

Rural Area Flexibility Analysis for addition of 325-1.26 of Title 12 of the New York Codes Rules and Regulations.

1. Types and estimated numbers of rural areas:

This rule applies to any schedule loss of use determinations for claimants in New York State, regardless of geographical location. The proposed regulation provides a revised system for evaluating permanent impairment and applies to all claimants.

2. Reporting, recordkeeping and other compliance requirements:

Under this rule, the evaluations of permanent impairment must be made in the format prescribed by the Chair. There is currently a form (C-4.3) that is used for this purpose. It has simply been included with the incorporation of the Impairment Guidelines for clarity's sake.

3. Costs:

This proposal will not impose any compliance costs on rural areas. The rule solely implements revised Impairment Guidelines.

4. Minimizing adverse impact:

This proposed rule is in response to a legislative mandate, and establishes revised impairment guidelines for use in schedule loss of use determinations.

5. Rural area participation:

The Board is implementing these guidelines in response to a legislative mandate.