

# *State of South Carolina*

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## *Workers' Compensation Commission*

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# Third Party Settlements (R. 67-805)

The following is a clarification for filing Third Party Settlements in order to expedite the processing of the documents, preventing delays in processing and approval. Third Party Settlements with distribution of proceeds must be filed with the Commission unless otherwise directed by a court of competent jurisdiction or the settlement is less than two thousand five hundred dollars and all parties agree.

Third Party Settlements with all parties represented by an attorney are not required to have a Commissioner's signature for approval of the settlement and distribution of the proceeds. These settlements must be submitted to the Claims Department accompanied by a filing fee for processing. This is the most expeditious way to have the Settlement approved.

If the parties feel it necessary to submit the Third Party Settlements as a Consent Order or Petition it must be submitted to the Judicial Department accompanied by a filing fee to be approved by a Commissioner. A Third Party Settlement submitted in this format requires a signature line for a Commissioner. Submission of a Settlement without the signature line for a Commissioner will be returned to the submitting party thereby delaying approval of the Settlement.

A third-party not a party to the workers' compensation claim is not required to sign the Settlements filed with the Commission. However, any Settlement containing signatures of an individual not a party to the workers' compensation claim must be the signature of an attorney. Settlements submitted with a third party signature not of an attorney will be returned to the parties thereby delaying approval of the Settlement.

Please direct any questions or comments to:

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