



ADMINISTRATIVE RULES OF MONTANA



24.16.7566 PENALTY FOR CLAIMS INVOLVING OTHER KINDS OF COMPENSATION

- (1) For determinations involving claims filed on or after October 1, 1993, if none of the special circumstances of ARM 24.16.7556 apply, penalties are calculated as follows:
 - (a) a penalty equal to 55% of the wages determined to be due to the employee will be imposed in all determinations issued by the department; but
 - (b) the department will reduce the penalty to 15% of the wages determined to be due if the employer pays the wages found due in the time period specified in the determination as well as a penalty equal to 15% of that amount.
- (2) If a claim involves any of the special circumstances of ARM 24.16.7556, the department will impose the maximum penalty allowed by law.
- (3) The penalty calculated according to this rule may be reduced only upon the mutual agreement of the parties and the department.

Authorizing statute(s): 39-3-202 MCA

Implementing statute(s): 39-3-206 MCA

History: NEW, 1994 MAR p. 1152, Eff. 5/1/94.