



OFFICE OF INSURANCE AND SAFETY FIRE COMMISSIONER

RALPH T. HUDGENS
COMMISSIONER OF INSURANCE
SAFETY FIRE COMMISSIONER
INDUSTRIAL LOAN COMMISSIONER

SEVENTH FLOOR, WEST TOWER
FLOYD BUILDING
2 MARTIN LUTHER KING, JR. DRIVE
ATLANTA, GA 30334
(404) 656-2056
www.oci.ga.gov

BULLETIN 12-EX-2

**TO: LICENSED INSURANCE COMPANIES WRITING WORKERS' COMPENSATION
COVERAGE FOR CORPORATIONS, LIMITED LIABILITY COMPANIES, SOLE
PROPRIETORS, PARTNERS AND FARM LABORERS**

**FROM: RALPH T. HUDGENS
INSURANCE AND SAFETY FIRE COMMISSIONER**

DATE: NOVEMBER 19, 2012

**RE: THE GEORGIA STATE BOARD OF WORKERS' COMPENSATION REVISED FORM (WC-
10) FOR THE ELECTION OR REJECTION OF WORKERS' COMPENSATION
COVERAGE**

Effective October 1, 2012, the Georgia State Board of Workers' Compensation revised form (WC-10) became available for use in the State of Georgia, for the election or rejection of workers' compensation coverage for corporations, limited liability companies, sole proprietors, partnerships and farm laborers. Several questions have arisen concerning the use of the new form and the application of the old form. The Department is issuing this Bulletin to provide notice and direction as the industry transitions to the new form. As workers' compensation is dually regulated in the State of Georgia by the Office of Insurance and Fire Safety Commissioner and the Georgia State Board of Workers' Compensation, both Departments met and agreed upon the following:

- Any old form executed and submitted to a carrier or State Board (if applicable) prior to the October 1, 2012 effective date shall remain in full effect and shall apply to any subsequent renewal. Old forms will be honored and new forms will not have to be executed unless an election or rejection of an individual changes or a new carrier is selected by the employer.
- Both old and new forms will be eligible for use for new policies issued from October 1, 2012 to December 31, 2012. Any new business written during this time period may use either form and be in compliance.
- Any new business written January 1, 2013 and after shall be on the new form. If no changes are made either by changing an election or rejection of an individual or by changing carriers, then the old forms will be grandfathered and deemed in full effect on subsequent renewals.

The major change on the new form (WC-10) is the inclusion of a requirement for notarized certification. This

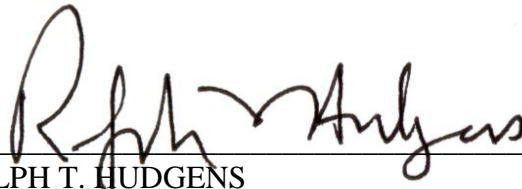
certification is necessary for each individual electing or rejecting workers' compensation coverage.

Upon receipt of this Bulletin, each carrier shall provide a copy to all agents or licensed producers (for the Workers' Compensation Assigned Risk Plan) with whom the company transacts business in the State of Georgia regardless of whether the company is licensed for Workers' Compensation in the state. This shall apply to any non-resident agent writing a risk in Georgia as well.

Included is a link to the State Board's website where you may find the new Form WC-10.

<http://sbwc.georgia.gov/board-forms>

If you have any questions concerning this Bulletin you may contact the Insurance Product Review Division at (404) 656-4449.

A handwritten signature in black ink, appearing to read "Ralph T. Hudgens", written over a horizontal line.

RALPH T. HUDGENS
INSURANCE AND SAFETY FIRE COMMISSIONER
STATE OF GEORGIA