

2009 Annual Report

New York State Workers' Compensation Board

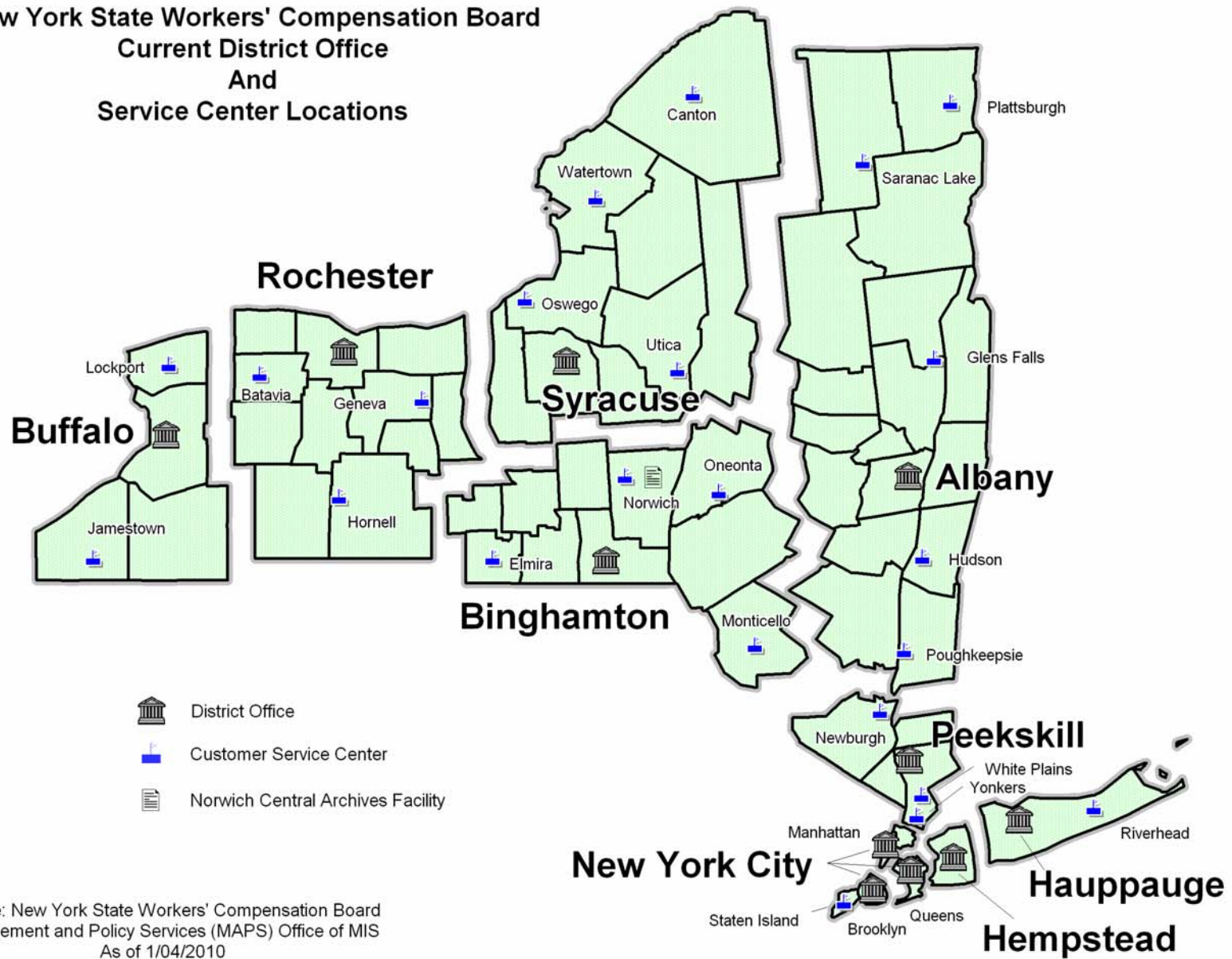


David Patersen, Governor
Robert E. Beloten, Chair

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**New York State Workers' Compensation Board
Current District Office
And
Service Center Locations**



Source: New York State Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS
As of 1/04/2010

New York State Workers' Compensation Board Claims Assembled in 2009 by County

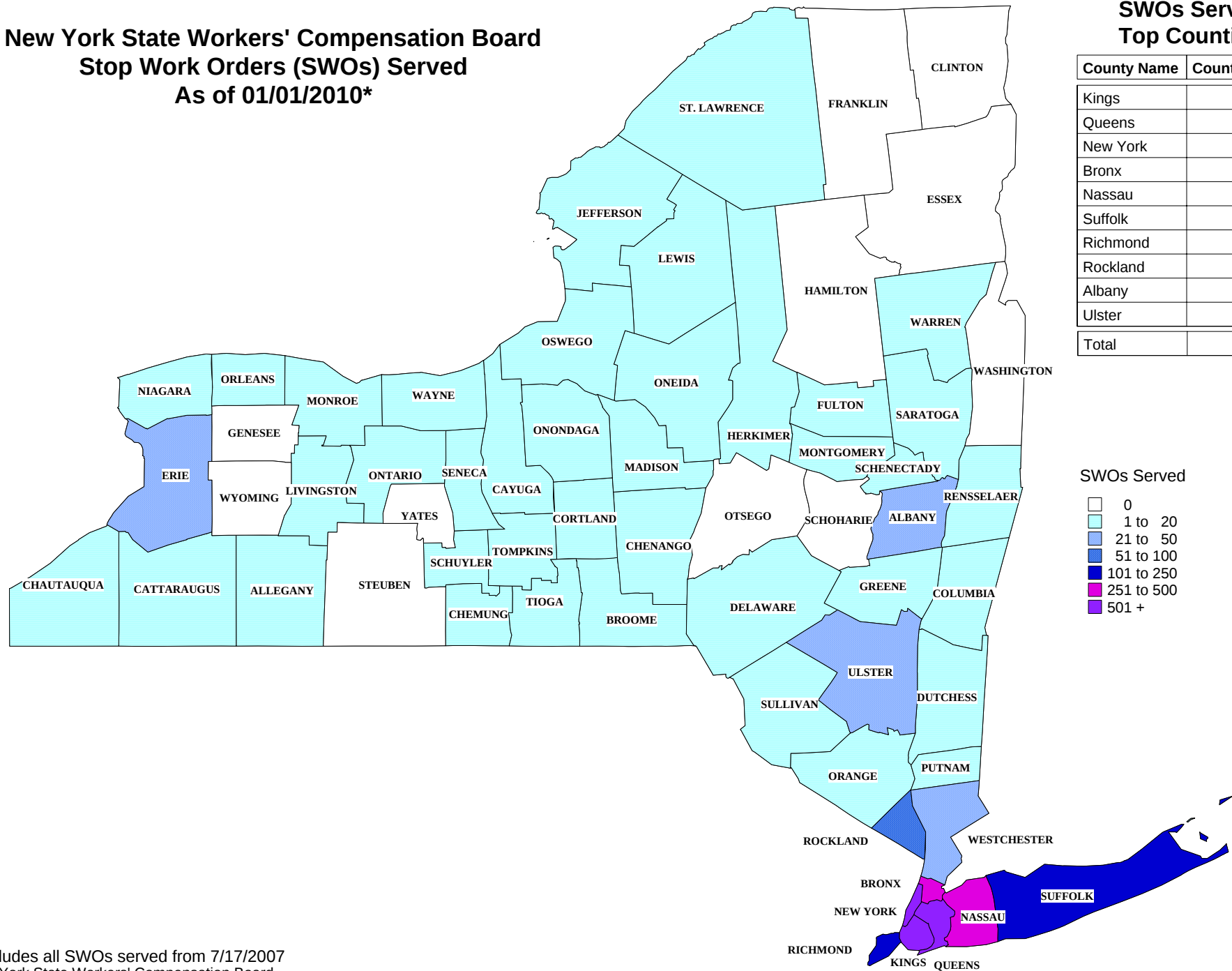
Distribution of Claims Assembled in 2009 by County

Color	Range	Count
Blue	10,001 to 20,000	(4)
Green	5,001 to 10,000	(5)
Yellow	1,001 to 5,000	(18)
White	0 to 1,000	(35)

Source: New York State Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

**Source: New York State Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS**

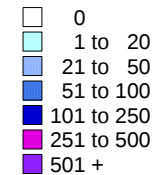
**New York State Workers' Compensation Board
Stop Work Orders (SWOs) Served
As of 01/01/2010***



**SWOs Served
Top Counties**

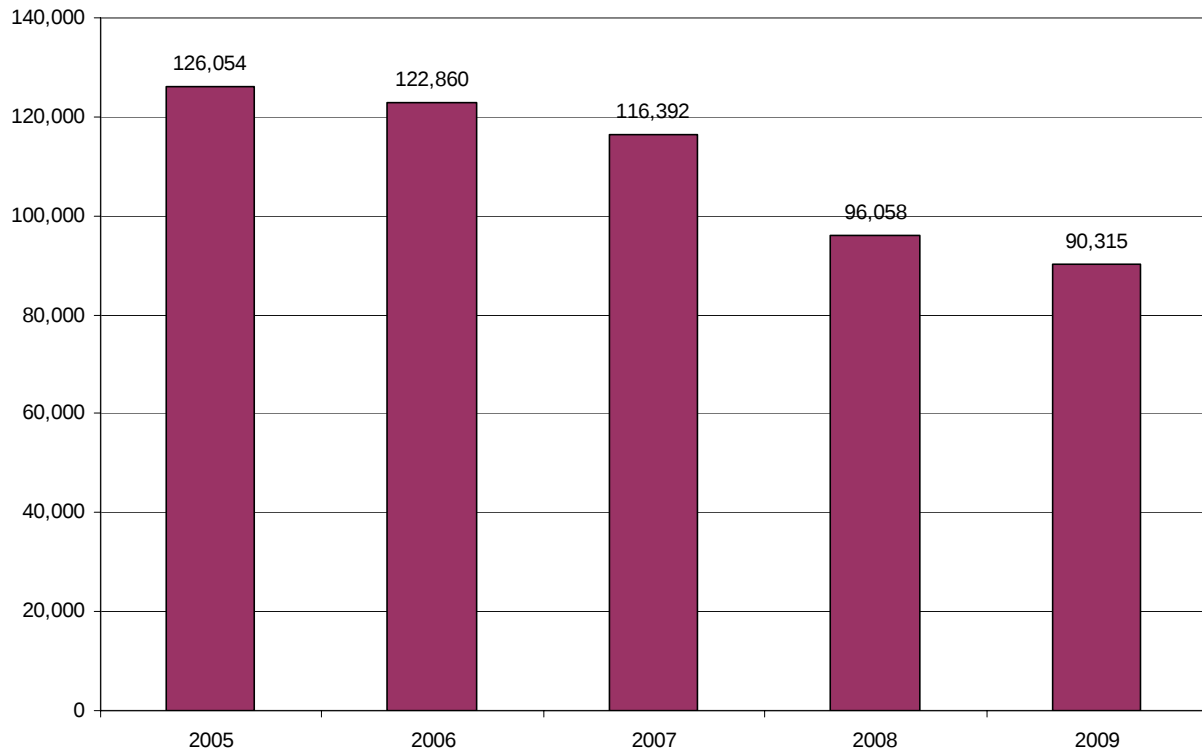
County Name	Count
Kings	1,182
Queens	618
New York	587
Bronx	370
Nassau	359
Suffolk	185
Richmond	169
Rockland	72
Albany	26
Ulster	24
Total	3,822

SWOs Served



* Includes all SWOs served from 7/17/2007
New York State Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Number of Claims Pending 5 Year Trend

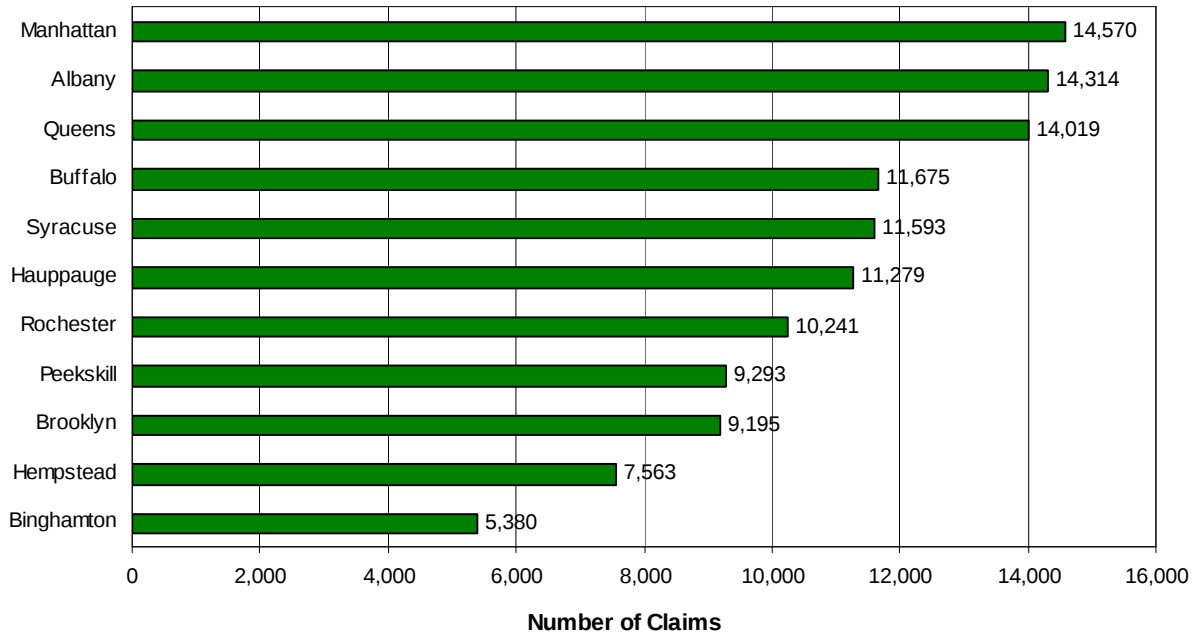


Number of Claims Pending 5 Year Trend

Calendar Year	Claims Pending at Years' End	Annual Percent Change in Claims Pending
2005	126,054	N/A
2006	122,860	-3%
2007	116,392	-5%
2008	96,058	-17%
2009	90,315	-6%

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Claims Assembled in 2009 By District Office

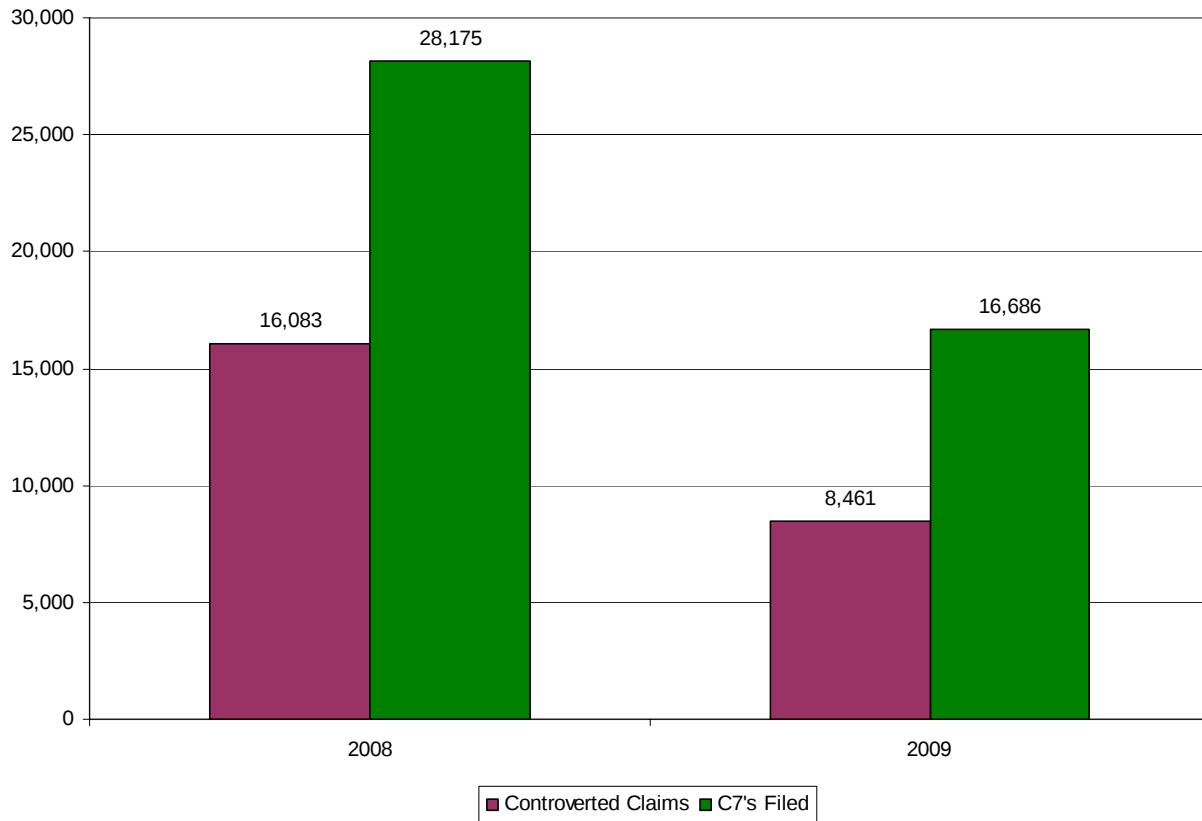


Assembled and Reopened Claims in 2009 By District Office

District Office	Claims Assembled	Claims Reopened
Manhattan	14,570	22,258
Albany	14,314	18,982
Queens	14,019	22,603
Buffalo	11,675	23,294
Syracuse	11,593	20,150
Hauppauge	11,279	18,174
Rochester	10,241	16,876
Peekskill	9,293	18,965
Brooklyn	9,195	13,963
Hempstead	7,563	16,375
Binghamton	5,380	9,494
Total	119,122	201,134

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Controverted Claims and C7s Filed In 2008 and 2009



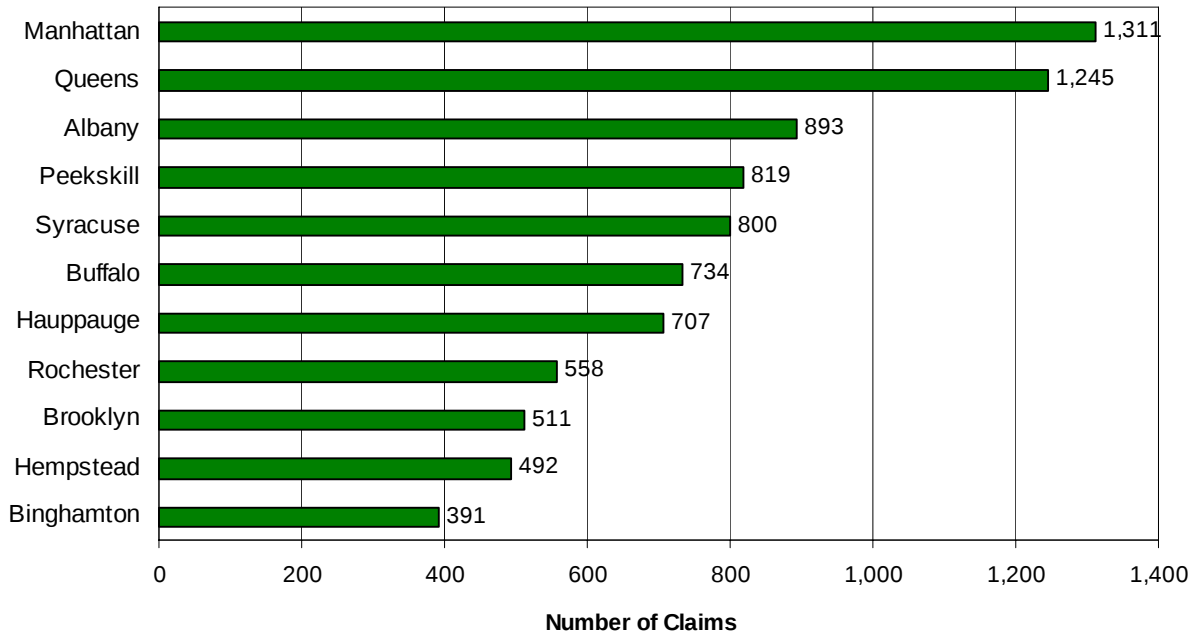
Controverted Claims and C7s Filed In 2008 and 2009

Year	Controverted Claims	Percent Change	C7's Filed	Percent Change
2008	16,083	N/A	28,175	N/A
2009	8,461	-47%	16,686	-41%

Approximately five percent of the Controverted Claims reported may have data issues that cannot be resolved without manual intervention

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Claims Controverted in 2009 By District Office

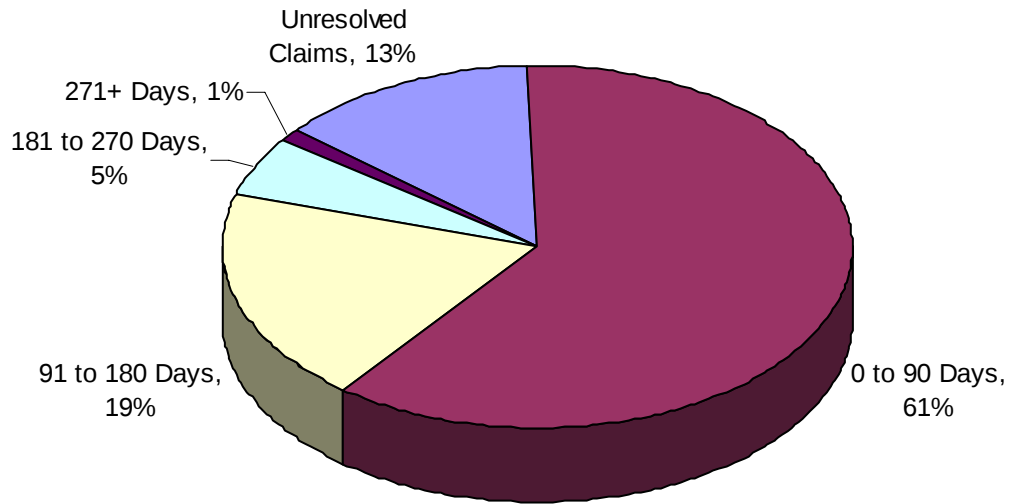


District Office	Number of Claims Controverted
Manhattan	1,311
Queens	1,245
Albany	893
Peekskill	819
Syracuse	800
Buffalo	734
Hauppauge	707
Rochester	558
Brooklyn	511
Hempstead	492
Binghamton	391
Total	8,461

Approximately five percent of the Controverted Claims reported may have data issues that cannot be resolved without manual intervention

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Controverted Claims Eligible in the First 9 months of 2009 By Number of Days to Resolution



Days	Controverted Claims	Percentage of Claims
Unresolved Claims	799	13%
0 to 90 Days	3,658	61%
91 to 180 Days	1,148	19%
181 to 270 Days	306	5%
271+ Days	72	1%
Total	5,983*	100%

Approximately five percent of the Controverted Claims reported may have data issues that cannot be resolved without manual intervention

* 102 claims removed from this population due to data anomalies

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Pre-Hearing Conferences (PHC) Held in 2009
Median Days from Eligibility Date to PHC
By Month

Month	PHC	Eligible PHC*	Median Days from Eligibility Date to PHC	Unknown Eligibility date
January	576	531	28	45
February	512	490	27	22
March	572	535	27	37
April	547	514	26	33
May	534	507	26	27
June	579	556	25	23
July	577	552	26	25
August	548	527	25	21
September	652	615	26	37
October	564	544	25	20
November	640	621	25	19
December	733	711	26	22
Total	7,034**	6,703	26	331***

Approximately five percent of the Controverted Claims reported may have data issues that cannot be resolved without manual intervention

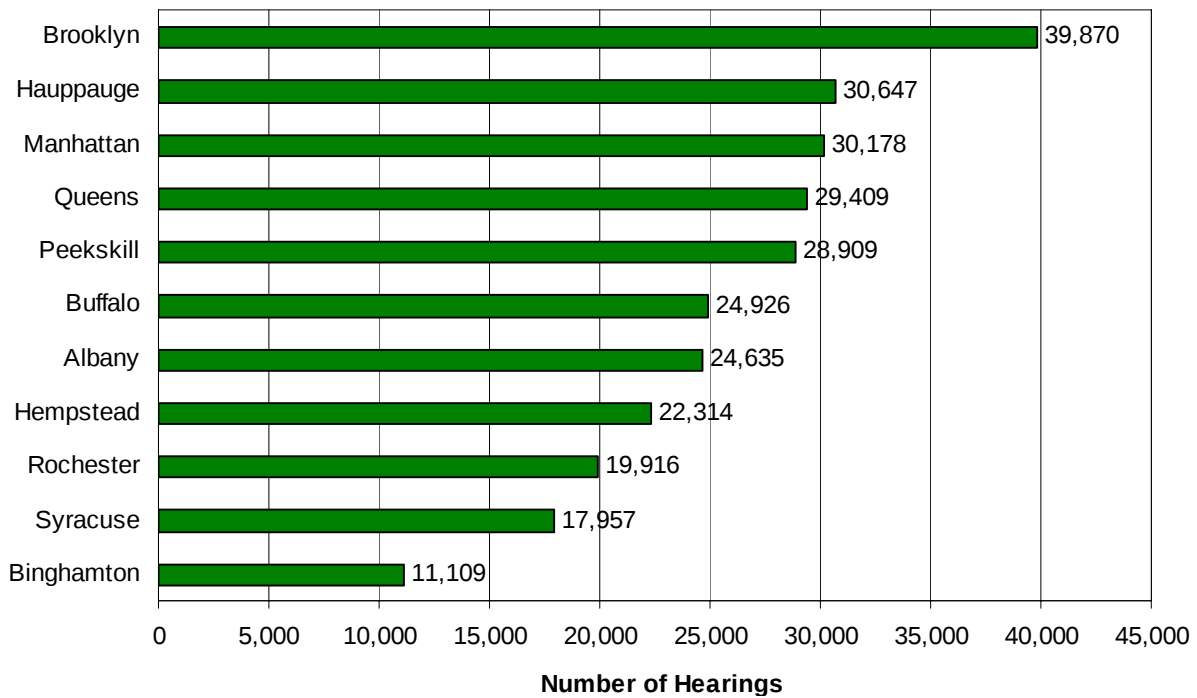
* The 'Eligible PHC' is defined by the first pre-hearing conference and the claim has an eligible controversy

** The total number of PHCs held in calendar year 2009 is 7,551; out of these claims 517 had a previous PHC

*** The 'Unknown Eligibility date' number reflects re-opened controverted claims, data anomalies, and claims with unknown eligibility dates

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

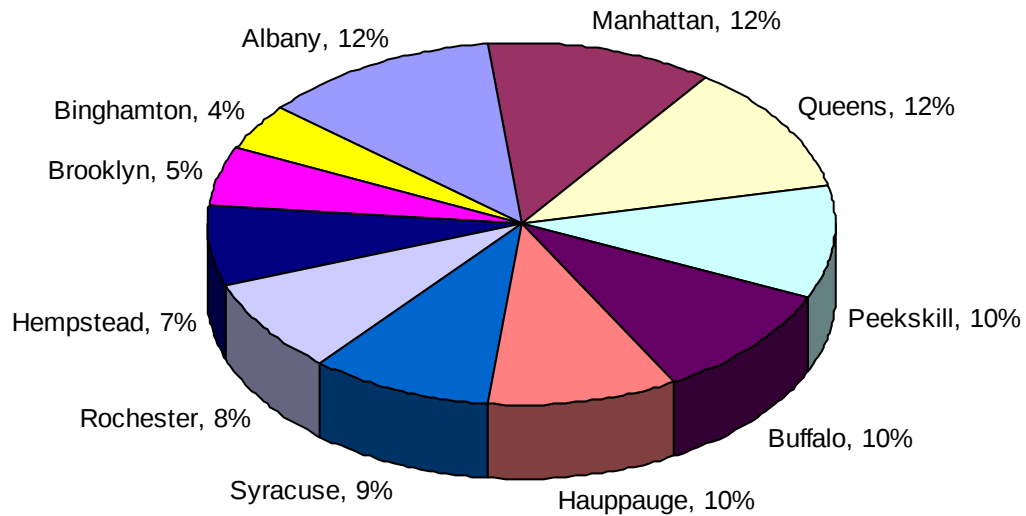
Hearings Held in 2009 By District Office



District Office	Number of Hearings
Brooklyn	39,870
Hauppauge	30,647
Manhattan	30,178
Queens	29,409
Peekskill	28,909
Buffalo	24,926
Albany	24,635
Hempstead	22,314
Rochester	19,916
Syracuse	17,957
Binghamton	11,109
Total	279,870

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

**Percentage of All Claims Accepted in 2009
By District Office**

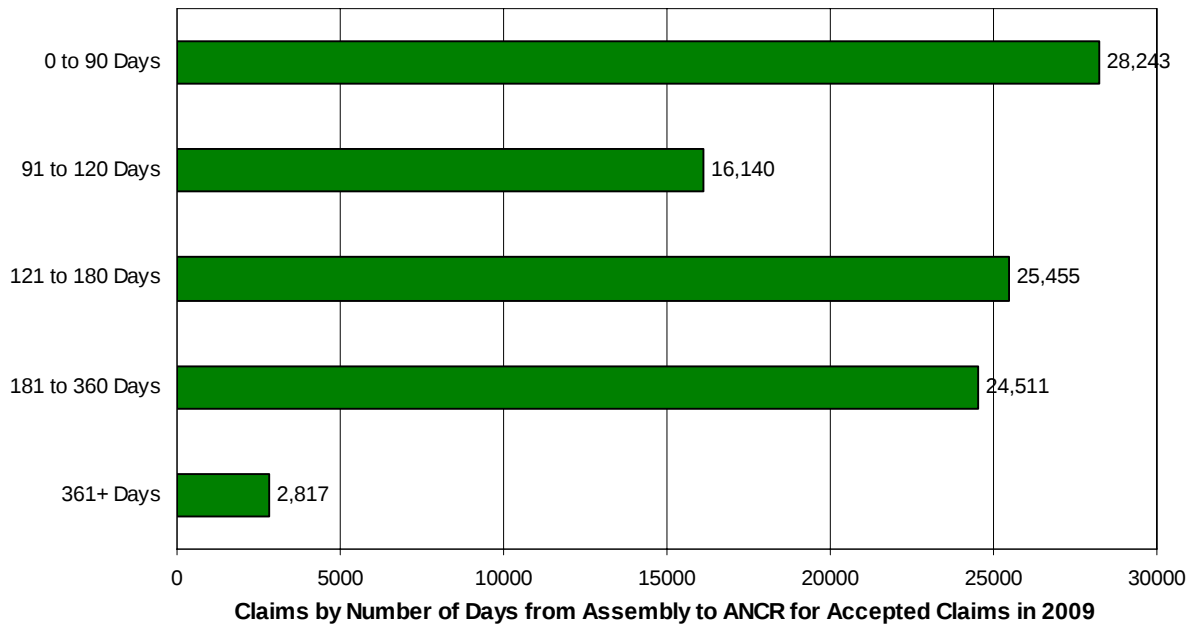


**Claims Accepted in 2009
By District Office**

District Office	Claims Accepted
Albany	12,295
Manhattan	11,863
Queens	11,751
Peekskill	10,331
Buffalo	10,188
Hauppauge	9,907
Syracuse	9,556
Rochester	8,581
Hempstead	7,303
Brooklyn	5,135
Binghamton	4,304
Total	101,214

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Assembly to ANCR for Accepted Claims in 2009 By Number of Days



Assembly to ANCR for Accepted Claims in 2009 By Number of Days

Days	Accepted Claims	Percentage Accepted
0 to 90 Days	28,243	29%
91 to 120 Days	16,140	17%
121 to 180 Days	25,455	26%
181 to 360 Days	24,511	25%
361+ Days	2,817	3%
Total Claims	97,166*	100%

* 4048 claims were excluded from this analysis due to data anomalies

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Claims Accepted in 2009 By Claim Type and Month

Month Accepted	Total Claims Accepted	WCL Claims (a)	VFBL Claims (b)	VAWBL Claims (c)
January	9,069	8,991	75	3
February	8,666	8,625	40	1
March	9,780	9,711	60	9
April	8,736	8,668	65	3
May	8,103	8,060	36	7
June	8,371	8,330	37	4
July	8,157	8,108	44	5
August	7,682	7,631	47	4
September	7,343	7,290	48	5
October	7,950	7,897	46	7
November	8,058	8,005	49	4
December	9,299	9,246	52	1
Total	101,214	100,562	599	53

(a) Claims under the Workers' Compensation Law

(b) Claims under the Volunteer Firefighters' Benefit Law

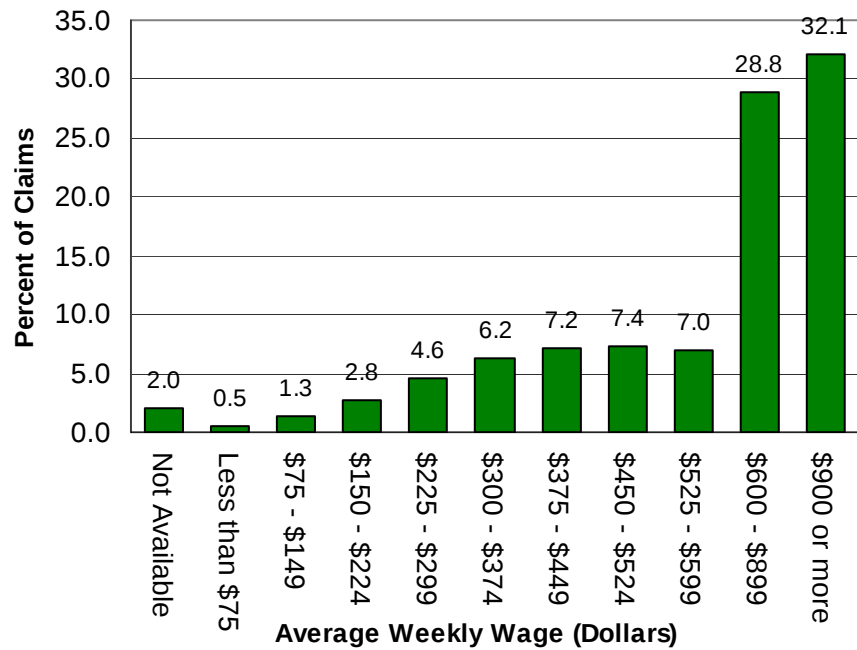
(c) Claims under the Volunteer Ambulance Workers' Benefit Law

Claims Accepted in 2009: Claims for which there was a finding made by the Board during calendar year 2009 that (1) the claimant sustained an injury arising out of and in the course of employment; (2) timely notice thereof was given to the employer; and (3) there is a causal relationship between the work injury and a consequent disability.

(The claims accepted data for 2009 includes some previously established claims for which a Board finding during calendar year 2009 amended or reaffirmed the claim's status; it is estimated that these affirmations account for less than 5% of the total).

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

**Average Weekly Wage
For Accepted Claims with First Indemnity Benefits Paid in 2009**

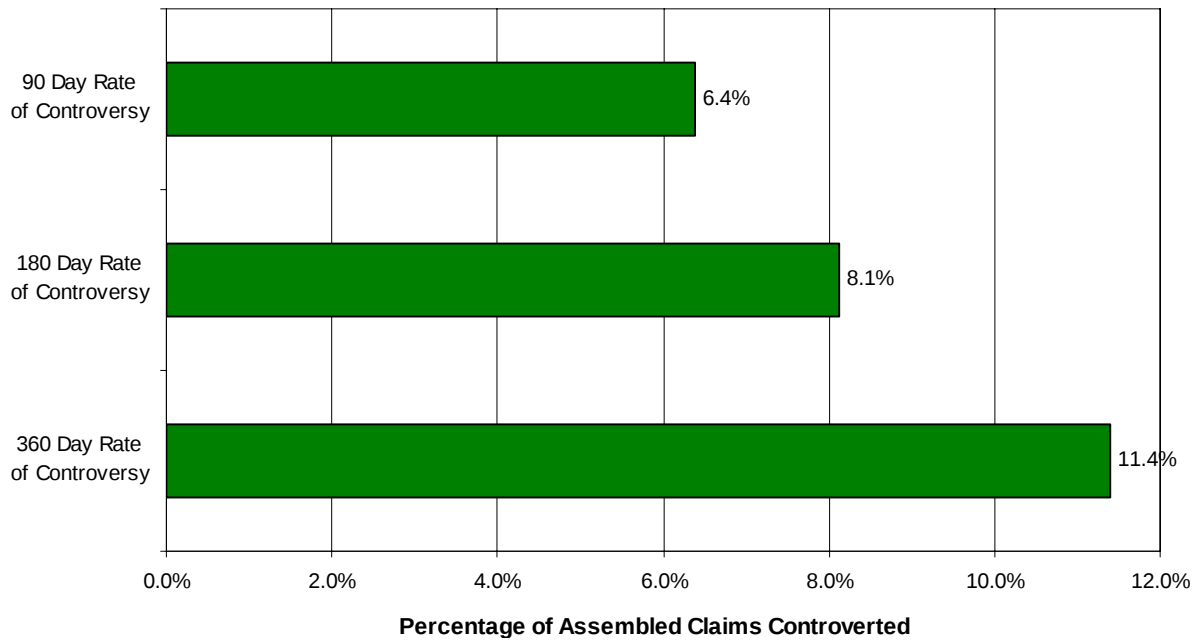


Average Weekly Wage	Number of Claimants	Percentage of Claimants
Not Available	1,603	2.0%
Less than \$75	410	0.5%
\$75 - \$149	1,045	1.3%
\$150 - \$224	2,197	2.8%
\$225 - \$299	3,694	4.6%
\$300 - \$374	4,948	6.2%
\$375 - \$449	5,725	7.2%
\$450 - \$524	5,857	7.4%
\$525 - \$599	5,605	7.0%
\$600 - \$899	22,974	28.8%
\$900 or more	25,608	32.1%
Totals	79,666	100.0%

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Percentage of Assembled Claims Controverted

2009 Report



Rate of Controversy	Totals
90 Day Rate of Controversy	6.4%
Claims Assembled (Oct. 2008 to Sept. 2009)	110,000
Claims Controverted	7,016

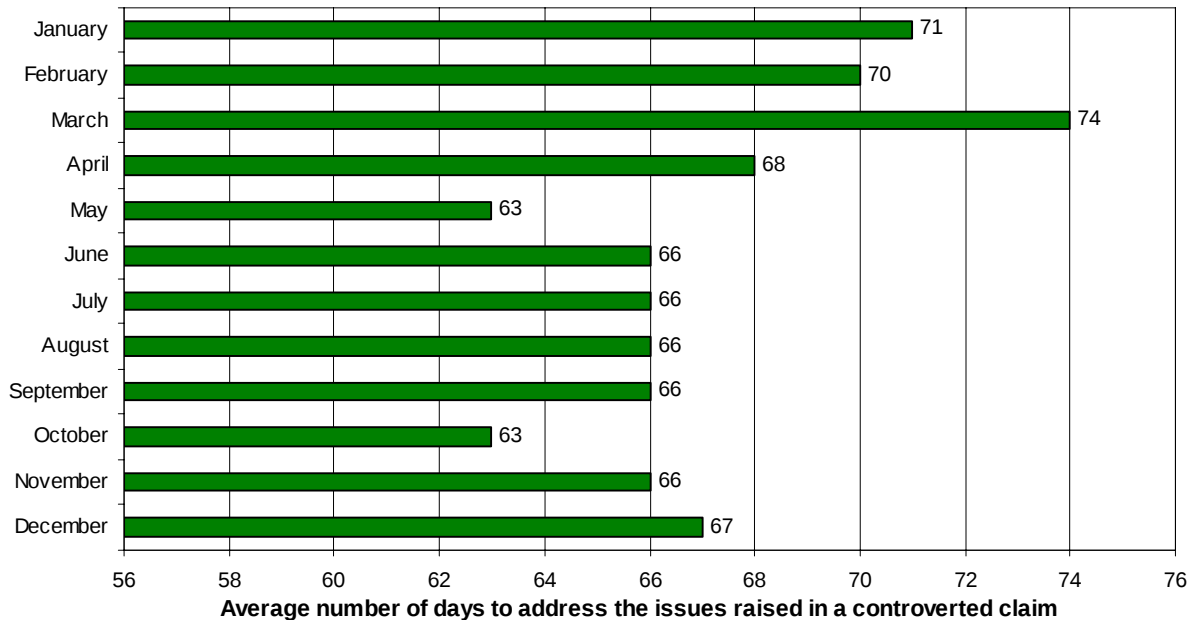
180 Day Rate of Controversy	8.1%
Claims Assembled (July 2008 to June 2009)	113,107
Claims Controverted	9,195

360 Day Rate of Controversy	11.4%
Claims Assembled (Jan. 2008 to Dec. 2008)	124,481
Claims Controverted	14,182

This report is run with a '90 day', '180 day', '360 day' lag. It captures the claims assembled three, six and twelve months ago and calculates the percentage of controverted claims by checking the presence of a form C-7 and a qualifying medical form.

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

**Average Number of Days to Address the Issues
Raised in a Controverted Claim in 2009
By Month**

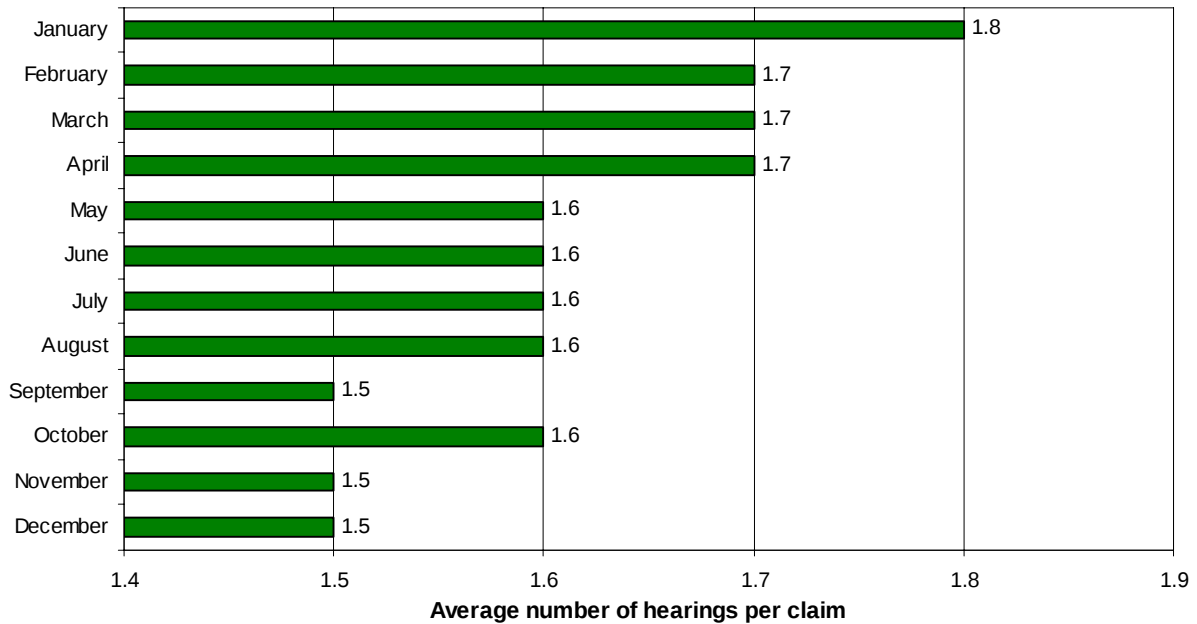


Month	Average Number of Days
January	71
February	70
March	74
April	68
May	63
June	66
July	66
August	66
September	66
October	63
November	66
December	67
Average	67

A claim is considered eligible for hearing as a controverted claim only if a C-7 form and a qualifying medical form have been filed. This measures the time required to decide on the controversy for claims assembled since the 2007 reform.

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

**Average Number of Hearings to First Indemnity Award
for Claims that Required Hearings in 2009
By Month**

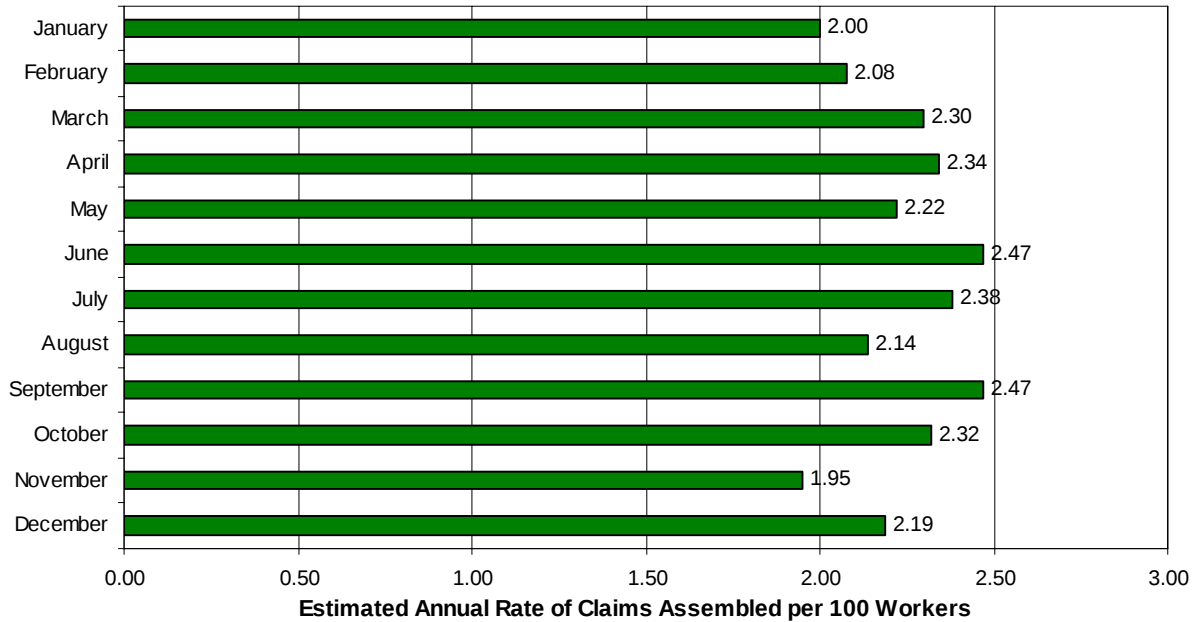


Month	Average Hearings per Claim
January	1.8
February	1.7
March	1.7
April	1.7
May	1.6
June	1.6
July	1.6
August	1.6
September	1.5
October	1.6
November	1.5
December	1.5
Average	1.6

This measures the average number of hearings required to award first indemnity benefit in a lost time claim handled in the hearing process.

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Estimated Annual Rate of Claims Assembled per 100 Workers in 2009

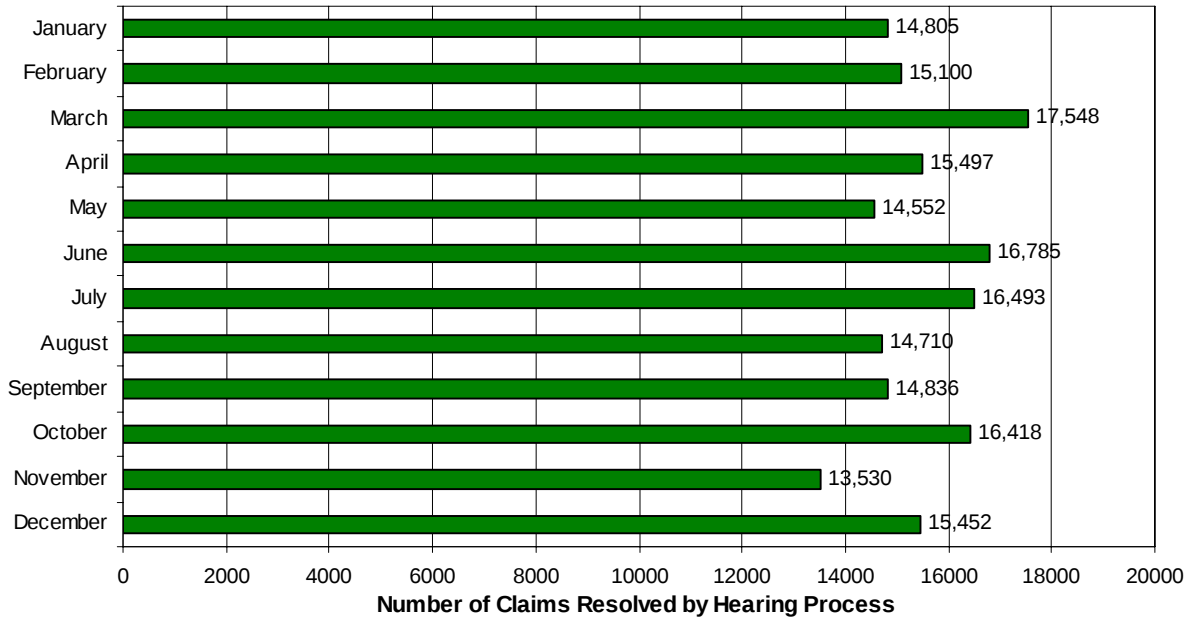


Month	Estimated Annual Rate of Claims Assembled per 100 Workers
January	2.0
February	2.1
March	2.3
April	2.3
May	2.2
June	2.5
July	2.4
August	2.1
September	2.5
October	2.3
November	2.0
December	2.2
Average	2.2

The total employment from American Community Survey less estimated non-coverage workers and claims assembled by WCB during report period are used for calculation. Number is converted to yearly rate for easy comparison.

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS

Number of Claims Resolved by Hearing Process in 2009 By Month



Month	Resolved by Hearing Process
January	14,805
February	15,100
March	17,548
April	15,497
May	14,552
June	16,785
July	16,493
August	14,710
September	14,836
October	16,418
November	13,530
December	15,452*
Total	185,726

* This data is derived from the MIRROR as of 1/11/2010

Source: NYS Workers' Compensation Board
Management and Policy Services (MAPS) Office of MIS