State of South Carolina

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Workers' Compensation Commission

Resolution
Satisfying the Commission of a Parties Interest and Right to Inspect the Records of the Commission

WHEREAS, the SC Workers' Compensation Commission (Commission) is responsible for referring industrially injured persons who need vocational counseling or vocational evaluation, personal adjustment, training and placement to the SC Vocational Rehabilitation Department (SCVRD) pursuant to Section § 42-3-80 of the SC Code of Laws, 1976; and

WHEREAS, the Commission desires to enter into a cooperative arrangement with SCVRD to develop a referral claimant referral system that is timely, efficient and effective for all stakeholders; and

WHEREAS, the Commission and SCVRD desire a statewide referral system to allow all eligible workers' compensation claimants access to all SCVRD offices; and

WHEREAS, the Commission and SCVRD have determined the most optimum referral system will provide SCVRD staff electronic access to Commission case files in order to provide SCVRD offices access to the information; and

WHEREAS, the Section § 42-19-40 of the of the SC Code of Laws, 1976, provides the records of the Commission, in so far as they refer to accidents, injuries and settlements, shall not be open to the public, however parties satisfying the Commission of their interest in such records and the right to inspect them; and

WHEREAS, the Section § 43-31-150 of the Code of Laws of South Carolina, 1976, provides records and communications are confidential and privileged except for purposes directly connected with the administration of a vocational rehabilitation program; and

NOW, THEREFORE, BE IT RESOLVED, that the South Carolina Workers' Compensation Commission, a duly constituted body of the State of South Carolina, hereby determines SCVRD satisfies the Commission's interest in having access and right to inspect the Commission records for the sole purpose of determining claimants' eligibility for SCVRD services pursuant to Section §42-19-40 of the SC Code of Laws, 1976.

Approved by the SC Workers' Compensation Commission on this 18th day of June 2012.

Date: 6/18/12

T. Scott Beck
Chairman