

**Chapter 45. Compensation, Medical Benefits, and Proceedings  
Before the Alaska Workers' Compensation Board.**

8 AAC 45.065(h) is amended to read:

(h) Notwithstanding the provisions of (d) of this section, a party may appeal a discovery order entered by a board designee under AS 23.30.108 by filing with the board a petition in accordance with 8 AAC 45.050 that sets out the grounds for the appeal. Unless a petition is filed under this subsection no later than 10 days after service of a board designee's discovery order, a board designee's discovery order is final.

8 AAC 45.065 is amended by adding a new subsection to read:

(i) Notwithstanding the provisions of (d) of this section, a board designee may order reconsideration of all or part of a discovery order entered by the board designee under AS 23.30.108 on the board designee's own motion or on petition of a party. To be considered by the board designee, a petition for reconsideration must set out the specific grounds for reconsideration and be filed with the board in accordance with 8 AAC 45.050 no later than 10 days after service of a board designee's discovery order. The power to order reconsideration expires 20 days after service of a board designee's discovery order. If no action is taken on a petition during the time allowed for ordering reconsideration, the petition is considered denied. If a petition for reconsideration is timely filed with the board, a petition for appeal under (h) of this section must be filed no later than 10 days after service of the reconsideration decision or the date the petition for reconsideration is considered denied in the absence of any action on the petition, whichever is earlier. (Eff. 5/28/83, Register 86; am 7/20/97, Register 143; am 7/2/98, Register 146; am 2/3/2001, Register 157; am 7/9/11, Register 199; am 12/2/12, Register 204)

**Authority:**    AS 23.30.005            AS 23.30.108            AS 23.30.135  
                  AS 23.30.107            AS 23.30.110

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An official version of the adopted regulations can be found at the State of Alaska's [Online Public Notice system](#).

The regulations have an effective date of 12/2/2012, are in Register 204, and will appear in official published form in the January 2013 supplement to the Alaska Administrative Code.