

IC 22-9-8 Chapter 8. Appeals; Exhaustion of Administrative Remedies

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IC 22-9-8-0.1 Application of chapter

Sec. 0.1. The addition of this chapter by P.L.14-1994 affects final appealable orders issued by the commission on or after July 1, 1994.

As added by P.L.220-2011, SEC.370.

IC 22-9-8-1 Appeal procedures

Sec. 1. Either party to a dispute filed under IC 22-9 may, not more than thirty (30) days after the date of receipt of the commission's final appealable order, appeal to the court of appeals under the same terms, conditions, and standards that govern appeals in ordinary civil actions.

As added by P.L.14-1994, SEC.7.

IC 22-9-8-2 Records for appeals

Sec. 2. (a) The appealing party shall notify the commission in writing of the party's intent to appeal and shall request the commission to prepare a record of the commission's proceedings to be used to perfect an appeal. The record consists of the following documents used or presented during the administrative proceedings:

- (1) A transcript of the oral testimony.
- (2) The exhibits admitted into evidence.
- (3) All notices, pleadings, exceptions, motions, requests, and other papers filed with the commission with the exception of briefs or oral arguments of law.

(b) The cost of producing the record for appeal must be borne by the party making the appeal. The commission may require the deposit of reasonable security for the payment of the cost before producing the record.

As added by P.L.14-1994, SEC.7.

IC 22-9-8-3 Exhaustion of administrative remedies

Sec. 3. A person may file an appeal under this chapter only after exhausting all administrative remedies available within the agency whose action is being appealed.

As added by P.L.14-1994, SEC.7.