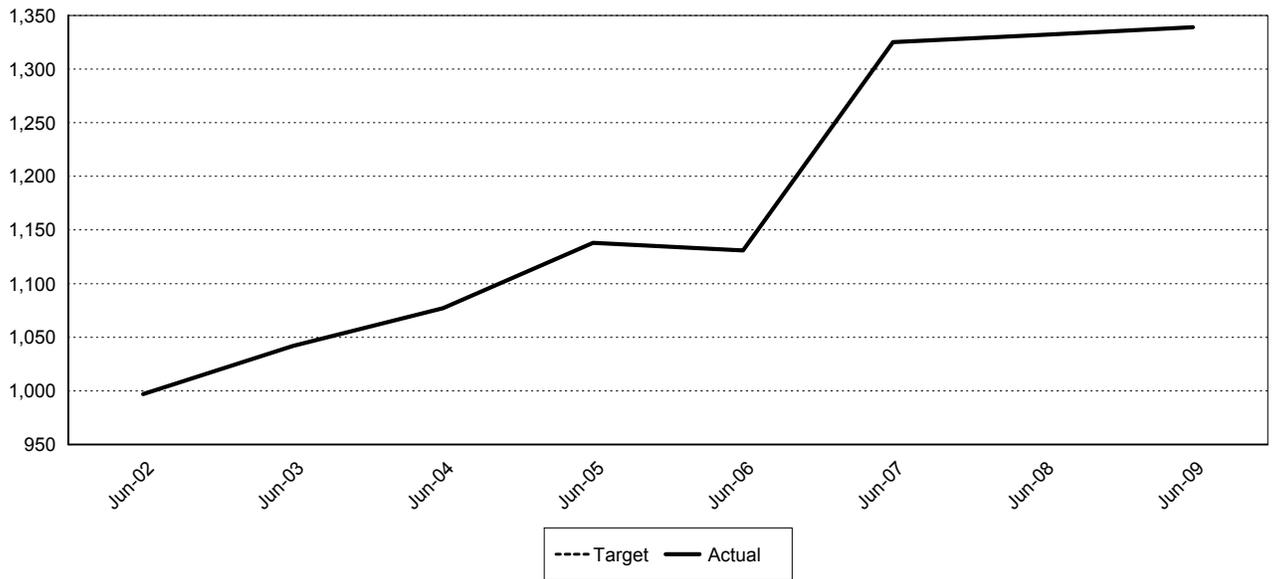


000423 Average cost per final order			
Biennium	Period	Actual	Target
2009-11	Q8		
	Q7		
	Q6		
	Q5		
	Q4		
	Q3		
	Q2		
	Q1		
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Dollars

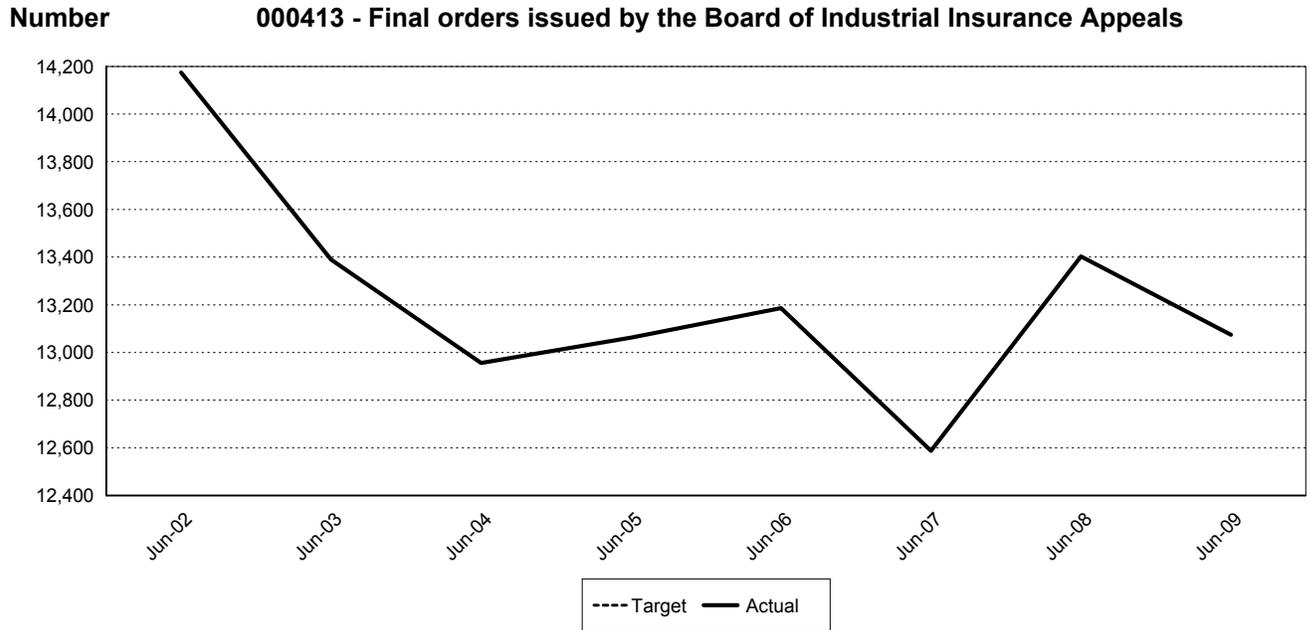
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000413 Total number of final orders issued.

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	Q6		
	Q5		
	Q4		
	Q3		
	Q2		
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2007-09	Q8	13,074	
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	Q3		
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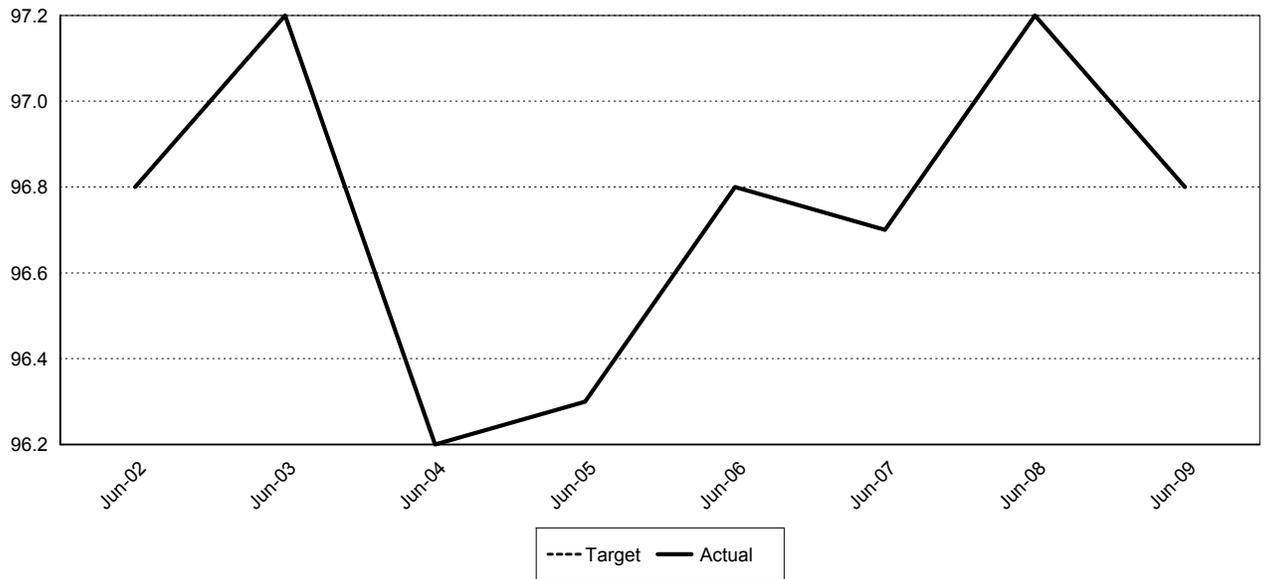


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<b>000331 Percentage of cases successfully resolved without appeal to Superior Court</b>			
<b>Biennium</b>	<b>Period</b>	<b>Actual</b>	<b>Target</b>
2009-11	Q8		
	Q7		
	Q6		
	Q5		
	Q4		
	Q3		
	Q2		
	Q1		
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	Q7		
	Q6		
	Q5		
	Q4	97.2%	
	Q3		
	Q2		
	Q1		
2005-07	Q8	96.7%	
	Q7		
	Q6		
	Q5		
	Q4	96.8%	
	Q3		
	Q2		
	Q1		

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Percent 000331 - Percentage of Cases Successfully Resolved Without Appeal to Superior Court



**Grand Total**

	FY 2010	FY 2011	Biennial Total
FTE's	159.2	157.0	158.1
GFS	\$0	\$0	\$0
Other	\$18,293,000	\$18,005,000	\$36,298,000
<b>Total</b>	<b>\$18,293,000</b>	<b>\$18,005,000</b>	<b>\$36,298,000</b>

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<b><u>Parameter</u></b>	<b><u>Entered As</u></b>
Budget Period	2009-11
Agency	190
Version	2D
Result Area	All Result Areas
Activity	All Activities
Program	All Programs
Sub Program	All Sub Programs
Account	All Accounts
Expenditure Authority Type	All Expenditure Authority Types
Theme	All
Sort By	Activity
Display All Account Types	Yes
Include Policy Level	Yes
Include Activity Description	Yes
Include Statewide Result Area	Yes
Include Statewide Strategy	Yes
Include Expected Results Text	Yes
Include Charts	Yes
Chart Type	Line
Include Parameter Selections	Yes
Version Source	OFM