



## Certification Page Regular and Emergency Rules

<b><u>1. General Information</u></b>		
a. Agency/Board Name <i>See attached list for references</i> Miners' Hospital Board		
b. Agency/Board Address 2001 W. Lakeway Road	c. Agency/Board City Gillette	d. Agency/Board Zip Code 82718
e. Name of Contact Person Mary Ellen Young	f. Contact Telephone Number 307-685-6827	
g. Contact Email Address maryellen.young@wyo.gov	h. Adoption Date: November 17, 2015	
i. Program(s) <i>See attached list for references</i> General Agency, Board or Commission Rule		
<b><u>2. Rule Type and Information</u></b>		
a. These rules are: <input type="checkbox"/> Emergency Rules <i>(After completing all of Section 2, proceed to Section 5 below)</i> <input checked="" type="checkbox"/> Regular Rules		
b. Choose all that apply: <input checked="" type="checkbox"/> New Rules* <input checked="" type="checkbox"/> Amended Rules <input type="checkbox"/> Repealed Rules <i>* "New" rules means the first set of regular rules to be promulgated by the Agency after the Legislature adopted a new statutory provision or significantly amended an existing statute.</i>		
If "New," provide the Enrolled Act number and year enacted: <b>SF50 2014</b>		
c. Provide the Chapter Number, and Short Title of Each Chapter being Created/Amended/Repealed <i>(if more than 5 chapters are being created/amended/repealed, please use the Additional Rule Information form and attach it to this certification)</i>		
Chapter Number: 1	Short Title: General Provisions	
Chapter Number: 2	Short Title: Services for Miners	
Chapter Number:	Short Title:	
Chapter Number:	Short Title:	
Chapter Number:	Short Title:	
d. <input checked="" type="checkbox"/> The Statement of Reasons is attached to this certification.		
e. If applicable, describe the emergency which requires promulgation of these rules without providing notice or an opportunity for a public hearing:		
<b><u>3. State Government Notice of Intended Rulemaking</u></b>		
a. Date on which the Notice of Intent containing all of the information required by W.S. 16-3-103(a) was filed with the Secretary of State:		<b>Sept 24, 2015</b>
b. Date on which the Notice of Intent and proposed rules in strike and underscore format were provided to the Legislative Service Office:		<b>Sept 24, 2015</b>
c. Date on which the Notice of Intent and proposed rules in strike and underscore format were provided to the Attorney General:		<b>Sept 24, 2015</b>

**4. Public Notice of Intended Rulemaking**

a. Notice was mailed 45 days in advance to all persons who made a timely request for advance notice.  Yes  No  N/A

b. A public hearing was held on the proposed rules.  Yes  No

If "Yes:"	Date:	Time:	City:	Location:

**5. Final Filing of Rules**

a. Date on which the Certification Page with original signatures and final rules were sent to the Attorney General's Office for the Governor's signature: Nov 20, 2015

b. Date on which final rules were sent to the Legislative Service Office: Nov 20, 2015

c. Date on which a PDF of the final rules was electronically sent to the Secretary of State: Nov 20, 2015

**6. Agency/Board Certification**

The undersigned certifies that the foregoing information is correct.

Signature of Authorized Individual	<i>Mary Ellen Young</i>
Printed Name of Signatory	Mary Ellen Young
Signatory Title	Executive Director
Date of Signature	November 20, 2015

**7. Governor's Certification**

I have reviewed these rules and determined that they:

1. Are within the scope of the statutory authority delegated to the adopting agency;
2. Appear to be within the scope of the legislative purpose of the statutory authority; and, if emergency rules,
3. Are necessary and that I concur in the finding that they are an emergency.

Therefore, I approve the same.

Governor's Signature	
Date of Signature	

**Distribution List:**

Attorney General

1. Statement of Reasons;
2. Original Certification Page;
3. Summary of Comments (regular rules);
4. Hard copy of rules: clean and strike/underscore; and
5. Memo to Governor documenting emergency (emergency rules).

LSO

1. Statement of Reasons;
2. Copy of Certification Page;
3. Summary of Comments (regular rules);
4. Hard copy of rules: clean and strike/underscore;
5. Electronic copy of rules: clean and strike/underscore; and
6. Memo to Governor documenting emergency (emergency rules).

SOS

1. PDF of clean copy of rules; and
2. Hard copy of Certification Page as delivered by the AG.

## **Miner's Hospital Board**

### **Statement of Principal Reasons**

#### **Revision Summary**

Wording that was addressed in our governing Statute was deleted because it was considered repetitive and the Statute was referenced. In 2013, the Governor requested a reduction of state agency Rules. The board has also completed a Rules Crosswalk of each Chapter to assist in understanding the changes.

#### **Proposed Rule Changes Chapter 1 - General Provisions**

##### Section 4. Definitions

Definitions were moved to Chapter 2 – Services to Miners to provide all definitions in one chapter. Because the definitions include some of the eligibility requirements, it also makes more sense to place this with the information related to eligibility.

##### Section 6 and 9. Chair and Authorization of Expenditures

Because the Board only meets 2-4 times a year, the Board elected to allow the Chairperson the option to designate a representative to sign contracts and execute vouchers to enable more expedient transactions.

#### **Proposed Rule Changes Chapter 2 – Services to Miners**

##### Added Section 1. Definitions

Definitions were moved from Chapter 1 - General Provisions because this information pertained more to Service to Miners and registration than the general provisions.

To comply with the revised statute, the definition of “Occasional” and “Incidental” was added to exclude those individuals that work on a mine site on an as-needed or job assignment basis. The previous rules could be interpreted to mean that a vendor catering functions, a sales person, a stock person, or a welder or mechanic called to the mine for a specific job would have been eligible for lifetime benefits. The Board does not believe that this was the original intent of the fund.

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## Section 1. Eligibility for Services

The information in this section was condensed and moved to Section 4, now called Registration as an Eligible Miner.

## Section 2. Benefit Programs

Shortened current wording and referenced the enabling Statute 30-6-104(b)(i).

## Section 3. Registration as an Eligible Miner

## Section 4. Eligibility for Medical Assistance Benefit

The word Physician was replaced with “State licensed medical provider” in all places that it appeared in the proposed rules.

All references to medical or health provider was standardized to read “State licensed medical provider.”

Wording was deleted that was repetitive and reference was made to our enabling statute, Wyo. Stat. Ann. § 30-6-102.

## Added Section 5. Acceptance of Claims

Revised wording from old rules and clarified that claims will be paid if funds are available and if funds are exhausted no further claims for services will be paid during the biennium.

All references to medical or health provider were standardized to read “State licensed medical provider.”

## Section 6. Payment of Accepted Claims

Added the wording: “Reimbursements may be made directly to the qualified miner for good cause.” There are limited times that it is more feasible to reimburse the miner for documented out-of-pocket expenses that would normally have been paid to the provider.

## Section 7. Denial of Registration, Services, or Benefits.

This section was added to inform the miner that there is a process for challenging when their registration, service, or benefit is denied. Because the Board added

these processes and incorporated the Uniform Rules for Contested Case Practice and Procedure in Section 8, the total word count for Chapter 2 does increase. The procedure will also be detailed in the WMH Board Policy and Procedures Manual.

## CHAPTER 1

### GENERAL PROVISIONS

Section 1. **Authority.** The State Miner's Hospital Board (hereinafter referred to as the "Board") is created under Wyo. Stat. 30-6-101 *et seq.* The membership of the Board is established pursuant to statute.

Section 2. **Purpose.** The State Miner's Hospital Board serves to carry out the purposes as delineated by statute.

Section 3. **Citation.** These rules and regulations shall be cited as "Rules of the State Miner's Hospital Board."

Section 4. **Severability.** If any provisions of these regulations or the application thereof to any person or circumstance is invalid, such invalidity shall not affect other provisions or application of these regulations which can be given effect without the invalid provision or application, and to this end the provisions of these regulations are declared to be severable.

#### Section 5. **Chair.**

(a) At the first regularly scheduled meeting of the Board each year, the members of the Board shall, as the last item of business, elect a chairperson. The elected chairperson shall, thereafter, conduct the meetings for the duration of his or her term.

(b) Any vacancy in the position of chairperson shall be addressed by the remaining Members of the Board who shall elect a chairperson at the next regularly scheduled meeting, following the vacancy.

(c) The Chairperson or his designated representative shall be authorized to execute vouchers and payment requests for authorized purchases, which purchases are authorized by the Board. All such vouchers and requests for payment shall be presented to the Wyoming State Auditor in the manner prescribed by the State Auditor's Office.

(d) The Chairperson or his designated representative shall be authorized to execute any contracts in the name of the State Miner's Hospital Board, with Board approval.

## Section 6. **Executive Director and Secretary.**

(a) The Executive Director may be employed by the Board, which shall provide a contract of employment with such terms, conditions, pay and benefits that are consistent with the terms, conditions, pay and benefits of similar job descriptions within state government. The Board may utilize information from the Department of Administration and Information, Human Resources Division for comparable job descriptions, personnel duties and qualifications and pay bands. The annual salary of the Executive Director and any secretaries shall be set by the Board.

(i) The position of the Executive Director may be developed as a state position under the policies, rules and guidelines for state employees, as authorized by statute. If it is decided to develop a state position for the Executive Director, a position description questionnaire shall be constructed to accomplish migrating to state employee status.

(ii) The position of secretary may be either a contract or state position.

(b) The Executive Director shall be responsible for the day to day operations of the Board, hiring and supervision of secretaries and the administration of the Programs established by the Board.

(c) The Chairperson shall prepare agendas for the meetings, in consultation with the Executive Director and make necessary arrangements for the meetings.

(d) Secretaries shall perform duties as directed by the Board or the Executive Director.

**Section 7. Meetings.** The Board shall meet as directed in Wyo. Stat. 30-6-101(e). At each meeting, the Chairperson or his or her designee shall conduct the meeting and shall adhere to Robert's Rules of Order for the ordering of the items for discussion and resolution of the meeting or other parliamentary ordering, as the Board shall determine.

(a) **Quorum.** A quorum of the Board shall be constituted of five (5) duly appointed members. For the purposes of establishing a quorum, a member may be considered present for the purposes of the quorum when such member attends the meeting by means of telecommunications conference call where such member's voice vote and contribution to the discussion can be

heard by all members physically present at the appointed meeting.

(b) Location. The Board shall conduct its meetings in person or by teleconference at a public hall or halls at the direction of the Chairperson. Required meetings shall be conducted in a location or locations that are conveniently accessible to the members.

(c) Public Meeting. Meetings shall be open to the general public.

(d) Executive Session. Before convening in executive sessions, the Chairperson shall publicly announce the purpose for excluding the public from the meeting place, and the time when the executive session will be concluded. An executive session shall be held in compliance with the Open Meetings Act.

(e) Notice of Meetings. Meetings shall be called at the direction of the Chairperson and as the Board shall determine. The Chairperson shall set meetings in accordance with the provisions of these rules and giving due consideration to the attendance of the greatest number of Board members. Meeting notices shall be published one time in newspapers of general circulation in the counties of Sweetwater and Campbell and as otherwise determined by the Board, giving consideration to the public interest. Meeting notices shall also be provided to interested parties, who have requested notice and have provided a name and mailing address, and to the Office of the Wyoming Attorney General, the Governor's Office and the Legislative Service Office, at their official addresses. The Executive Director shall compile and maintain the list of parties interested in notice. A notice of meeting shall provide no less than seven (7) days prior notice of the meeting, dated from the date of publication.

(f) Agenda. The Chairperson and the executive director shall prepare the agenda. Any member of the Board may request an item to be placed on the agenda. Agendas shall include those items requiring Board approval including, but not limited to, the Board's budget and financial statements, personnel action and contracts of the Board. Tentative agenda will be sent no fewer than five (5) calendar days before each Board meeting with support materials.

(g) Minutes. Minutes of meetings of the Board shall be kept in a form which will provide a permanent record of the proceedings of the Board. Minutes shall be considered public records under the Wyoming Administrative Procedure Act. Minutes shall be maintained at a place as designated by the Board.



(h) The executive director will ensure recording of Board proceedings but may appoint a recording secretary to record the proceedings of the meetings. Minutes become official after approval by the Board and shall be retained as a permanent record of the Board. Minutes shall show:

- (i) The date, time and place of the meeting;
- (ii) The presiding officer;
- (iii) Members and guests in attendance;
- (iv) Items discussed and disposition taken during the meeting;
- (v) Action taken to recess to executive session with purpose and time stated; and

(vi) Time of Adjournment.

(vii) Unofficial minutes shall be delivered to Board members in advance of the next meeting of the Board and shall also be available to other interested parties. Minutes need not be read publicly, provided that the Board members have had an opportunity to review them before adoption.

(viii) A file of permanent minutes of all Board meetings will be maintained in the office of the Board to be made available for inspection upon the request of any interested parties.

(ix) The Board shall record votes in the following manner: If there is no dissent to a motion, the action shall be recorded as passed unanimously. A Board member's dissenting or abstaining vote may be recorded by name at his/her request.

#### **Section 8. Authorization of Expenditures.**

(a) The executive director may purchase or provide necessary capital equipment, supplies and services for the Board to a maximum of five hundred dollars (\$500.00) per purchase. Aggregate purchases of supplies and equipment shall be made so as to not exceed the maximum. Capital purchases in excess of that amount are subject to the approval of the Board.

(i) The executive director shall distribute by mail or electronic means monthly Board financial statements to each member of the Board.

(ii) All fiscal records of the Board will be accounted for within the State of Wyoming Accounting Procedures.

(iii) Inventory records shall be maintained on physical property under control of the inventory coordinator of the Governor's Office. Acquisitions and property that is disposed of as "surplus property" shall be recorded on the Governor's perpetual inventory records.

(b) Board members, the executive director and the secretary shall present vouchers and requests for payment in accordance with the policies and procedures of the Wyoming State Auditor's Office.

(c) The Board Chairperson or his designated representative shall be authorized to approve vouchers and requests for payment consistent with the policies and procedures of the Wyoming State Auditor's Office with board approval. The Chairperson may, with a vote of approval of the Board, designate, in writing, another member of the Board who may approve vouchers and requests for payment in accordance with the policies and procedures of the Wyoming State Auditor's Office.

#### Section 9 . **Contracts.**

(a) All contracts in the name of the State Miner's Hospital Board shall be drafted in accordance with the Contract Manual for State Agencies compiled by the Wyoming Attorney General's office.

(b) Contracts shall be executed, with Board approval, in the name of the State Miner's Hospital Board by the Chairperson or his or her designee.

(c) An administrative office of the State Miner's Hospital Board shall retain a fully executed copy of all contracts, together with any related attachments or exhibits.

**Section 10. Office.** The State Miner's Hospital Board may have offices located in Sweetwater, Campbell, or Natrona County, Wyoming. The executive director shall maintain such offices as the Board may direct and shall be responsible for keeping such offices open for the business of the Board during normal business hours, weekdays, and such other times as the Board may direct. The executive director is the primary agent of the Board and will be available at such Offices to create a presence for the Board, its activities and interaction with the public.

## CHAPTER 1

### GENERAL PROVISIONS

Section 1. **Authority.** The State Miner’s Hospital Board (hereinafter referred to as the “Board”) is created under Wyo. Stat. 30-6-101 *et seq.* The membership of the Board is established pursuant to statute.

Section 2. **Purpose.** The State Miner’s Hospital Board serves to carry out the purposes as delineated by statute.

Section 3. **Citation.** These rules and regulations shall be cited as “Rules of the State Miner’s Hospital Board.” ~~Section. “.”~~

#### ~~Section 4. Definitions.~~

~~(a) — “Coal or other mine” means an area of land from which minerals are extracted and processed in nonliquid form or, if in liquid form, through an in situ leach process;~~

~~(b) — “Covered condition” means a pulmonary/respiratory disease, hearing loss, cardiac condition, or a musculoskeletal condition.~~

~~(c) — “Miner” means a resident of Wyoming who has worked in a mine in this state or a contiguous state who is or was employed at a coal or other mine or at a processing or conversion facility contiguous to the mine and dependent upon the output of that mine as feedstock. “Miner” shall include the operator of the mine or plant if the operator works on a continuing or irregular basis;~~

~~(d) — “Mining” means coal mining, metal ore mining and nonmetallic mineral mining and quarrying. “Mining” includes coal, trona, bentonite, gypsum, sand and gravel, and other stone and uranium mining;~~

~~(e) — “Resident of Wyoming” means a person who has lived in the state of Wyoming for at least twelve (12) months and not claimed residency elsewhere.~~

Section ~~5~~4. **Severability.** If any provisions of these regulations or the application thereof to any person or circumstance is invalid, such invalidity shall not affect other provisions or application of these regulations which can be given effect without the invalid provision or application, and to this end the provisions of these regulations are declared to be severable.

**Section 65. Chair.**

(a) At the first regularly scheduled meeting of the Board each year, the members of the Board shall, as the last item of business, elect a chairperson. The elected chairperson shall, thereafter, conduct the meetings for the duration of his or her term.

(b) Any vacancy in the position of chairperson shall be addressed by the remaining Members of the Board who shall elect a chairperson at the next regularly scheduled meeting, following the vacancy.

(c) The Chairperson or his designated representative shall be authorized to execute vouchers and payment requests for authorized purchases, which purchases are authorized by the Board. All such vouchers and requests for payment shall be presented to the Wyoming State Auditor in the manner prescribed by the State Auditor's Office.

(d) The Chairperson or his designated representative shall be authorized to execute any contracts in the name of the State Miner's Hospital Board, with Board approval.

**Section 76. Executive Director and Secretary.**

(a) The Executive Director may be employed by the Board, which shall provide a contract of employment with such terms, conditions, pay and benefits that are consistent with the terms, conditions, pay and benefits of similar job descriptions within state government. The Board may utilize information from the Department of Administration and Information, Human Resources Division for comparable job descriptions, personnel duties and qualifications and pay bands. The annual salary of the Executive Director and any secretaries shall be set by the Board.

(i) The position of the Executive Director may be developed as a state position under the policies, rules and guidelines for state employees, as authorized by statute. If it is decided to develop a state position for the Executive Director, a position description questionnaire shall be constructed to accomplish migrating to state employee status.

(ii) The position of secretary may be either a contract or state position.

(b) The Executive Director shall be responsible for the day to day operations of the Board, hiring and supervision of secretaries and the administration of the Programs established by the Board.

(c) The Chairperson shall prepare agendas for the meetings, in consultation with the Executive Director and make necessary arrangements for the meetings.

(d) Secretaries shall perform duties as directed by the Board or the Executive Director.

**Section 87. Meetings.** The Board shall meet as directed in Wyo. Stat. 30-6-101(e). At each meeting, the Chairperson or his or her designee shall conduct the meeting and shall adhere to Robert's Rules of Order for the ordering of the items for discussion and resolution of the meeting or other parliamentary ordering, as the Board shall determine.

(a) **Quorum.** A quorum of the Board shall be constituted of five (5) duly appointed members. For the purposes of establishing a quorum, a member may be considered present for the purposes of the quorum when such member attends the meeting by means of telecommunications conference call where such member's voice vote and contribution to the discussion can be heard by all members physically present at the appointed meeting.

(b) **Location.** The Board shall conduct its meetings in person or by teleconference at a public hall or halls at the direction of the Chairperson. Required meetings shall be conducted in a location or locations that are conveniently accessible to the members.

(c) **Public Meeting.** Meetings shall be open to the general public.

(d) **Executive Session.** Before convening in executive sessions, the Chairperson shall publicly announce the purpose for excluding the public from the meeting place, and the time when the executive session will be concluded. An executive session shall be held in compliance with the Open Meetings Act.

(e) **Notice of Meetings.** Meetings shall be called at the direction of the Chairperson and as the Board shall determine. The Chairperson shall set meetings in accordance with the provisions of these rules and giving due consideration to the attendance of the greatest number of Board members. Meeting notices shall be published one time in newspapers of general circulation in the counties of Sweetwater and Campbell and as otherwise determined by

the Board, giving consideration to the public interest. Meeting notices shall also be provided to interested parties, who have requested notice and have provided a name and mailing address, and to the Office of the Wyoming Attorney General, the Governor's Office and the Legislative Service Office, at their official addresses. The Executive Director shall compile and maintain the list of parties interested in notice. A notice of meeting shall provide no less than seven (7) days prior notice of the meeting, dated from the date of publication.

(f) Agenda. The Chairperson and the executive director shall prepare the agenda. Any member of the Board may request an item to be placed on the agenda. Agendas shall include those items requiring Board approval including, but not limited to, the Board's budget and financial statements, personnel action and contracts of the Board. Tentative agenda will be sent no fewer than five (5) calendar days before each Board meeting with support materials.

(g) Minutes. Minutes of meetings of the Board shall be kept in a form which will provide a permanent record of the proceedings of the Board. Minutes shall be considered public records under the Wyoming Administrative Procedure Act. Minutes shall be maintained at a place as designated by the Board.

(h) The executive director will ensure recording of Board proceedings but may appoint a recording secretary to record the proceedings of the meetings. Minutes become official after approval by the Board and shall be retained as a permanent record of the Board. Minutes shall show:

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- (iii) Members and guests in attendance;
- (iv) Items discussed and disposition taken during the meeting;
- (v) Action taken to recess to executive session with purpose and time stated; and
- (vi) Time of Adjournment.
- (vii) Unofficial minutes shall be delivered to Board members in advance of the next meeting of the Board and shall also be available to other

interested parties. Minutes need not be read publicly, provided that the Board members have had an opportunity to review them before adoption.

(vii) A file of permanent minutes of all Board meetings will be maintained in the office of the Board to be made available for inspection upon the request of any interested parties.

(ix) The Board shall record votes in the following manner: If there is no dissent to a motion, the action shall be recorded as passed unanimously. A Board member's dissenting or abstaining vote may be recorded by name at his/her request.

### Section 98. Authorization of Expenditures.

(a) The executive director may purchase or provide necessary capital equipment, supplies and services for the Board to a maximum of five hundred dollars (\$500.00) per purchase. Aggregate purchases of supplies and equipment shall be made so as to not exceed the maximum. Capital purchases in excess of that amount are subject to the approval of the Board.

(i) The executive director shall distribute by mail or by electronic means monthly Board financial statements to each member of the Board.

(ii) All fiscal records of the Board will be accounted for within the State of Wyoming Accounting Procedures.

(iii) Inventory records shall be maintained on physical property under control of the inventory coordinator of the Governor's Office. Acquisitions and property that is disposed of as "surplus property" shall be recorded on the Governor's perpetual inventory records.

(b) Board members, the executive director and the secretary shall present vouchers and requests for payment in accordance with the policies and procedures of the Wyoming State Auditor's Office.

(c) The Board Chairperson or his designated representative shall be authorized to approve vouchers and requests for payment consistent with the policies and procedures of the Wyoming State Auditor's Office with board approval. The Chairperson may, with a vote of approval of the Board, designate, in writing, another member of the Board who may approve vouchers and

requests for payment in accordance with the policies and procedures of the Wyoming State Auditor's Office.

**Section ~~10~~9 . Contracts.**

(a) All contracts in the name of the State Miner's Hospital Board shall be drafted in accordance with the Contract Manual for State Agencies compiled by the Wyoming Attorney General's office.

(b) Contracts shall be executed, with Board approval, in the name of the State Miner's Hospital Board by the Chairperson or his or her designee.

(c) An administrative office of the State Miner's Hospital Board shall retain a fully executed copy of all contracts, together with any related attachments or exhibits.

**Section ~~11~~10. Office.** The State Miner's Hospital Board may have offices located in Sweetwater, Campbell, or Natrona County, Wyoming. The executive director shall maintain such offices as the Board may direct and shall be responsible for keeping such offices open for the business of the Board during normal business hours, weekdays, and such other times as the Board may direct. The executive director is the primary agent of the Board and will be available at such Offices to create a presence for the Board, its activities and interaction with the public.



**Wyoming Miner's Hospital Board  
Chapter 1 Rules Crosswalk  
General Provision**

Section #	Current Section Title	Action Taken	Revised Section Title	Revised Section Title Additions
3	Citation	The word "Section" was deleted.	Citation	No additions to the revised section title from the current section title.
4	Definitions	The entire section of Definitions has been moved to Chapter 2.	Severability	Definitions are now in Chapter 2, Services for Miners; Section1.
5	Severability	Renumbered to section 4 due to deleting section 4	Severability	
6	Chair	Renumbered to section 5 due to deleting section 4	Chair	
6 c.	Chair	The words "or his designated representative" were added	Chair	The wording was added to allow the Executive Director the authority to execute vouchers and purchases.
6 d.	Chair	The words "or his designated representative" were added	Chair	The wording was added to allow the Executive Director the authority execute contracts, with the board's approval.
7	Executive Director and Secretary	Renumbered to section 6 due to deleting section 4	Executive Director and Secretary	
8	Meetings	Renumbered to section 7 due to deleting section 4	Meetings	
9	Authorization of Expenditures	Renumbered to section 8 due to deleting section 4	Authorization of Expenditures	
9(i)	Authorization of Expenditures	The words "distribute by mail or electronic means" were added.	Authorization of Expenditures	By changing this verbiage it allows for more distribution choices.
9 c.	Authorization of Expenditures	The words "or his designated representative" were added	Authorization of Expenditures	The wording was added to allow the Executive Director the authority execute contracts, with the board's approval.
10	Contracts	Renumbered to section 9 due to deleting section 4	Contracts	
11	Office	Renumbered to section 10 due to deleting section 4	Office	

## CHAPTER 2

### SERVICES FOR MINERS

#### Section 1. **Definitions.**

(a) “Occasional” means irregular or infrequent.

(b) “Incidental” means work at a mine or qualifying processing or conversion facility that is not necessary for or, directly dependent upon, the primary function of the mine or qualifying processing or conversion facility.

(c) “Processing or conversion facility” means a facility that is dependent upon the output of a mine for feedstock and prepares minerals, coal or other geological materials, in solid or liquid form derived from an in situ leach process, prior to the first sale or transfer of the mineral to another entity. Processing does not include those facilities that use a mined product as an ingredient in a finished product or to manufacture a finished product.

Section 2. **Benefit Programs.** Benefits for all miners are established as follows:

(a) A medical assistance benefit of not more than five thousand dollars (\$5,000) per miner/per calendar year for pulmonary/respiratory, cardiac, hearing loss and musculoskeletal conditions of miners which are due to labor in the mining industry in accordance with W.S. 30-6-102(b)(i).

(b) A hearing aid benefit of not more than two thousand dollars (\$2,000) toward the purchase of new or replacement hearing aids.

#### Section 3. **Registration as an Eligible Miner.**

(a) To be eligible, an applicant shall submit a completed Board registration form.

(b) The following shall be submitted as evidence of an applicant’s eligibility for services:

(i) Residency – The applicant shall demonstrate compliance with the requirements of W.S. 30-6-102 (f)(v) by submitting any of the following: voter registration, current Wyoming driver’s license, current Wyoming

identification card, or any other information which verifies residency and is acceptable to the board.

(ii) Domicile- The applicant shall meet the requirements of W.S.30-6-102 (f)(iv)

(iii) Employment as a miner –The applicant shall demonstrate compliance with the requirements of W.S. 30-6-102 (f)(ii) by submitting any of the following - Employment records, W-2 forms, pension verification letters, Social Security records, or any other information that is acceptable to the board and verifies the applicant’s employment as a miner.

(c) Upon acceptance of the miner’s qualified application, the Board shall issue a Miners Hospital Program identification Card.

(d) The Board may require renewal of registrations to comply with statute, rules, or policy changes. A miner who fails to renew a registration on or before the renewal deadline is not eligible for benefits. A miner may re-register after the deadline if the miner continues to meet the eligibility requirements but shall not be eligible for benefits during any period in which the miner was not registered.

#### **Section 4. Eligibility for Medical Assistance Benefit.**

(a) To be eligible for the Medical Assistance Benefit a miner shall:

(i) Complete a Board registration form, have registered as an Eligible Miner as provided in Section 3 and receive a valid Miner’s Hospital Program Identification Card;

(ii) Submit a State licensed medical provider’s written statement that the miner is in need of the services or benefits described in W.S. 30-6-102,

(iii) The eligible miner shall provide a State licensed medical provider’s statement of injury and inability to work as miner with Workers Compensation records; mine personnel records; medical records; Social Security Records; or any other information which verifies that the injury occurred and the miner is unable to work due to the injury.

(b) The following shall be submitted as evidence of an individual’s eligibility for the benefit:

(i) Diagnosis of the condition from a State licensed medical provider that verifies the condition and need for treatment and

(ii) Verification that no other sources of benefits exist, which may include:

(A) Explanation of Benefits from the miner's insurance company, Medicaid or Medicare or any other third-party responsible to pay for treatment received:

(B) A statement from a State licensed medical provider that other third party sources of payment have been explored and exhausted or

(C) An affidavit from the claimant certifying that he or she is not covered by any policy of insurance that provides coverage of or reimbursement for prescription medications.

(iii) A statement from a State licensed medical provider, statement from a health insurance company, or statement under penalty of perjury from the miner, the miner's next of kin or personal representative of the amount of out of pocket expenses incurred.

(c) A miner may be required to submit additional evidence of eligibility for services or benefits.

#### **Section 5. Acceptance of Claims.**

(a) Claims for medical assistance:

(i) A State licensed medical provider or miner shall submit claims for benefits directly to the Board's third-party administrator on a standard health insurance claim form or other forms acceptable to the third party administrator.

(b) Claims for Prescription Drug Assistance:

(i) A qualified miner covered by insurance providing prescription drug coverage may submit pharmacy receipts accompanied by a claim form with the miner's name and mailing address to the Board's third-party administrator. The miner's out-of-pocket costs for covered prescriptions shall be paid directly to the miner.

(ii) Qualified miners with no insurance may request a Prescription Hardship benefit. The Board shall determine the benefit on a case by case basis and the miner will be issued a Miner's Hospital Prescription Benefit Card that allows pharmacies to charge the entire cost of covered prescriptions, up to the annual maximum allowed under Section 2(a), to the Board. The prescription hardship benefit must be renewed every October.

(c) Accepted claims will only be paid if budgeted funds are available. Once the funds budgeted for the biennium are exhausted, no further claims for services provided during that biennium will be paid.

(d) All claims for a calendar year must be received on or before June 30 of the following.

(e) Claims received but not accepted or paid due to lack of budgeted funds may not be resubmitted.

**Section 6. Payment of Accepted Claims.** All payments except reimbursement for covered prescription drugs will be made directly to State licensed medical providers, or pharmacies. Reimbursements may be made directly to the qualified miner for good cause. Payment for prescription drug reimbursement may be made directly to miners.

**Section 7. Denial of Registration, Services, or Benefits.**

(a) Upon receiving of a registration form or claim for benefits, the Executive Director or staff shall review the form and information or claim submitted. If the applicant clearly qualifies, the applicant shall be registered or benefits shall be dispersed. If there are questions regarding eligibility or claims, the Executive Director shall forward the application or claim to the Review Committee (RC). The RC shall consist of the Executive Director and two (2) members of the board designated by the board chairman.

(i) The RC shall review the application or claim and all other information available and following the review may:

(A) Approve the application or claim; or

(B) If there are questions as to whether denial is appropriate, forward the application and a RC report to the Assistant Attorney General assigned to the Board for prosecution to review.

(ii) If, after review, the RC and Assistant Attorney General recommends denial of an application or claim:

(A) A preliminary denial letter shall be sent to applicant or claimant by registered mail, return receipt requested. The letter shall state the basis for the denial, including applicable rules.

(B) If preliminarily denied, the applicant or claimant shall submit a written request for a hearing within 15 days of the date of the denial letter or the denial is final.

(b) A denial hearing is a formal contested case hearing conducted pursuant to the Wyoming Administrative Procedure Act.

(c) The applicant has the burden of proving that the applicant is eligible for registration. The claimant has the burden of proving the claim should be paid.

(d) The hearing will be conducted by the Office of Administrative Hearings in accordance with its Uniform Rules for Contested Case Practice and Procedure. The hearing officer shall submit proposed findings of fact, conclusions of law and order to the Board within thirty (30) days of the hearing's conclusion. The minor and review committee may submit exceptions to the proposed order within ten (10) days after service. By incorporating the Office of Administrative Hearings' Uniform Rules, the Board makes the following findings;

(i) Incorporating the full text of the Uniform Rules would be cumbersome and inefficient given the length and nature of the rules;

(ii) The incorporation is limited to the Uniform Rules adopted by the Office of Administrative Hearings and effective on October 17, 2014, and shall not include any subsequent editions or amendments to the Uniform Rules.

(iii) Copies of the Uniform Rules are available to the public at the Board's office at 2001 W. Lakeway Road, Suite B, Gillette, WY 82718.

(iv) An electronic copy of the Uniform Rules is available to the public at the following web address: <http://mhb.state.wy.us>

(e) Proposed orders will be given consideration, but are not binding upon the Board. All final decisions will be issued by the Board and shall be based exclusively upon the evidence in the record and matters officially noticed. The Review Committee shall not participate in the Board's final decision.

(i) A Petition for Judicial Review of the Board decision may be filed in the district court in accordance with the Wyoming Rules of Appellate Procedure.

(ii) If a Petition for Judicial Review is filed in the district court, the petitioner shall either arrange the preparation and pay for the transcript of the testimony, or reimburse the Board for the cost of the transcript if previously prepared at Board expense.

**CHAPTER 2**  
**SERVICES FOR MINERS**

Section 1. ~~Eligibility for Services~~ Definitions.

~~(a) To be eligible for any services or benefits provided by the Board an individual must:~~

~~(i) Obtain a Board registration from, provide all information required to fully complete the form, and submit the form as directed; and~~

~~(ii) Be a resident of Wyoming at the time any services or benefits are applied for; and~~

~~(iii) While a resident of Wyoming have either:~~

~~(A) Twelve (12) consecutive months of service at a mine site in Wyoming or a contiguous state; or~~

~~(B) Been injured while at work in a mine in Wyoming or a contiguous state and be unable to continue working as a miner due to that injury; and~~

~~(iv) Be in need of services or benefits provided by the Board.~~

~~(b) The following may be submitted as evidence of an individual's eligibility for services:~~

~~(i) Residency—Any of the following: Voter registration; current Wyoming driver's license; current Wyoming identification card; current Wyoming resident hunting or fishing license; or any other information which verifies residency acceptable to the board. A general hospital stay does not qualify as time toward meeting the residency period.~~

~~(ii) Injury and inability to work as miner—Workers Compensation records; mine personnel records; medical records; Social Security Records; or any other information which verifies that the injury occurred and the miner is unable to work as a miner due to the injury.~~



~~(iv) Need for services—Provider’s written statement.~~

(a) “Occasional” means irregular or infrequent.

(b) “Incidental” means work at a mine or qualifying processing or conversion facility that is not necessary for or, directly dependent upon, the primary function of the mine or qualifying processing or conversion facility.

(c) “Processing or conversion facility” means a facility that is dependent upon the output of a mine for feedstock and prepares minerals, coal or other geological materials, in solid or liquid form derived from an in situ leach process, prior to the first sale or transfer of the mineral to another entity. Processing does not include those facilities that use a mined product as an ingredient in a finished product or to manufacture a finished product.

**Section 2. Benefit Programs.** Benefits for all miners are established as follows:

~~In order to provide benefit with emphasis on pulmonary/respiratory, hearing loss, cardiac and musculoskeletal conditions of miners and as part of the Board’s plan to meet the miners’ health care needs in the state as required by W.S. 30-6-102 (b), benefits for all miners are established as follows:~~

(a) A ~~M~~medical ~~a~~Assistance ~~B~~benefit of not more than five thousand dollars (\$5,000.00) per miner/per calendar year for pulmonary/respiratory, cardiac and musculoskeletal conditions of miners which are due to labor in the mining industry in accordance with W.S. 30-6-102(b)(i).

~~(i) — Benefits for chiropractic treatment are limited to:~~

~~(A) — Fifty dollars (\$50.00) per visit; and~~

~~(B) — Twenty one (21) visits per calendar year.~~

(b) A ~~h~~Hearing ~~a~~Aid ~~b~~Benefit of not more than two thousand dollars (\$2,000.00) toward the purchase of new or replacement hearing aids.

Section 3. ~~Eligibility for Medical Assistance Benefit Registration as an Eligible Miner.~~

(a) To be eligible for the Medical Assistance Benefit an individual ~~must~~ shall submit a completed Board registration form.:

~~(i) — Have completed a Board registration form, and have established eligibility as provide in Section 1 and received a Miner’s Hospital Program Identification Card; and~~

~~(ii) — Suffer from pulmonary/respiratory disease, hearing loss, a cardiac condition or a musculoskeletal condition which is due to labor in the mining industry and requires medical attention and care; and~~

~~(iii) — Have incurred expenses for medical care, including prescription drugs, related to covered conditions which no third party is obligated to pay.~~

(b) The following ~~may~~ shall be submitted as evidence of an individual’s applicant’s eligibility for ~~the benefit services:~~

(i) Residency – The applicant shall demonstrate compliance with the requirements of W.S. 30-6-102(f)(v) by submitting any of the following: voter registration, current Wyoming driver’s license, current Wyoming identification card, or any other information which verifies residency and is acceptable to the board. ~~Diagnosis of Condition. Written statement of physician or any other information which verifies the condition and need for treatment.~~

(ii) Domicile – The applicant shall meet the requirements of W.S. 30-6-102(f)(iv). ~~Exhaustion of Third Party Sources of Payment. Explanation of Benefits from insurance company, Medicaid or Medicare or any other third party (except spouse or family member) responsible to pay for treatment received and statement from medical provider that other third party sources of payment have been explored and exhausted. A claimant may submit an affidavit certifying that he or she is not covered by any~~

~~policy of insurance which provides coverage of or reimbursement for prescription medications.~~

(iii) Employment as a miner –The applicant shall demonstrate compliance with the requirements of W.S. 30-6-102 (f)(ii) by submitting any of the following - Employment records, W-2 forms, pension verification letters, Social Security records, or any other information that is acceptable to the board and verifies the applicant’s employment as a miner.

(c) Upon acceptance of the miner’s qualified application, the Board shall issue a Miners Hospital Program identification Card.

(d) The Board may require renewal of registrations to comply with statute, rules, or policy changes. A miner who fails to renew a registration on or before the renewal deadline is not eligible for benefits. A miner may re-register after the deadline if the miner continues to meet the eligibility requirements but shall not be eligible for benefits during any period in which the miner was not registered.

#### **Section 4. Eligibility for Medical Assistance Benefit.**

(a) To be eligible for the Medical Assistance Benefit a miner shall:

(i) Complete a Board registration form, have registered as an Eligible Miner as provided in Section 3 and receive a valid Miner’s Hospital Program Identification Card;

(ii) Submit a State licensed medical provider’s written statement that the miner is in need of the services or benefits described in W.S. 30-6-102,

(iii) The eligible miner shall provide a State licensed medical provider’s statement of injury and inability to work as miner with Workers Compensation records; mine personnel records; medical records; Social Security Records; or any other information which verifies that the injury occurred and the miner is unable to work due to the injury.

(b) The following shall be submitted as evidence of an individual’s eligibility for the benefit:

(i) Diagnosis of the condition from a State licensed medical provider that verifies the condition and need for treatment and

(ii) Verification that no other sources of benefits exist, which may include:

(A) Explanation of Benefits from the miner's insurance company, Medicaid or Medicare or any other third-party responsible to pay for treatment received:

(B) A statement from a State licensed medical provider that other third party sources of payment have been explored and exhausted or

(C) An affidavit from the claimant certifying that he or she is not covered by any policy of insurance that provides coverage of or reimbursement for prescription medications.

(iii) A statement from a State licensed medical provider, statement from a health insurance company, or statement under penalty of perjury from the miner, the miner's next of kin or personal representative of the amount of out of pocket expenses incurred.

(c) A miner may be required to submit additional evidence of eligibility for services or benefits.

#### **Section 4.5 Acceptance of Claims.**

~~(a) Claims for medical assistance: miners having a current Miners' Hospital Identification Card for benefits other than Prescription Drug Assistance will be submitted directly to the Board's third party administrator by the medical provider or miner on a standard health insurance claim form or other form acceptable to the third party administrator.~~

(i) A State licensed medical provider or miner shall submit claims for benefits directly to the Board's third-party administrator on a standard health insurance claim form or other forms acceptable to the third party administrator.

(b) Claims for Prescription Drug Assistance:

(i) A qualified miner covered by insurance providing prescription drug coverage may submit pharmacy receipts accompanied by a claim form with the miner's name and mailing address to the Board's third-party administrator. Miners covered by insurance providing prescription drug coverage may submit pharmacy receipts accompanied by their name and mailing address to the Board's third party administrator. The miner's out of pocket costs for covered prescriptions will be paid directly to the miner.

(ii) Qualified mMiners with no insurance may request a Prescription Hardship benefit. The Board shall Hardship will be determined the benefit on a case by case basis and the miner will be issued a Miner's Hospital Prescription Benefit Identification Card which that allows pharmacies to charge the entire cost of covered prescriptions, up to the maximum allowed under Section 2(a), to the Board. The Prescription Hardship hardship benefit must be renewed every October.

(c) Accepted claims will only be paid if budgeted funds are available. Once the funds budgeted for the biennium are exhausted, no further claims for services provided during that biennium will be paid. Claims will be accepted on a first received/first accepted basis.

(d) All claims for a calendar year must be received on or before June 30 of the year following.

(e) Claims received but not accepted or paid due to lack of budgeted funds may not be resubmitted or paid.

Section 56. **Payment of Accepted Claims.** All payments except reimbursement for covered prescription drugs will be made directly to State licensed medical providers or pharmacies. Reimbursements may be directly to the qualified miner for good cause. Payment for prescription drug reimbursement may be made directly to miners ~~individuals~~.

Section ~~67~~. **Hearing Aids, Denial of Registration, Services, or Benefits.**

(a) Upon receiving of a registration form or claim for benefits, the Executive Director or staff shall review the form and information or

claim submitted. If the applicant clearly qualifies, the applicant shall be registered or benefits shall be dispersed. If there are questions regarding eligibility or claims, the Executive Director shall forward the application or claim to the Review Committee (RC). The RC shall consist of the Executive Director and two (2) members of the board designated by the board chairman.

(i) The RC shall review the application or claim and all other information available and following the review may:

(A) Approve the application or claim; or

(B) If there are questions as to whether denial is appropriate, forward the application and a RC report to the Assistant Attorney General assigned to the Board for prosecution to review.

(ii) If, after review, the RC and Assistant Attorney General recommends denial of an application or claim:

(A) A preliminary denial letter shall be sent to applicant or claimant by registered mail, return receipt requested. The letter shall state the basis for the denial, including applicable rules.

(B) If preliminarily denied, the applicant or claimant shall submit a written request for a hearing within 15 days of the date of the denial letter or the denial is final.

(b) A denial hearing is a formal contested case hearing conducted pursuant to the Wyoming Administrative Procedure Act.

(c) The applicant has the burden of proving that the applicant is eligible for registration. The claimant has the burden of proving the claim should be paid.

(d) The hearing will be conducted by the Office of Administrative Hearings in accordance with its Uniform Rules for Contested Case Practice and Procedure. The hearing officer shall submit proposed findings of fact, conclusions of law and order to the Board within thirty (30) days of the hearing's conclusion. The miner and review committee may submit exceptions to the proposed order within ten (10)

days after service. By incorporating the Office of Administrative Hearings' Uniform Rules, the Board makes the following findings;

(i) Incorporating the full text of the Uniform Rules would be cumbersome and inefficient given the length and nature of the rules;

(ii) The incorporation is limited to the Uniform Rules adopted by the Office of Administrative Hearings and effective on October 17, 2014, and shall not include any subsequent editions or amendments to the Uniform Rules.

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(iv) An electronic copy of the Uniform Rules is available to the public at the following web address: <http://mhb.state.wy.us>

(e) Proposed orders will be given consideration, but are not binding upon the Board. All final decisions will be issued by the Board and shall be based exclusively upon the evidence in the record and matters officially noticed. The Review Committee shall not participate in the Board's final decision.

(i) A Petition for Judicial Review of the Board decision may be filed in the district court in accordance with the Wyoming Rules of Appellate Procedure.

(ii) If a Petition for Judicial Review is filed in the district court, the petitioner shall either arrange the preparation and pay for the transcript of the testimony, or reimburse the Board for the cost of the transcript if previously prepared at Board expense.

~~Payment of up to two thousand dollars (\$2,000.00) will be made to those providers on the Board's preferred provider list and of up to one thousand five hundred and dollars (\$1,500.00) to others providers. Benefits received for hearing aids are not included in the Medical Assistance Benefit.~~

**Wyoming Miner's Hospital Board  
Chapter 2 Rules Crosswalk  
Services for Miners**

Section #	Current Section Title	Action Taken	Revised Section Title	Revised Section Title Additions
1	Eligibility for Services	Condensed and moved to Section 4	Definitions	Definitions moved from Chapter 1, section 4 because this information pertained more to services for miners and registration. (a), (b), (c), (d) and (e) were deleted because the information is already addressed in the Statute.
			Definitions	(a) and (b) were added to define Occasional and Incidental.
			Definitions	(c) Processing or conversion facility was added to definitions to clarify this type of operation stated in the Statute. The board has attempted to make these facilities clearer.
1	Eligibility for Services	Condensed and moved to Section 4	Eligibility for Medical Assistance Benefit	
1(a)	Eligibility for Services	Dropped the word must and replaced with shall.	Eligibility for Medical Assistance Benefit 4(a)	
1(a)(i)	Eligibility for Services		Eligibility for Medical Assistance Benefit 4(a)(i)	Added information stating the registration form must be completed and the miner must receive a Program Identification Card to be eligible for services.
1(a)(ii)	Eligibility for Services	Deleted since this information is listed in the governing Statute		
1(a)(iii)	Eligibility for Services	Deleted since this information is listed in the governing Statute		
1(a)(iv)	Eligibility for Services	Renumbered after deleting ii and iii. Added wording to include health care provider input.	Eligibility for Medical Assistance Benefit 4(a)(ii)	Reworded to require health care provider's written statement that the miner is in need of services as described in W.S. 30-06-102.
1(b)	Eligibility for Services	Deleted this line		
1(b)(i)	Eligibility for Services	Deleted current Wyoming resident hunting or fishing license as proof of residency as they have been shown to be unsubstantiated.	Registration as an Eligible Miner 3(b)(i)	Added reference to W.S. 30-6-104 (f) and (v)



		Dropped the need for Worker's Compensation records and verification that the injury occurred and the miner is unable to work due to the injury. The majority of claims paid are due to long term wear and tear on the miner's body and ailments suffered because of long hours and shift work. If the ailment is eligible for Worker's Compensation, that program would pay the claims instead of Miner's Hospital Board. The request for medical records was dropped because they do not provide length of employment for registration for benefits and other proof of medical need is covered in Eligibility for Medical Assistance Benefit 4(a)(ii).	Eligibility for Medical Assistance Benefit 4(a)(iii)	
1(b)(ii)	Eligibility for Services			
1(b)(iii)	Eligibility for Services	Deleted since this information is listed in the governing Statute		
1(b)(iv)	Eligibility for Services	Deleted since this information is listed in the governing Statute		
2	Benefit Programs	Shortened current wording and referenced the governing Statute 30-6-104 (b)(i)	Benefit Programs	
3	Eligibility for Medical Assistance Benefit		Eligibility for Medical Assistance Benefit 4	
3(a)	Eligibility for Medical Assistance Benefit	Dropped the word must and replaced with shall.	Eligibility for Medical Assistance Benefit 4(a)	
3(a)(i)	Eligibility for Medical Assistance Benefit	Changed the wording to past tense and referenced Section 3. A miner must be registered prior to receiving benefits.	Eligibility for Medical Assistance Benefit 4(a)(i)	
3(a)(ii)	Eligibility for Medical Assistance Benefit	Deleted since this information is listed in the governing Statute		
3(a)(iii)	Eligibility for Medical Assistance Benefit	Deleted, but covered topic in Section 4(b)	Eligibility for Medical Assistance Benefit 4(b)(ii)(A)(B)(C)	(ii) Verification that no other sources of benefits exists and list possible sources.
		New Section 3	Registration as an Eligible Miner	
		New Section 3(a)	Registration as an Eligible Miner (a)	Eligibility requires a completed Board registration form

				Section (i) referenced previously. Section (ii) Adds Domicile and references the governing Statute. Section (iii) references the governing Statute and carries over information from Old Chapter 2 Section 1(b)(ii).
		New Section 3(b)	Registration as an Eligible Miner (b)(i) (ii) (iii)	
		New Section 3(c)	Registration as an Eligible Miner (c)	Instructs the miner that they will receive an ID card after their registration has been processed.
				As the program goes through changes their will be times the board will request the miner update their information. Miners that are requested to update their information and do not comply will be terminated from receiving benefits until they do comply. They will not be eligible for benefits during the time they are terminated.
		New Section 3(d)	Registration as an Eligible Miner (d)	
3(b)	Eligibility for Medical Assistance Benefit		Eligibility for Medical Assistance Benefit 4(b)	
3(b)(i)	Eligibility for Medical Assistance Benefit	Replaced the word Physician with State licensed medical provider.	Eligibility for Medical Assistance Benefit 4(b)(i)	
3(b)(ii)	Eligibility for Medical Assistance Benefit	Deleted, but covered topic in Section 4 (b)	Eligibility for Medical Assistance Benefit 4(b)(ii)(A)(B)(C)	(ii) Verification that no other sources of benefits exists and list possible sources.
3(b)(iii)	Eligibility for Medical Assistance Benefit		Eligibility for Medical Assistance Benefit 4(b)(iii)	Added "State licensed", reworded and moved to section 4.
4	Acceptance of Claims	Renumbered to Section 5	Acceptance of Claims	
4(a)	Acceptance of Claims	Deleted unnecessary wording. Procedure will be addressed in a Policy and Procedure document.	Acceptance of Claims 5(a)	
4(a)	Acceptance of Claims	Added section 5 (a) (i)	Acceptance of Claims 5(a)(i)	Took wording from Section 4(a) and broke it out by itself concerning claims processing.
4(b)	Acceptance of Claims	Renumbered to Section 5	Acceptance of Claims 5(b)	
4(b)(i)	Acceptance of Claims	Renumbered and reworded	Acceptance of Claims 5(b)(i)	Added the wording "qualified miner"
4(b)(ii)	Acceptance of Claims	Renumbered to Section 5	Acceptance of Claims 5(b)(ii)	
4(c)	Acceptance of Claims	Deleted		

4(d)	Acceptance of Claims	Reworded and renumbered to Section 5	Acceptance of Claims 5(c)	Added stipulation that claims will be paid if funds are available and if funds are exhausted no further claims for services will be paid during the biennium.
4(e)	Acceptance of Claims	Renumbered to Section 5	Acceptance of Claims 5(d)	
4(f)	Acceptance of Claims	Renumbered to Section 5	Acceptance of Claims 5(e)	
5	Payment of Accepted Claims	Renumbered to Section 6	Payment of Accepted Claims	Added sentence "Reimbursements may be made directly to the qualified miner for good cause." This was necessary because, on occasion, the provider is not set up to refund payment to the miner when they have already paid the portion the Board is going to pay on their behalf. Proof of payment in full is necessary prior to any payment being send to qualified miner.
6	Hearing Aids	Deleted entire section. Benefit information is covered in Section 2(b)	Benefit Program 2(b)	
7	Denial of Registration, Services, or Benefits	Added this entire section.	Denial of Registration, Services, or Benefits	The Board had no written procedure to address miners that were denied entry into the benefits programs or those that were registered but denied certain benefits that did not fall under the covered conditions as expressed in our Governing Statute. The section was added to address the procedure to follow in the event a miner wishes to contest.