



Oregon

Tina Kotek, Governor



Workers'
Compensation
Division

Department of Consumer
and Business Services

Industry Notice

July 15, 2024

To: Workers' compensation insurers, self-insured employers, service companies, injured workers, attorneys, and other interested parties

Subject: Rule change for subsequent temporary disability payment schedule starting July 1, 2024

Effective July 1, 2024, the Workers' Compensation Division revised Oregon Administrative Rule (OAR) 436-060-0150, Timely Payment of Compensation, regarding the schedule for subsequent payments of temporary disability benefits issued after the first payment. The due date for the first payment of temporary disability benefits has not changed. This notice summarizes the revised rule and payment schedule options. The full revised rule text is available on WCD's website [here](#).

Subsequent payments of temporary disability – OAR 436-060-0150(4)(b)

The schedule for subsequent payments of temporary disability has been revised. There are two options for the payment schedule. After the first payment of temporary disability, subsequent payments of temporary disability benefits must be paid following either OAR 436-060-0150(4)(b)(A) or OAR 436-060-0150(4)(b)(B).

OAR 436-060-0150(4)(b)(A)

Make payments at least once each 14 days. Include all benefits due for the period ending no more than seven days before the payment date.

OAR 436-060-0150(4)(b)(B)

Make payments in accordance with the employer's payroll schedule and pay period. The insurer's claim file must include written documentation of the payroll schedule and pay period before the payments are issued.

First payment of temporary disability – OAR 436-060-0150(4)(a)(A), ORS 656.262(4)(a)

The due date for the first payment of temporary disability benefits has not changed. If the attending physician or authorized nurse practitioner has authorized temporary disability compensation, the first payment must be made no later than the 14th day after the date of the employer's notice or knowledge of the claim and of the worker's disability. The payment schedules under OAR 436-060-0150(4)(b) only apply to payments of temporary disability benefits made *after* the first payment of temporary disability.

If you have questions about this notice, contact Audit Manager Barb Belcher at 503-947-7687 or email wcd.askanauditor@dcbs.oregon.gov.

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Workers' Compensation Division

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