

Title 28. Insurance
Part 2. Texas Department of Insurance,
Division of Workers' Compensation
Chapters 102-116

Review of Agency Rules

The Texas Department of Insurance, Division of Workers' Compensation (DWC) is readopting all sections within Chapters 102-116. This reoption complies with Texas Government Code §2001.039, which requires a state agency to review each of its rules every four years and to readopt, readopt with amendment, or repeal the rule. A notice of rule review was published in the July 19, 2019, issue of the *Texas Register* (44 Tex. Reg. 3653 (2019)). DWC has determined that the reasons for adopting the chapters continue to exist.

DWC received one comment on the review. The comment, submitted by the Office of Injured Employee Counsel, stated that the reasons for adopting the rules under 28 TAC Chapters 102-116 continue to exist and that the rules should be readopted. The comment also recommended that 28 TAC §102.7(6) be amended to use the term "Contested Case Administrative Law Judge" and "Benefit Contested Case Administrative Law Judge" rather than "Contested Case Hearing Officer" and "Benefit Contested Case Hearing Officer." In January 2019, DWC adopted amendments to TAC §102.7 which removed the terms "Contested Case Hearing Officer" and "Benefit Contested Case Hearing Officer." Consequently, the suggested amendments are no longer needed.

Any repeals or suggested amendments identified during the review of these rules may be considered in future rulemaking.