Oregon
Kate Brown, Governor

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To: Workers' compensation insurers, self-insured employers, and service companies

Subject: Employer-at-Injury Program and Supplemental Disability Benefits Reimbursement Processing Change - Verification of Program Eligibility

INDUSTRY NOTICE

This industry notice provides information about changes to the processing of the Employer-at-Injury Program and Supplemental Disability Benefits reimbursement requests. The Workers' Compensation Division has implemented these changes to ensure greater protection of the workers' compensation system in Oregon, specifically the Workers' Benefit Fund.

Employer-at-Injury Program
Oregon Administrative Rule 436-105-0510(2) establishes that an employer must be the employer at injury. When the division cannot verify worker employment with the participating employer at the time of injury, we will request the worker's Social Security number (if available) and payroll records. A ***complete and accurate*** *Form 801 – Report of Job Injury* may substitute for payroll records to verify employment.

Supplemental Disability Benefits
To be eligible for supplemental disability benefits, a worker must be employed at the time of injury at a job other than the job at which the injury occurred. When the division cannot verify the worker's employment, either at the job at which the injury occurred or a job other than the job at which the injury occurred, or both, we will request the worker's Social Security number (if available) and payroll records. A ***complete and accurate*** *Form 801 – Report of Job Injury* may substitute for payroll records to verify employment at the job at which the injury occurred.

If the division cannot determine program eligibility, we will send requests for the above information and return the original reimbursement request to simplify tracking for the division and the reimbursement request submitter.

We appreciate your dedication to helping maintain the integrity of the workers' compensation system in Oregon. If you have questions about these changes, contact Self-Insurance, Registration, and Reimbursements Manager **Adam Breitenstein** at 503-947-7751 or email adam.j.breitenstein@oregon.gov.

John L. Shilts

John Shilts, Administrator
Workers' Compensation Division

Distribution: GovDelivery (insurers); PD8903 (insurers and self-insured employers); PD8913 (service companies/TPAs)