

Workers' Safety and Compensation Act - Policy Engagement Schedule

The following is a list of the policy amendment proposals that will be used to engage with stakeholders on a monthly basis from January to May to support implementation of the Workers' Safety and Compensation Act on July 1, 2022.

The policy proposals for January and February reflect *major* changes to comply with the legislation and the issues consulted on in the Act engagement.

JANUARY

Policy Amendment Proposal	Notes
1. AP-01 Reconsiderations	<ul style="list-style-type: none"> Incorporates AP-01 Overview of Appeals, AP-02 Limitation Periods for Claims Appeals, and AP-03 New Evidence at Reviews and Appeals
2. EA-01 Reporting Payroll and Payment of Assessment Premiums	<ul style="list-style-type: none"> Currently EA-01 Payment of Assessments
3. EA-14 Coverage for Workers Outside of Yukon	
4. EL-01 Loss of Earnings Benefits	<ul style="list-style-type: none"> Incorporates EL-02 Minimum Compensation
5. EN-12 Permanent Impairment	

FEBRUARY

Policy Amendment Proposal	Notes
1. EA-03 Optional Coverage	<ul style="list-style-type: none"> Incorporates EA-03 Optional Coverage for Casual Employees, (Those Working Outside the Employer's Normal Industry), Persons Acting in a Religious Function and Volunteers', EA-04 Optional Coverage for Sole Proprietors, and EA-05 Optional Coverage for Municipal or First Nation Officials
2. EN-09 Adjudicating Psychological Injuries	
3. FA-06 Retirement Benefit	<ul style="list-style-type: none"> Currently FA-06 Annuities
4. GN-06 Third Party Actions	<ul style="list-style-type: none"> Currently GN-06 Subrogated Claims

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The policy proposals for March – May reflect *minor* changes to comply with the legislation. Minor changes include section references, terminology, and definitions.

MARCH

Policy Amendment Proposal	Notes
1. AP-04 Employer Access to Claim Information	<ul style="list-style-type: none"> Currently AP-04 Release of Claims Information to Employers
2. CH-04 CHOICES Incentive Program	
3. EA-08 Examination of Employer Records	
4. EA-09 Employer Industry Classification	<ul style="list-style-type: none"> Currently EA-09 Employers in More Than One Industry
5. EA-15 Employer's Notice of Injury	<ul style="list-style-type: none"> Currently EA-15 Employer Penalties for Failure to Provide Timely Notice of a Work-related Injury
6. EL-04 Recovery of Overpaid Compensation	
7. EL-06 End of Loss of Earnings Benefits	
8. FA-01 Exemption from Government of Yukon Management Board Directives and Policies	<ul style="list-style-type: none"> Currently FA-01 Exemption from Yukon Government Management Board Directives
9. FA-03 Budget and Organizational Control	
10. FA-05 Funding Policy	
11. FA-07 Set Off and Write Off of Debts	<ul style="list-style-type: none"> Currently FA-07 Retention of Money by Set Off, and Write Off of Debts and Obligations
12. GN-01 Access to Information and Protection of Privacy	<ul style="list-style-type: none"> Currently GN-01 Information Access and Privacy
13. GN-02 Illiteracy	
14. GN-03 Role of the Medical Consultant	
15. GN-04 Investigations and Fraud	<ul style="list-style-type: none"> Incorporates GN-05 Fraud
16. GN-07 Negligence Cost Transfer	
17. GN-08 Contracting	
18. IN-01 Application of Policies	<ul style="list-style-type: none"> Currently IN-01 Application of Board of Directors' Policies
19. IN-02 Policy Development Process	

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Policy Amendment Proposal	Notes
20. IN-03 Transition Policy	

MARCH – *Proposed Revocations*

Policy Revocation Proposal	Notes
1. BD-01 Honoraria for the Yukon Workers' Compensation Health & Safety Board, and Members of the Workers' Compensation Appeal Tribunal	<ul style="list-style-type: none"> • Elements incorporated into the Board of Directors' Governance Guide
2. BD-02 Travel (including Appendix A, rates)	<ul style="list-style-type: none"> • Elements incorporated into the Board of Directors' Governance Guide
3. FA-02 Accounting Policy	<ul style="list-style-type: none"> • Not required

APRIL

Policy Amendment Proposal	Notes
1. EA-02 Employer Registration	<ul style="list-style-type: none"> • Currently EA-02 Determining the Status of a Person: Employer, Worker, Sole Proprietor or Non-Working Directors • Incorporates EA-06 Coverage for Directors
2. EA-07 Super-Assessment	
3. EA-10 Transfer of Employer Experience Account	
4. EA-11 Mega Projects	
5. EA-12 Security Deposits	
6. EL-03 Payment of Interest on Compensation Benefits	
7. EN-01 Arising Out Of and In The Course of Employment	
8. EN-02 Merits and Justice of the Case	
9. EN-04 Emergency Transportation	
10. EN-05 Compensation for the Loss of Personal Property	Currently EN-05 Compensation for Loss of Personal Property

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Policy Amendment Proposal	Notes
11. EN-06 Hearing Loss	
12. EN-07 Pre-Existing Conditions	
13. EN-08 Gradual Onset Musculoskeletal Injuries	Currently EN-08 Gradual Onset Musculoskeletal Disorders
14. EN-10 Subsequent Injuries, Disorders or Conditions	Currently EN-10 Subsequent Disorders or Conditions Resulting From a Work-Related Injury
15. EN-11 Worker, Attendant and Witness Travel	
16. EN-16 Recurrence of Injury	
17. HC-01 Overview: Provision of Health Care Assistance	
18. HC-02 Safe Use of Medications	
19. HC-03 Physiotherapy	
20. HC-04 Chiropractic Treatment	
21. HC-05 Therapeutic Massage	Currently HC-05 Therapeutic Massage Therapy
22. HC-06 Activities of Daily Living	
23. HC-07 Alternative Treatment	
24. HC-08 First Nations or Inuit Traditional Healing	
25. HC-09 Psychological Treatment	

APRIL – Proposed Revocation

Policy Revocation Proposal	Notes
1. EA-13 Taxi Cabs	<ul style="list-style-type: none"> • Not required

MAY

Policy Amendment Proposal	Notes
1. RE-01 Return to Work - Overview	
2. RE-02-1 Duty to Cooperate Part 1 of 4: Early and Safe RTW Plans	
3. RE-02-2 Duty to Cooperate Part 2 of 4: Roles and Responsibilities	

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Policy Amendment Proposal	Notes
4. RE-02-3 Duty to Cooperate Part 3 of 4: Functional Abilities	
5. RE-02-4 Duty to Cooperate Part 4 of 4: Penalties for Non-cooperation	
6. RE-03 Mitigation of Loss	
7. RE-04 Employer's Obligation to Re-employ	
8. RE-05 Alternative Employment Comparable to Pre-injury Employment	
9. RE-06 Accommodating Work or a Workplace	
10. RE-07-1 Compliance with the Re-employment Obligation	
11. RE-07-2 Re-employment Penalties and Payments	
12. RE-07-3 Termination After Re-employment	
13. RE-08 Re-employment Provisions of Collective Agreements	
14. RE-09 Relocation of Injured Workers	
15. RE-10 Vocational Rehabilitation	
16. RE-11 Vocational and Academic Assistance for Surviving Spouse	
17. RE-12 Employment Readiness	
18. RE-13 Determining Suitable Employment and Earnings Capacity Loss	

The following is the proposed list of policies to be revoked:

Current Policy for Proposed Revocation	Notes
1. AP-02 Limitation Periods for Claims Appeals	<ul style="list-style-type: none"> • Incorporated into AP-01 Reconsiderations
2. AP-03 New Evidence at Reviews and Appeals	<ul style="list-style-type: none"> • Incorporated into AP-01 Reconsiderations
3. BD-01 Honoraria for the Yukon Workers' Compensation Health & Safety Board, and Members of the Workers' Compensation Appeal Tribunal	<ul style="list-style-type: none"> • Elements incorporated into the Board of Directors' Governance Guide
4. BD-02 Travel (including Appendix A, rates)	<ul style="list-style-type: none"> • Elements incorporated into the Board of Directors' Governance Guide

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Current Policy for Proposed Revocation	Notes
5. EA-04 Optional Coverage for Sole Proprietors	<ul style="list-style-type: none"> • Incorporated into EA-03 Optional Coverage
6. EA-05 Optional Coverage for Municipal or First Nation Officials	<ul style="list-style-type: none"> • Incorporated into EA-03 Optional Coverage
7. EA-06 Coverage for Directors	<ul style="list-style-type: none"> • Incorporated into EA-02 Employer Registration
8. EA-13 Taxi Cabs	<ul style="list-style-type: none"> • Not required
9. EL-02 Minimum Compensation	<ul style="list-style-type: none"> • Incorporated into EL-01 Loss of Earnings Benefits
10. EL-05 Lump Sum Payments and Advances (Prior Years)	<ul style="list-style-type: none"> • No longer permitted under the current Act
11. EN-14 Firefighters' Presumption	<ul style="list-style-type: none"> • Will be replaced by regulation
12. FA-02 Accounting Policy	<ul style="list-style-type: none"> • Not required
13. GN-05 Fraud	<ul style="list-style-type: none"> • Incorporated into GN-04 Investigations and Fraud
14. SP-01 Occupational Health and Safety	<ul style="list-style-type: none"> • Incorporated into the Workers' Safety and Compensation Act
15. SP-02 Prevention	<ul style="list-style-type: none"> • Incorporated into the Workers' Safety and Compensation Act

Policies that have already been posted for revocation