

4123-20-07

**Controversion of claims.**

- (A) The marine industry fund is authorized under regulations promulgated by the United States department of labor to act as an insurance carrier with respect to liabilities created by the provisions of the "Longshoremen's and Harbor Workers' Compensation Act." The marine industry fund, in such capacity, is recognized under applicable provisions of the governing federal law and regulations, as a party in interest to all proceedings regarding claims filed against employers insured by the fund.
- (B) All notices of injury received from employers insured by the marine industry fund, and all notices of claims received from the department of labor shall be promptly reviewed by the marine industry fund. The administrator of workers' compensation or the administrator's designee shall be authorized to file notices of controversion in the name of the marine industry fund, in all cases wherein such action is warranted by the facts of the case or the law applicable to such facts. In the event that a notice of controversion is filed, the administrator or designee is authorized to represent, or cause to be represented, the interest of the marine industry fund in all proceedings pertinent to a controverted claim.

Five Year Review (FYR) Dates: 03/27/2017 and 03/01/2022

CERTIFIED ELECTRONICALLY

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Certification

03/27/2017

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Date

Promulgated Under: 119.03  
Statutory Authority: 4121.12, 4121.121  
Rule Amplifies: 4131.13, 4131.14  
Prior Effective Dates: 3/23/81, 12/18/89 (Emer.), 2/22/90