



ADMINISTRATIVE RULES OF MONTANA

24.29.235 UEF PENALTY DISPUTES

- (1) A UEF penalty determination is final 15 days from the date it is sent to a party.
- (2) A party disputing a UEF penalty determination must request a redetermination within 15 days of the date the determination is sent.
- (3) A party disputing a UEF penalty redetermination must request mediation within 15 days of the date the redetermination was sent. Requested mediation must be completed pursuant to ARM Title 24, chapter 28.
- (4) If mediation does not fully resolve the dispute, a party may request a hearing in accordance with Title 2, chapter 4, part 6, MCA. Requests for hearing must be received by the department within ten days from the date the mediator's report is sent. Failure to request a hearing means the original UEF penalty determination becomes final.
- (5) Any party aggrieved by the order following hearing may petition the Workers' Compensation Court for judicial review, pursuant to Title 2, chapter 4, part 7, MCA.
- (6) This rule governs procedures for disputes solely regarding penalties issued by the UEF. It does not apply to disputes for reimbursement regarding benefits paid by the UEF.

Authorizing statute(s): 2-4-201, 39-71-203, MCA

Implementing statute(s): 39-71-504, 39-71-506, 39-71-541, 39-71-2401, MCA

History: NEW, 2024 MAR p. 1066, Eff. 5/11/24.