

**Oregon Administrative Rules
Chapter 436
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March 6, 2024**

If a history line has two order numbers, the parenthetical number was assigned by the Oregon Secretary of State.

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**PROCEDURAL RULES, RULEMAKING, HEARINGS,
AND ATTORNEY FEES**

436-001-0000 Notice of Agency Action Concerning Rules

Adopted 10/20/75 as WCB 16-1975,, eff. 10/20/75
Amended 11/7/77 as WCD 4-1977, eff. 11/7/77 Temp
Amended 3/6/78 as WCD 4-1978, eff. 3/6/78
Renumbered from 436-90-505, 5/1/85
Amended 5/15/86 as WCD 3-1986, eff. 5/15/86
Amended 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 4-2004), eff. 4/1/04
Amended and renumbered to 436-001-0009, 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0001 Authority

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Amended 02/12/96 as AO 96-055 (WCD 7-1996), eff. 02/12/96
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0002 Purpose

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Repealed 02/12/96 as AO 96-055 (WCD 7-1996), eff. 02/12/96

436-001-0003 Purpose and Applicability of these Rules

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95, as AO 95-054 (WCD 6-1995), eff. 7/14/95
Amended 02/12/96 as AO 96-055 (WCD 7-1996), eff. 02/12/96
Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Amended 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
Amended 1/13/06 as AO 06-050 (WCD 1-2006), eff. 1/17/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
Amended 12/1/09 as AO 09-053 (WCD 3-2009), eff. 1/1/10
Amended 6/13/12 as AO 12-054 (WCD 3-2012), eff. 7/1/12 Temp
Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
Amended 3/11/19 as AO 19-050 (WCD 1-2019), eff. 4/1/19
Amended 7/5/22 as AO 22-061 (WCD 6-2022), eff. 9/1/22

436-001-0004 Definitions

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Amended 02/12/96 as AO 96-055 (WCD 7-1996) eff. 02/12/96
Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Amended 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
Amended 3/11/19 as AO 19-050 (WCD 1-2019), eff. 4/1/19

436-001-0005 Model Rules for Rulemaking

Adopted 11/7/77 as WCD 5-1977, eff. 11/7/77 Temp
Adopted 3/6/78 as WCD 3-1978, eff. 3/6/78
Amended 1/20/82 as WCD 2-1982, eff. 1/21/82
Renumbered from 436-090-0110 thru 436-090-0180, 5/1/85
Amended 5/15/86 as WCD 3-1986, eff. 5/15/86
Amended 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Amended 1/14/05 as AO 05-050 (WCD 1-2005), eff. 1/14/05
Amended 1/13/06 as WCD 06-050, eff. 1/17/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
Amended 3/11/19 as AO 19-050 (WCD 1-2019), eff. 4/1/19
SMC (to Model Rules URL) – ORS 183.335(7), (WCD 2-2023) filed and effective 9/18/23

436-001-0007 Designation of Proposed or Final Order

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Amended 02/12/96 as AO 96-055 (WCD 7-1996), eff. 02/12/96
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0008 Model Rules of Procedure in Contested Cases

Adopted 12/2/91 as AO 9-1991 (WCD 8-1991), eff. 12/2/91 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0009 Notice of Division Rulemaking

Adopted 10/20/75 as WCB 16-1975,, eff. 10/20/75
Amended 11/7/77 as WCD 4-1977, eff. 11/7/77 Temp
Amended 3/6/78 as WCD 4-1978, eff. 3/6/78
Renumbered from 436-90-505, 5/1/85
Amended 5/15/86 as WCD 3-1986, eff. 5/15/86
Amended 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Amended and renumbered from 436-001-0000, 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
Amended 3/11/19 as AO 19-050 (WCD 1-2019), eff. 4/1/19

**436-001-0010 Review of Orders Issued Pursuant to
ORS 656.447**

Adopted 1/4/90 as WCD 2-1990, eff. 1/4/90 Temp
 Adopted 11/27/90 as AO 29-1990 (WCD 21-1990), eff. 11/28/90
 Amended 5/22/92 as WCD 9-1992, eff. 5/22/92
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

**436-001-0015 Request For Director's Review That Was
Initially Filed With The Board Or Its Hearings Division**

Adopted 8/18/95 as AO 95-061 (WCD 9-1995), eff. 8/18/95 Temp

436-001-0019 Requests for Hearing

Adopted 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Adopted 2/12/96 as AO 96-055 (WCD 7-1996), eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Amended and renumbered from 436-001-0155, 10/19/05 as AO 05-061
 (WCD 7-2005), eff. 1/2/06
 Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
 Amended 12/1/09 as AO 09-053 (WCD 3-2009), eff. 1/1/10
 Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
 Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
 Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
 SMC – ORS 183.335(7), (WCD 12-2021) filed and effective 10/27/21
 SMC – ORS 183.335(7), (WCD 5-2022) filed and effective 6/14/22

436-001-0020 Contested Case Notice

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996), eff. 2/12/96

436-001-0023 Other Filings and Submissions

Adopted 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
 Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
 Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12

436-001-0025 Contested Case Notice

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0027 Timeliness; Calculation of Time

Adopted 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
 Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
 Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
 Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-050 (WCD 1-2019), eff. 4/1/19

**436-001-0030 Role of the Workers' Compensation
Division**

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Amended 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
 Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
 Amended 3/10/14 as AO 14-051 (WCD 2-2014), eff. 3/28/14
 Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
 Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18

436-001-0040 Rights of Parties in Contested Cases

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0045 Rights of Parties in Contested Cases

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

**436-001-0050 Request by a Person to Participate as a
Party or Limited Party**

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

**436-001-0055 Request by a Person to Participate as a
Party or Limited Party**

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

**436-001-0060 Request by Agency to Participate as a
Party or an Interested Agency**

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

**436-001-0065 Request by Agency to Participate as a
Party or an Interested Agency**

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0070 Decision Without Hearing

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0080 Place of Hearing

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Repealed 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98

436-001-0090 Postponement and Continuances

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0095 Specification of Issues

Adopted 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp

436-001-0100 Pre-hearing Conference

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0105 Pre-hearing Conference

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0110 Consolidation or Separation

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0120 Motions

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0130 Discovery

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0135 Discovery

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0140 Subpoenas

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996), eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0150 Change of Administrative Law Judge

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996), eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0155 Manner of Filing a Contested-Case Hearing Request

Adopted 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Adopted 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Amended and renumbered to 436-001-0019, 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0160 Extension of Time for Filing

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0170 Duties and Powers of the Administrative Law Judge

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Amended 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
 Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
 Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
 Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
 Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18

436-001-0171 Hearings Security

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0175 Conducting a Contested Case Hearing

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0180 Conducting a Contested Case Hearing

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0185 Hearings

Adopted 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Adopted 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0190 Evidence

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Adopted 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0191 Evidence

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0195 Medical Evidence

Adopted 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0200 Failure to Appear

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0201 Failure to Appear

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0205 Withdrawal of Attorney from Contested Case

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0210 Record and Transcript of Hearing

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
 Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
 Amended 2/12/96 as AO 96-055 (WCD 7-1996), eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0220 Burden of Proof

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
 Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0225 Scope of Review/Limitations on the Record

Adopted 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
 Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
 Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
 Amended 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
 Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
 SMC – ORS 183.335(7), filed and effective 2/10/11

436-001-0226 Notice of Expert Testimony

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0230 Official Notice

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0231 Official Notice

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0240 The Record

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Amended 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
Amended 3/11/19 as AO 19-050 (WCD 1-2019), eff. 4/1/19

436-001-0246 Proposed and Final Orders - Exceptions, Correction, Director Review

Adopted 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Amended and renumbered from 436-001-0275, 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
SMC – ORS 183.335(7), (WCD 13-2021) filed and effective 10/27/21

436-001-0250 Ex Parte Communication

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0252 Stay of Director and Administrative Review

Adopted 10/19/05 as AO 05-061 (WCD 7-2005) eff. 1/2/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08

436-001-0255 Ex Parte Communication

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0259 Ex Parte Communication

Adopted 10/19/05 as AO 05-061 (WCD 7-2005) eff. 1/2/06
Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16

436-001-0260 Unacceptable Conduct

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Amended 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96
Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Repealed 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0265 Attorney Fees

Adopted 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

Amended 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Amended 12/12/03 as AO 03-067 (WCD 14-2003), eff. 1/1/04 Temp
Amended 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Amended 6/9/05 as AO 05-056 (WCD 6-2005), eff. 7/1/05
Amended 10/19/05 as AO 05-061 (WCD 7-2005) eff. 1/2/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
Amended and renumbered 12/1/09 to 436-001-0400 and 0410 as AO 09-053 (WCD 3-2009), eff. 1/1/10

436-001-0270 Preliminary Orders; Finality of Decisions

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0275 Proposed and Final Orders, Filing Exceptions

Amended and renumbered to 436-001-0246, 10/19/05 as AO 05-061 (WCD 7-2005), eff. 1/2/06

436-001-0280 Final Orders

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Amended 7/14/95 as AO 95-054 (WCD 6-1995), eff. 7/14/95 Temp
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0285 Final Orders

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0290 Immediate Suspension or Refusal to Renew a License, Notice of Opportunity for Hearing, Service

Adopted 5/22/92 as WCD 9-1992, eff. 5/22/92
Suspended 11/2/95 as AO 95-066 (WCD 17-1995), eff. 11/2/95 Temp
Repealed 2/12/96 as AO 96-055 (WCD 7-1996) eff. 2/12/96

436-001-0295 Immediate Suspension or Refusal to Renew a License, Notice of Opportunity for Hearing, Service

Adopted 08/10/98 as AO 98-057 (WCD 8-1998), eff. 9/15/98
Repealed 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04

436-001-0296 Settlements and Dismissals

Adopted 10/19/05 as AO 05-061 (WCD 7-2005) eff. 1/2/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08

436-001-0300 Alternative Dispute Resolution

Adopted 3/4/04 as AO 04-053 (WCD 3-2004), eff. 4/1/04
Amended 10/19/05 as AO 05-061 (WCD 7-2005) eff. 1/2/06
Amended 6/12/08 as AO 08-050 (WCD 1-2008), eff. 7/1/08
Repealed 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12

436-001-0400 General Provisions and Requirements for Attorney Fees

Amended and renumbered 12/1/09 from 436-001-0265 as AO 09-053 (WCD 3-2009), eff. 1/1/10
Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
Amended 7/5/22 as AO 22-061 (WCD 6-2022), eff. 9/1/22

436-001-0410 Attorney Fees Under ORS 656.385(1) (Medical and Vocational Disputes)

Amended and renumbered 12/1/09 from 436-001-0265 as AO 09-053 (WCD 3-2009), eff. 1/1/10
Amended 6/13/12 as AO 12-054 (WCD 3-2012), eff. 7/1/12 Temp
Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
Amended 7/5/22 as AO 22-061 (WCD 6-2022), eff. 9/1/22

**436-001-0420 Attorney Fees Under ORS 656.262(11)
(Late Payment of Compensation)**

Adopted 12/1/09 as AO 09-053 (WCD 3-2009), eff. 1/1/10
 Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
 Amended 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
 Amended 7/5/22 as AO 22-061 (WCD 6-2022), eff. 9/1/22

**436-001-0430 Attorney Fees Under ORS 656.262(12)
(Late Payment of DCS Proceeds)**

Adopted 12/1/09 as AO 09-053 (WCD 3-2009), eff. 1/1/10
 Amended 11/16/12 as AO 12-060 (WCD 7-2012), eff. 12/28/12
 SMC – ORS 183.335(7), filed and effective 6/22/17
 Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
 Amended 7/5/22 as AO 22-061 (WCD 6-2022), eff. 9/1/22

**436-001-0432 Attorney Fees Under ORS 656.268(6)(c)
(Additional Compensation at Reconsideration)**

Adopted 7/5/22 as AO 22-061 (WCD 6-2022), eff. 9/1/22

**436-001-0435 Attorney Fees Under ORS 656.277(1)
(Reclassification)**

Adopted 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
 Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
 Amended 7/5/22 as AO 22-061 (WCD 6-2022), eff. 9/1/22

**436-001-0438 Attorney Fees Under ORS 656.383(1)
(Temporary Disability Compensation Benefits)**

Adopted 7/5/22 as AO 22-061 (WCD 6-2022), eff. 9/1/22

**436-001-0440 Time Within Which Attorney Fees Must
be Paid**

Adopted 12/1/09 as AO 09-053 (WCD 3-2009), eff. 1/1/10
 Amended 3/14/18 as AO 18-052 (WCD 4-2018), eff. 4/1/18
 Amended 7/5/22 as AO 22-061 (WCD 6-2022), eff. 9/1/22

436-001-0500 Refund of Overpayments

Adopted 12/10/15 as AO 15-065 (WCD 9-2015), eff. 1/1/16
 SMC – ORS 183.335(7), filed and effective 8/10/16

436-001-0600 Multilingual Help Page

Adopted 3/11/19 as AO 19-050 (WCD 1-2019), eff. 4/1/19

436-001-0610 Duty to Forward Misdirected Request

Adopted 3/11/19 as AO 19-050 (WCD 1-2019), eff. 4/1/19

**436-001-0700 Access to Public Records and Workers’
Compensation Claim Records**

Adopted 3/13/20 as AO 20-052 (WCD 7-2020), eff. 4/1/20

**PROCEDURAL RULES GOVERNING FOR
CONTESTED CASES REGARDING WORKERS’
COMPENSATION DIVISION DETERMINATIONS OF
NONSUBJECTIVITY**

436-002-0001 Authority

Adopted 7/31/97 as WCD 97-059, eff. 8/1/97 Temp
 Adopted 01/26/98 as WCD 98-053, eff. 01/27/98
 Repealed 12/21/99 as WCD 99-062, eff. 12/21/99

436-002-0003 Applicability and Purpose

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

436-002-0005 Definitions

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98

Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

436-002-0010 Delegation of Authority

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

436-002-0015 Rules of Evidence and Procedure

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

436-002-0020 Designation of Proposed and Final Order

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

**436-002-0025 Role of the Workers' Compensation
Division**

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

436-002-0030 Consolidation

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

436-002-0035 Filing of Request For Hearing

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

436-002-0039 Compulsory Joinder

Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

**436-002-0040 Proposed and Final Orders, Filing
Exceptions**

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

436-002-0045 Final Orders

Adopted 7/31/97 as AO 97-059 (WCD 10-1997), eff. 8/1/97 Temp
 Adopted 01/26/98 as AO 98-053 (WCD 3-1998), eff. 01/27/98
 Repealed 12/21/99 as AO 99-062 (WCD 14-1999), eff. 12/21/99

**NOTE: The following division 005 was superseded by
OAR 440-005, eff. 6/15/89.**

**ACCESS OF PUBLIC RECORDS, FEES FOR
RECORD SEARCH AND COPIES OF PUBLIC
RECORDS**

436-005-0001 Authority for Rules

Adopted 6/27/84 as WCD 4-1984, eff. 6/30/84
 Repealed 6/14/89 as AO 3-1989 (IF 3-1989), eff. 6/15/89

436-005-0003 Applicability of Rules

Adopted 6/27/84 as WCD 4-1984, eff. 6/30/84
 Repealed 6/14/89 as AO 3-1989 (IF 3-1989), eff. 6/15/89

436-005-0005 Definitions

Adopted 6/27/84 as WCD 4-1984, eff. 6/30/84
 Repealed 6/14/89 as AO 3-1989 (IF 3-1989), eff. 6/15/89

436-005-0015 Access to Records

Adopted 6/27/84 as WCD 4-1984, eff. 6/30/84
 Repealed 6/14/89 as AO 3-1989 (IF 3-1989), eff. 6/15/89

“SMC” means statutory minor correction.

436-005-0020 Requests to Inspect or Obtain Copies of Public Records

Adopted 6/27/84 as WCD 4-1984, eff. 6/30/84

Repealed 6/14/89 as AO 3-1989 (IF 3-1989), eff. 6/15/89

436-005-0025 Fees for Inspection and Copies of Public Records

Adopted 6/27/84 as WCD 4-1984, eff. 6/30/84

Repealed 6/14/89 as AO 3-1989 (IF 3-1989), eff. 6/15/89

ELECTRONIC MEDICAL BILLING**436-008-0001 Authority, Applicability, Purpose, and Administration of these Rules**

Adopted 7/14/14 as AO 14-058 (WCD 9-2014), eff. 1/1/15

436-008-0004 Adoption of Standards

Adopted 7/14/14 as AO 14-058 (WCD 9-2014), eff. 1/1/15

SMC – ORS 183.335(7), filed and effective 8/11/16

436-008-0005 Definitions

Adopted 7/14/14 as AO 14-058 (WCD 9-2014), eff. 1/1/15

436-008-0010 Electronic Medical Bills

Adopted 7/14/14 as AO 14-058 (WCD 9-2014), eff. 1/1/15

436-008-0015 Electronic Medical Bill Attachments or Documentation

Adopted 7/14/14 as AO 14-058 (WCD 9-2014), eff. 1/1/15

436-008-0020 Electronic Medical Bill Acknowledgements

Adopted 7/14/14 as AO 14-058 (WCD 9-2014), eff. 1/1/15

436-008-0025 Electronic Medical Bill Payments

Adopted 7/14/14 as AO 14-058 (WCD 9-2014), eff. 1/1/15

436-008-0030 Electronic Remittance Advice; Explanation of Benefits

Adopted 7/14/14 as AO 14-058 (WCD 9-2014), eff. 1/1/15

436-008-0040 Assessment of Civil Penalties

Adopted 7/14/14 as AO 14-058 (WCD 9-2014), eff. 1/1/15

OREGON MEDICAL FEE AND PAYMENT RULES**436-009-0001 Purpose and Applicability of These Rules**

Adopted 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96

Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01

SMC – ORS 183.335(7), filed and effective 7/19/06

Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16

Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19

Amended 3/3/21 as AO 21-051 (WCD 2-2021), eff. 4/1/21

436-009-0002 Purpose

Adopted 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96

SMC – ORS 183.335(7), filed and effective 7/19/06

Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10

Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0003 Applicability of Rules

Adopted 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96

Amended 4/3/98 as AO 98-052 (WCD 5-1998), eff. 7/1/98

Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04

Amended 7/7/08 as AO 08-060 (WCD 3-2008), eff. 7/7/08 Temp

WCD 04-054 reinstated 1/3/09

Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10

Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11

Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12

Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0004 Adoption of Standards

Adopted 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99

Amended 03/15/00 as AO 00-051 (WCD 2-2000), eff. 04/01/00

Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01

Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02

Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03

Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04

Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05

Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06

Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07

Amended 6/12/08 as AO 08-051 (WCD 1-2008), eff. 7/1/08

Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09

Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10

Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11

Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12

Amended 11/12/13 as AO 13-058 (WCD 7-2013), eff. 1/1/14

Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15

Amended 12/8/15 as AO 15-066 (WCD 8-2015), eff. 1/1/16 Temp

Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16

Amended 12/16/16 as AO 16-059 (WCD 7-2016), eff. 1/1/17 Temp

Amended 3/6/17 as AO 17-050 (WCD 1-2017), eff. 4/1/17

Amended 12/21/17 as AO 17-064 (WCD 8-2017), eff. 1/1/18 Temp

Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18

Amended 12/18/18 as AO 18-064 (WCD 22-2018), eff. 1/1/19 Temp

Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19

Amended 12/16/19 as AO 19-056 (WCD 9-2019), eff. 1/1/20 Temp

Amended 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20

Amended 7/10/20 as AO 20-059 (WCD 13-2020), eff. 7/13/20 Temp

Amended 8/28/20 as AO 20-060 (WCD 14-2020), eff. 9/21/20

Amended 12/15/20 as AO 20-063 (WCD 21-2020), eff. 1/1/21 Temp

Amended 3/3/21 as AO 21-051 (WCD 2-2021), eff. 4/1/21

Amended 12/14/21 as AO 21-059 (WCD 19-2021), eff. 1/1/22 Temp

Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22

Amended 12/19/22 as AO 22-066 (WCD 12-2022), eff. 1/1/23 Temp

Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23

Amended 12/26/23 as Admin. Order 23-057, eff. 1/1/24 Temp

Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0005 Definitions

Adopted 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96

Amended 10/2/96 as AO 96-069 (WCD 20-1996), eff. 1/1/97

Amended 4/3/98 as AO 98-052 (WCD 5-1998), eff. 7/1/98

Amended 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99

Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02

Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03

Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04

Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06

Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07

Amended 11/1/07 as AO 07-055 (WCD 10-2007), eff. 1/1/08

Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09

Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10

Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11

Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

Amended 1/29/15 as AO 15-050 (WCD 1-2015), eff. 3/1/15

Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15

Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16

Amended 12/21/17 as AO 17-064 (WCD 8-2017), eff. 1/1/18 Temp

Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18

Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19

SMC – ORS 183.335(7) (WCD 1-2020), filed and effective 1/9/20

Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22

SMC – ORS 183.335(7) (WCD 9-2022), filed and effective 11/29/22

Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/2024

436-009-0006 Administration of Rules

Adopted 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96

Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02

Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06

“SMC” means statutory minor correction.

Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0008 Request for Review before the Director

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82

Amended 1/16/84 as WCD 1-1984, eff. 1/16/84

Renumbered from 436-069-0901, 5/1/85

Amended 1/20/88 as WCD 1-1988, eff. 2/1/88

Amended 1/5/90 as WCD 1-1990, eff. 2/1/89, (Former sections (WCD 3), (WCD 4), & (WCD 7))

Renumbered to 436-010-0130)

Amended 6/20/90 as WCD 12-1990, eff. 7/1/90 Temp

Amended 12/10/90 as WCD 30-1990, eff. 12/26/90

Amended 6/11/92 as WCD 11-1992, eff. 7/1/92

Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95

Renumbered from 436-010-0110(WCD 1), (WCD 2), (WCD 3), (WCD 4), and (WCD 5) to 436-009-0008(WCD 2), (WCD 3), (WCD 4), and (WCD 5) from 436-010-0110(WCD 6) to 436-009-0008(WCD 1)(b) 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96

Amended 4/3/98 as AO 98-052 (WCD 5-1998), eff. 7/1/98

Amended 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99

Amended 10/25/99 as AO 99-061 (WCD 13-1999), eff. 10/25/99 Temp

Amended 03/15/00 as AO 00-051 (WCD 2-2000), eff. 04/01/00

Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01

Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02

Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03

Amended 12/12/03 as AO 03-068 (WCD 14-2003), eff. 1/1/04 Temp

Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04

Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05

Amended 10/19/05 as AO 05-062 (WCD 7-2005), eff. 1/2/06

Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06

Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07

Amended 6/12/08 as AO 08-051 (WCD 1-2008), eff. 7/1/08

Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09

Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10

Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15

Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16

Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18

Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19

Amended 12/17/19 as AO 19-060 (WCD 12-2019), eff. 1/1/20

436-009-0010 Medical Billing and Payment

Renumbered from 436-010-0010(WCD 5) and (WCD 6) to 436-009-0010(WCD 1) and (WCD 2); from 436-010-0040(WCD 3)(d) and (e) to 436-009-0010(WCD 3) and (WCD 4); from 436-010-0040(WCD 7) and (WCD 9) to 436-009-0010(WCD 4) and (WCD 5); from 436-010-0040(WCD 11) to 436-009-0010(WCD 11) - filed 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96

Amended 10/2/96 as AO 96-069 (WCD 20-1996), eff. 1/1/97

Amended 4/3/98 as AO 98-052 (WCD 5-1998), eff. 7/1/98

Amended 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99

Amended 03/15/00 as AO 00-051 (WCD 2-2000), eff. 04/01/00

Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01

Amended 9/13/01 as AO 01-058 (WCD 8-2001), eff. 9/17/01

Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02

Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03

Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04

Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05

Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06

Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07

Amended 11/1/07 as AO 07-055 (WCD 10-2007), eff. 1/1/08

Amended 6/12/08 as AO 08-051 (WCD 1-2008), eff. 7/1/08

Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09

Amended 12/1/09 as AO 09-054 (WCD 3-2009), eff. 1/1/10

Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10

Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11

Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12

Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

Amended 4/15/14 as AO 14-054 (WCD 4-2014), eff. 4/15/14 Temp

Amended 6/13/14 as AO 14-055 (6-2014), eff. 7/1/14

Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15

Amended 12/8/15 as AO 15-066 (WCD 8-2015), eff. 1/1/16 Temp

Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16

Amended 12/16/16 as AO 16-059 (WCD 7-2016), eff. 1/1/17 Temp

Amended 3/6/17 as AO 17-050 (WCD 1-2017), eff. 4/1/17

Amended 12/21/17 as AO 17-064 (WCD 8-2017), eff. 1/1/18 Temp

Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18

Amended 12/18/18 as AO 18-064 (WCD 22-2018), eff. 1/1/19 Temp

Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19

Amended 12/16/19 as AO 19-056 (WCD 9-2019), eff. 1/1/20 Temp

Amended 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20

Amended 7/10/20 as AO 20-059 (WCD 13-2020), eff. 7/13/20 Temp

Amended 8/28/20 as AO 20-060 (WCD 14-2020), eff. 9/21/20

Amended 12/15/20 as AO 20-063 (WCD 21-2020), eff. 1/1/21 Temp

Amended 3/3/21 as AO 21-051 (WCD 2-2021), eff. 4/1/21

Amended 12/14/21 as AO 21-059 (WCD 19-2021), eff. 1/1/22 Temp

Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22

Amended 6/13/22 as AO 22-053 (WCD 4-2022), eff. 7/1/22

Amended 12/19/22 as AO 22-066 (WCD 12-2022), eff. 1/1/23 Temp

Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23

Amended 12/26/23 as Admin. Order 23-057, eff. 1/1/24 Temp

Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0012 Telehealth

Adopted 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20

Amended 8/28/20 as AO 20-060 (WCD 14-2020), eff. 9/21/20

Amended 12/15/20 as AO 20-063 (WCD 21-2020), eff. 1/1/21 Temp

Amended 3/3/21 as AO 21-051 (WCD 2-2021), eff. 4/1/21

Amended 12/14/21 as AO 21-059 (WCD 19-2021), eff. 1/1/22 Temp

Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22

Amended 12/19/22 as AO 22-066 (WCD 12-2022), eff. 1/1/23 Temp

Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23

Amended 12/26/23 as Admin. Order 23-057, eff. 1/1/24 Temp

Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0015 Limitations on Medical Billings

Adopted 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99

Amended 03/15/00 as AO 00-051 (WCD 2-2000), eff. 04/01/00

Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01

Amended 9/13/01 as AO 01-058 (WCD 8-2001), eff. 9/17/01

Amended 12/17/01 as AO 01-064 (WCD 13-2001), eff. 1/1/02

Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02

Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03

Amended 12/12/03 as AO 03-068 (WCD 14-2003), eff. 1/1/04 Temp

Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04

Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05

Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06

Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07

Amended 6/12/08 as AO 08-051 (WCD 1-2008), eff. 7/1/08

Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09

Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10

SMC – ORS 183.335(7), filed and effective 4/30/12

Amended 9/20/12 as AO 12-055 (WCD 4-2012), eff. 10/20/12

SMC – ORS 183.335(7), filed and effective 8/23/13

Amended 11/12/13 as AO 13-058 (WCD 7-2013), eff. 1/1/14

Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0018 Discounts and Contracts

Adopted 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09

Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09

Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15

Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19

436-009-0020 Hospitals

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82

Amended 1/16/84 as WCD 1-1984, eff. 1/16/84

Amended 4/29/85 as WCD 2-1985, eff. 6/3/85

Renumbered from 436-069-0701, 5/1/85

Amended 9/4/85 as WCD 3-1985, eff. 9/4/85 Temp

Amended 9/11/85 as WCD 4-1985, eff. 9/11/85 Temp

Amended 12/10/85 as WCD 6-1985, eff. 1/1/86

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If a line has two order numbers,
the parenthetical number was assigned
by the Oregon Secretary of State.

“SMC” means statutory minor correction.

Amended 2/5/86 as WCD 1-1986, eff. 2/6/86 Temp
Amended 3/10/86 as WCD 2-1986, eff. 3/17/86
Amended 2/20/87 as WCD 2-1987, eff. 3/16/87
Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
Amended 9/6/88 as WCD 6-1988 (WCD 7-1988), eff. 9/15/88
Amended 8/21/89 as WCD 2-1989, eff. 9/1/89
Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
Amended 6/20/90 as WCD 12-1990, eff. 7/1/90 Temp
Amended 8/7/90 as WCD 15-1990 (WCD 18-1990), eff. 8/7/90
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Amended 6/11/92 as WCD 11-1992, eff. 7/1/92
Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
Amended 12/4/95 as AO 95-071 (WCD 18-1995), eff. 12/4/95 Temp
Amended 5/6/96 as WCD 12-1996, eff. 6/1/96
Renumbered from 436-010-0090(WCD 1) thru (WCD 4), (WCD 7) thru (WCD 32) to 436-009-0020(WCD 1) thru (WCD 29), (WCD 32) and (WCD 33); from 436-010-0040(WCD 4)(b)(A) and (c) to 436-009-0020(WCD 30) and (WCD 31); from 436-010-0047(WCD 6) and (WCD 7) to 436-009-0020(WCD 34) thru (WCD 37), and:
Amended 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96
Amended 10/2/96 as AO 96-069 (WCD 20-1996), eff. 1/1/97
Amended 4/21/97 as AO 97-053 (WCD 5-1997), eff. 7/1/97
Admin Correction on 6/18/97
Amended 7/9/97 as AO 97-056 (WCD 8-1997), eff. 7/9/97 Temp
Amended 12/15/97 as AO 97-064 (WCD 16-1997), eff. 12/15/97
Amended 4/3/98 as AO 98-052 (WCD 5-1998), eff. 7/1/98
Amended 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99
Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01
Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02
Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03
Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07
Amended 11/1/07 as AO 07-055 (WCD 10-2007), eff. 1/1/08
Amended 6/12/08 as AO 08-051 (WCD 1-2008), eff. 7/1/08
Amended 7/7/08 as AO 08-060 (WCD 3-2008), eff. 7/7/08 Temp
Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09
Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
SMC – ORS 183.335(7), filed and effective 5/3/13
Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
Amended 4/15/14 as AO 14-054 (WCD 4-2014), eff. 4/15/14 Temp
Amended 6/13/14 as AO 14-055 (6-2014), eff. 7/1/14
Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15
Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16
Amended 3/6/17 as AO 17-050 (WCD 1-2017), eff. 4/1/17
SMC – ORS 183.335(7), filed and effective 5/6/13
Amended 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20
Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22
Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23

436-009-0022 Ambulatory Surgical Center Fees

Adopted 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02
Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03
Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07
Amended 7/7/08 as AO 08-060 (WCD 3-2008), eff. 7/7/08 Temp
Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09
Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
Repealed 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12

436-009-0023 Ambulatory Surgery Center (ASC)

Adopted 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15
Amended 3/6/17 as AO 17-050 (WCD 1-2017), eff. 4/1/17
Amended 12/21/17 as AO 17-064 (WCD 8-2017), eff. 1/1/18 Temp
Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18

Amended 12/18/18 as AO 18-064 (WCD 22-2018), eff. 1/1/19 Temp
Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19
Amended 12/16/19 as AO 19-056 (WCD 9-2019), eff. 1/1/20 Temp
Amended 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20
Amended 12/15/20 as AO 20-063 (WCD 21-2020), eff. 1/1/21 Temp
Amended 3/3/21 as AO 21-051 (WCD 2-2021), eff. 4/1/21
Amended 12/14/21 as AO 21-059 (WCD 19-2021), eff. 1/1/22 Temp
Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22
Amended 12/19/22 as AO 22-066 (WCD 12-2022), eff. 1/1/23 Temp
Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23
Amended 12/26/23 as Admin. Order 23-057, eff. 1/1/24 Temp
Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0025 Worker Reimbursement

Adopted 10/23/69 as WCB 6-1969, eff. 10/29/69
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-270, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended and renumbered from 436-060-0070, 12/17/01, as AO 01-064 (WCD 13-2001), eff. 1/1/02
Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07
Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15
Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16
Amended 3/6/17 as AO 17-050 (WCD 1-2017), eff. 4/1/17
Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18
Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19
SMC – ORS 183.335(7) (WCD 6-2019), filed and effective 8/12/19
SMC – ORS 183.335(7) (WCD 19-2020), filed and eff. 12/1/20
Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22
Amended 6/13/22 as AO 22-053 (WCD 4-2022), eff. 7/1/22
Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23
Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0030 Insurer's Duties and Responsibilities

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
Renumbered from 436/69/801, eff. 5/1/85
Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
Amended 9/6/88 as AO 6-1988 (WCD 7-1988), eff. 9/15/88
Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
Renumbered from 436-010-0100(WCD 8) thru (WCD 15), (WCD 27) and (WCD 28) to 436-009-0030 – filed 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96
Amended 10/2/96 as AO 96-069 (WCD 20-1996), eff. 1/1/97
Amended 4/21/97 as WCD 97-053, eff. 7/1/97
Amended 4/3/98 as AO 98-052 (WCD 5-1998), eff. 7/1/98
Amended 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99
Amended 03/15/00 as AO 00-051 (WCD 2-2000), eff. 04/01/00
Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02
Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03
Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07
Amended 11/1/07 as AO 07-055 (WCD 10-2007), eff. 1/1/08

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Amended 6/12/08 as AO 08-051 (WCD 1-2008), eff. 7/1/08
Amended 7/7/08 as AO 08-060 (WCD 3-2008), eff. 7/7/08 Temp
Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09
Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
SMC – ORS 183.335(7), filed and effective 10/26/10
Amended 10/1/10 as AO 10-059 (WCD 6-2010), eff. 1/1/11
Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15
Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16
Amended 3/6/17 as AO 17-050 (WCD 1-2017), eff. 4/1/17
Amended 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20
Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22
Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0035 Interim Medical Benefits

Adopted 12/17/01 as AO 01-064 (WCD 13-2001), eff. 1/1/02
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
Amended 10/17/14 as AO 14-060 (WCD 11-2014), eff. 1/1/15
Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15

436-009-0040 Fee Schedule

Adopted 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99
Amended 03/15/00 as AO 00-051 (WCD 2-2000), eff. 04/01/00
Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01
Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02
Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03
Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07
Amended 11/1/07 as AO 07-055 (WCD 10-2007), eff. 1/1/08
Amended 6/12/08 as AO 08-051 (WCD 1-2008), eff. 7/1/08
Amended 7/7/08 as AO 08-060 (WCD 3-2008), eff. 7/7/08 Temp
Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09
Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15
Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16
Amended 12/16/16 as AO 16-059 (WCD 7-2016), eff. 1/1/17 Temp
Amended 3/6/17 as AO 17-050 (WCD 1-2017), eff. 4/1/17
Amended 12/21/17 as AO 17-064 (WCD 8-2017), eff. 1/1/18 Temp
Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18
Amended 12/18/18 as AO 18-064 (WCD 22-2018), eff. 1/1/19 Temp
Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19
Amended 12/16/19 as AO 19-056 (WCD 9-2019), eff. 1/1/20 Temp
Amended 3/25/20 as AO 20-055 (WCD 8-2020), eff. 3/25/20 Temp
Amended 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20
Amended 4/1/20 as AO 20-056 (WCD 9-2020), eff. 4/1/20 Temp
Amended 7/10/20 as AO 20-059 (WCD 13-2020), eff. 7/13/20 Temp
Amended 8/28/20 as AO 20-060 (WCD 14-2020), eff. 9/21/20
Amended 12/15/20 as AO 20-063 (WCD 21-2020), eff. 1/1/21 Temp
Amended 3/3/21 as AO 21-051 (WCD 2-2021), eff. 4/1/21
SMC – ORS 183.335(7) (WCD 17-2021), filed and eff. 12/8/21
Amended 12/14/21 as AO 21-059 (WCD 19-2021), eff. 1/1/22 Temp
Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22
Amended 12/19/22 as AO 22-066 (WCD 12-2022), eff. 1/1/23 Temp
Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23
Amended 12/26/23 as Admin. Order 23-057, eff. 1/1/24 Temp
Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0050 CPT® Sections

Adopted 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99
Amended 03/15/00 as AO 00-051 (WCD 2-2000), eff. 04/01/00

Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01
Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02
Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03
Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07
Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09
Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
Amended 9/20/12 as AO 12-055 (WCD 4-2012), eff. 10/20/12
Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0060 Oregon Specific Codes

Adopted 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99
Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01
Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02
Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03, 12/12/03 as
AO 03-068 (WCD 14-2003), eff. 1/1/04 Temp
Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09
Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15
Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16
Amended 3/6/17 as AO 17-050 (WCD 1-2017), eff. 4/1/17
Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18
Amended 12/17/19 as AO 19-060 (WCD 12-2019), eff. 1/1/20
Amended 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20
Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22
Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23
Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0070 Oregon Specific Code, Other Services

Adopted 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99
Amended 03/15/00 as AO 00-051 (WCD 2-2000), eff. 04/01/00
Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01
Amended 12/17/01 as AO 01-064 (WCD 13-2001), eff. 1/1/02
Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02
Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03
Amended 12/12/03 as AO 03-068 (WCD 14-2003), eff. 1/1/04 Temp
Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07
Amended 6/12/08 as AO 08-051 (WCD 1-2008), eff. 7/1/08
Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
Amended 12/1/09 as AO 09-054 (WCD 3-2009), eff. 1/1/10
Amended 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0080 Durable Medical Equipment, Prosthetics, Orthotics, and Supplies (DMEPOS)

(See Rule 0999, WCD 99-053, eff. 3/31/99 Temp
Amended 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99
Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01
Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02
Amended 12/12/03 as AO 03-068 (WCD 14-2003), eff. 1/1/04 Temp
Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05
Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
Amended 5/22/07 as AO 07-051 (WCD 2-2007), eff. 7/1/07
Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
Amended 6/30/11 as AO 11-054 (WCD 4-2011), eff. 7/5/11 Temp
Amended 11/17/11 as AO 11-055 (WCD 5-2011), eff. 1/1/12

Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Amended 4/12/12 as AO 12-053 (WCD 2-2012), eff. 4/23/12 Temp
 Amended 9/20/12 as AO 12-055 (WCD 4-2012), eff. 10/20/12
 Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
 Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15
 Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16
 Amended 12/21/17 as AO 17-064 (WCD 8-2017), eff. 1/1/18 Temp
 Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18
 Amended 12/18/18 as AO 18-064 (WCD 22-2018), eff. 1/1/19 Temp
 Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19
 Amended 12/16/19 as AO 19-056 (WCD 9-2019), eff. 1/1/20 Temp
 Amended 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20
 Amended 3/3/21 as AO 21-051 (WCD 2-2021), eff. 4/1/21
 Amended 12/15/21 as AO 21-059 (WCD 20-2021), eff. 1/1/22 Temp
 Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22
 Amended 12/19/22 as AO 22-066 (WCD 12-2022), eff. 1/1/23 Temp
 Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23
 Amended 12/26/23 as Admin. Order 23-057, eff. 1/1/24 Temp
 Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0090 Pharmaceutical

Adopted 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99
 Amended 3/8/01 as AO 01-051 (WCD 2-2001), eff. 4/1/01
 Amended 2/25/02 as AO 02-052 (WCD 3-2002), eff. 4/1/02
 Amended 5/28/03 as AO 03-055 (WCD 6-2003), eff. 7/1/03
 Amended 3/4/04 as AO 04-054 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-051 (WCD 2-2005), eff. 4/1/05
 Amended 3/14/06 as AO 06-052 (WCD 3-2006), eff. 4/1/06
 Amended 6/12/08 as AO 08-051 (WCD 1-2008), eff. 7/1/08
 Amended 7/7/08 as AO 08-060 (WCD 3-2008), eff. 7/7/08 Temp
 Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
 Amended 5/21/09 as AO 09-050 (WCD 1-2009), eff. 7/1/09
 Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
 Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15
 Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16
 Amended 3/9/23 as AO 23-050 (WCD 1-2023), eff. 4/1/23

436-009-0095 Application of Fee Discounts

Adopted 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0100 Sanctions and Civil Penalties

Adopted 5/6/96 as AO 96-059 (WCD 12-1996), eff. 6/1/96
 Amended 10/2/96 as AO 96-069 (WCD 20-1996), eff. 1/1/97
 Amended 4/3/98 as AO 98-052 (WCD 5-1998), eff. 7/1/98
 Amended 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99
 Amended 03/15/00 as AO 00-051 (WCD 2-2000), eff. 04/01/00
 Amended 12/15/08 as AO 08-063 (WCD 5-2008), eff. 1/1/09
 Amended and renumbered to 436-009-0199 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10

436-009-0110 Interpreters

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
 Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15
 Amended 3/7/16 as AO 16-050 (WCD 1-2016), eff. 4/1/16
 Amended 3/6/17 as AO 17-050 (WCD 1-2017), eff. 4/1/17
 Amended 3/13/18 as AO 18-053 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-051 (WCD 2-2019), eff. 4/1/19
 Amended 3/4/20 as AO 20-053 (WCD 4-2020), eff. 4/1/20
 Amended 3/2/22 as AO 22-050 (WCD 2-2022), eff. 4/1/22
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/2024
 Amended 3/5/24 as AO 24-050 (WCD 1-2024), eff. 4/1/24

436-009-0114 Who May Choose a Person to Provide Interpreter Services?

Adopted 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0115 Who do I bill for providing interpreter services?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0120 What may I bill for?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0125 What may I not bill for?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0130 How do I bill interpreter services and mileage?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0135 What must I include on my invoice?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0140 How much may I charge?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0145 When must I submit my invoice?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0150 Definitions for OAR 436-009-0150 through 436-009-0195

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Repealed 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12

436-009-0155 How do I calculate the maximum allowable payment amount?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0160 What must I pay for?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0165 How much do I pay for interpreter services and mileage?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0170 When must I pay an interpreter?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0175 What if the interpreter’s bill does not provide all the information I need in order to process payment?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0177 What If the Insurer Disagrees With the Interpreter’s Bill?

Adopted 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0180 What must I include on an explanation of benefits?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 SMC – ORS 183.335(7), filed and effective 10/26/10
 Amended 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0185 Do I have to pay for interpreter services that are not provided by an interpreter?

Adopted 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0199 Sanctions and Civil Penalties

Amended and renumbered from 436-009-0100 5/27/10 as AO 10-052 (WCD 3-2010), eff. 7/1/10
 Amended and renumbered to 436-009-0998 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11

436-009-0200 Definitions for OAR 436-009-0205 through 436-009-0240

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0205 Who Do I Bill for Providing Medical Services?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0206 What Billing Form Must I Use?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0207 How Do I Fill Out the CMS 1500 Form?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Amended 9/20/12 as AO 12-055 (WCD 4-2012), eff. 10/20/12
 Amended 11/12/13 as AO 13-058 (WCD 7-2013), eff. 1/1/14
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0210 How Much Should I Charge?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0215 What Must Accompany My Bill?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0220 What Am I Not Allowed to Bill for?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12

Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0225 What Services Are Included In the ASC Facility Fee?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0230 Are There Services That I May Not Get Paid for?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0235 When Must I Submit My Bill?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0240 Are There Specific Billing Requirements for Certain Services That I Need to Know?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Amended 9/20/12 as AO 12-055 (WCD 4-2012), eff. 10/20/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0245 Definitions for OAR 436-009-0250 through 436-009-0290

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0250 What Do I Have to Pay for?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Repealed 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12

436-009-0255 What Don’t I Have to Pay for?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0260 How Much Must I Pay ASCs?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Amended 4/12/12 as AO 12-053 (2-2012), eff. 4/23/12
 Amended 9/20/12 as AO 12-055 (WCD 4-2012), eff. 10/20/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0265 What If I Don’t Receive All the Information I Need to Process the Bill?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0270 What If I Disagree With the Billing?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0275 What Discounts May I Apply Under This Fee Schedule?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
 Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0280 Who Is Responsible for the Payment?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
 Repealed 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12

436-009-0285 When Must I Pay the ASC?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

436-009-0290 What Must I Tell the Provider About the Payment?

Adopted 3/1/11 as AO 11-050 (WCD 2-2011), eff. 4/1/12
Amended 2/16/12 as AO 12-050 (WCD 1-2012), eff. 4/1/12
Repealed 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14

**436-009-0998 Sanctions and Civil Penalties
[Renumbered from 436-009-0199]**

Amended and renumbered from 436-009-0199, 3/1/11 as AO 11-050 (WCD 1-2011), eff. 4/1/11
Amended 3/12/14 as AO 14-052 (WCD 3-2014), eff. 4/1/14
Amended 3/12/15 as AO 15-058 (WCD 3-2015), eff. 4/1/15

436-009-0999 Durable Medical Equipment and Supplies Fee Schedule

Adopted 3/30/99 as AO 99-053 (WCD 4-1999), eff. 3/31/99 Temp
Repealed 5/27/99 as AO 99-057 (WCD 9-1999), eff. 7/1/99

MEDICAL SERVICES**436-010-0001 Purpose and Applicability of These Rules**

Adopted 1/14/72 as WCB 1-1972, eff. 1/1/72
Amended 10/20/76 as WCB 4-1976, eff. 11/1/76
Amended 6/5/78 as WCD 7-1978, eff. 6/5/78
Amended 1/28/80 as WCD 2-1980, eff. 2/1/80
Amended 2/23/82 as WCD 5-1982, eff. 3/1/82
Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
Renumbered from 436/69/003, 5/1/85
Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
Amended 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
Amended 3/7/16 as AO 16-051 (WCD 1-2016), eff. 4/1/16
Amended 4/10/17 as AO 17-052 (WCD 2-2017), eff. 4/11/17 through 10/7/17 (expired – see 1-2016) Temp
Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
Amended 3/3/21 as AO 21-052 (WCD 2-2021), eff. 4/1/21

436-010-0002 Purpose

Adopted 1/5/90 as WCD 1-1990, eff. 2/1/90
Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
SMC – ORS 183.335(7), filed and effective 7/19/06
Repealed 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15

436-010-0003 Applicability Of Rules

Adopted 10/20/76, as WCB 4-1976, eff. 11/1/76
Amended 6/5/78 as WCD 7-1978, eff. 6/5/78
Amended 1/28/80 as WCD 2-1980, eff. 2/1/80
Amended 2/23/82 as WCD 5-1982, eff. 3/1/82
Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
Renumbered from 436/69/004, 5/1/85
Amended 12/10/85, as WCD 6-1985, eff. 1/1/86
Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
(formerly 436-010-0004)
Amended 1/24/90 as WCD 3-1990, eff. 2/1/90 Temp
Amended 4/29/90 as WCD 4-1990, eff. 5/1/90 Temp
Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
Amended 8/7/90 as AO 16-1990 (WCD 15-1990), eff. 8/7/90
Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90

Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
Amended 12/4/95 as AO 95-071 (WCD 18-1995), eff. 12/4/95 Temp
Amended 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
Amended 12/16/98 as AO 98-060 (WCD 11-1998) (WCD 11-1998), eff. 1/1/99
Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
Repealed 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15

436-010-0004 Scope Of Rules

Adopted 10/20/76, as WCB 4-1976, eff. 11/1/76
Amended 6/5/78 as WCD 7-1978, eff. 6/5/78
Amended 1/28/80 as WCD 2-1980, eff. 2/1/80
Amended 2/23/82 as WCD 5-1982, eff. 3/1/82
Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
Renumbered from 436-069-0100, 5/1/85
Repealed 1/5/90 by WCD 1-1990, eff. 2/1/90

436-010-0005 Definitions

Adopted 10/20/76 as WCB 4-1976, eff. 11/1/76
Amended 6/5/78 as WCD 7-1978, eff. 6/5/78
Amended 1/28/80 as WCD 2-1980, eff. 2/1/80
Amended 2/23/82 as WCD 5-1982, eff. 3/1/82
Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
Renumbered from 436/69/005, 5/1/85
Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
Amended 6/26/86 as WCD 4-1986, eff. 7/1/86
Amended 2/20/87 as WCD 2-1987, eff. 3/16/87
Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
Amended 7/20/90 as WCD 14-1990, eff. 7/20/90 Temp
Amended 8/17/90 as AO 17-1990 (WCD 16-1990), eff. 8/17/90 Temp
Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
Amended 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
Amended 9/27/02 as AO 02-061 (WCD 9-2002), eff. 11/01/02
Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
Amended 6/15/06 as AO 06-054 (WCD 5-2006), eff. 7/1/06
Amended 11/1/07 as AO 07-057 (WCD 11-2007), eff. 1/2/08
Amended 11/12/13 as AO 13-059 (WCD 7-2013), eff. 1/1/14
Amended 3/12/14 as AO 14-053 (WCD 3-2014), eff. 4/1/14
Amended 1/29/15 as AO 15-051 (WCD 1-2015), eff. 3/1/15
Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
Amended 3/7/16 as AO 16-051 (WCD 1-2016), eff. 4/1/16
Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
SMC – ORS 183.335(7) (WCD 10-2022), filed and effective 11/29/22
Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/2024

436-010-0006 Administration of Rules

Adopted 1/5/90 as WCD 1-1990, eff. 2/1/90
Amended 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
Repealed 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15

436-010-0008 Request for Review before the Director

Adopted 1/5/90 as WCD 1-1990, eff. 2/1/90
Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
Amended 12/10/90 as AO 32-1990 (WCD 30-1990) (WCD 30-1990), eff. 12/26/90
Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
Amended 12/4/95 as AO 95-071 (WCD 18-1995), eff. 12/4/95 Temp
Amended 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

“SMC” means statutory minor correction.

Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 10/25/99 as AO 99-061 (WCD 13-1999), eff. 10/25/99 Temp
 Amended 4/4/00 as AO 00-052 (WCD 3-2000), eff. 4/21/00
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 9/27/02 as AO 02-061 (WCD 9-2002), eff. 11/01/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 6/12/08 as AO 08-052 (WCD 2-2008), eff. 6/30/08
 Amended 12/1/09 as AO 09-055 (WCD 3-2009), eff. 1/1/10
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 3/7/16 as AO 16-051 (WCD 1-2016), eff. 4/1/16
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
 Amended 12/17/19 as AO 19-061 (WCD 12-2019), eff. 1/1/20

436-010-0010 Service of Orders

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Renumbered from OAR 436-069-0903, 5/1/85
 Amended and renumbered to 436-010-0135 1/5/90 as WCD 1-1990, eff. 2/1/90

436-010-0020 Director's Delegation Of Hearing Authority

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Renumbered from 436-069-0905, 5/1/85
 Repealed 1/5/90 by WCD 1-1990, eff. 2/1/90

436-010-0030 Reporting Requirements for Medical Providers

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Renumbered from OAR 436-069-0101, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 7/20/90 as WCD 14-1990, eff. 7/20/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0240 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0040 Medical Services

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Amended 8/20/84 as WCD 5-1984, eff. 8/20/84
 Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
 Renumbered from OAR 436-069-0110, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 2/20/87 as WCD 2-1987, eff. 3/16/87
 Amended 6/15/87 as WCD 3-1987, eff. 6/15/87
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 9/6/88 as AO 6-1988 (WCD 7-1988), eff. 9/15/88
 Amended 8/21/89 as WCD 2-1989, eff. 9/1/89
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0230 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0041 Palliative Care

Adopted 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 8/17/90 as WCD 17-1990, eff. 8/17/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92

Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0290 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0045 Evaluating Experimental and Outmoded Treatment

Adopted 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended and renumbered to OAR 436-010-0300 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0046 Medical Treatment Disputes

Adopted 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 8/17/90 as WCD 17-1990, eff. 8/17/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0310 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0047 Medical Arbiters and Panels of Physicians

Adopted 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0330 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0048 Impairment Rating Reconsiderations

Adopted 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Adopted 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Repealed 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95 (Moved to 436-030)

436-010-0050 Who May Provide Medical Services

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Amended 8/20/84 as WCD 5-1984, eff. 8/20/84
 Renumbered from OAR 436-069-0301, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 9/6/88 as AO 6-1988 (WCD 7-1988), eff. 9/15/88
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0210 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0060 Choosing And Changing Medical Providers

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
 Renumbered from OAR 436-069-0401, 5/1/85
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered as OAR 436-010-0220 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0070 Elective Surgery

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
 Renumbered from OAR 436-069-0501, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered as OAR 436-010-0250 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0080 Determination Of Impairment

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Renumbered from OAR 436-069-0601, 5/1/85
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0280 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0090 Charges And Fees

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
 Renumbered from OAR 436-069-0701, 5/1/85
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 9/6/88 as AO 6-1988 (WCD 7-1988), eff. 9/15/88
 Amended 8/21/89 as WCD 2-1989, eff. 9/1/89.
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 8/7/90 as AO 16-1990 (WCD 15-1990), eff. 8/7/90
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended 12/4/95 as AO 95-071 (WCD 18-1995), eff. 12/4/95 Temp
 Amended and renumbered to OAR 436-009-0020 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0091 Continuing Medical Education

Adopted 6/7/88 as AO 2-1988 (WCD 3-1988), eff. 6/7/88 Temp
 Adopted 9/6/88 as AO 6-1988 (WCD 7-1988), eff. 9/15/88
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Repealed 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0095 Advisory Committee on Medical Care

Adopted 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0200 5/3/96 as WCD 96-060. eff. 6/1/96

436-010-0100 Insurer's Rights and Duties

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Renumbered from OAR 436-069-0801, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 9/6/88 as AO 6-1988 (WCD 7-1988), eff. 9/15/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92

Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0270 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0101 Monitoring and Auditing Medical Providers

Adopted 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended and renumbered to OAR 436-010-0260 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0105 Disability Prevention Services

Adopted 6/26/86 as WCD 4-1986, eff. 7/1/86
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Repealed 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0110 Fee Disputes

Adopted 6/26/86 as WCD 4-1986, eff. 7/1/86
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered as OAR 436-009-0008 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0115 Complaints of Rule Violation

Adopted 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0320 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0130 Sanctions and Civil Penalties

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Renumbered from OAR 436-069-0901, 5/1/85
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90 (formerly OAR 436-010-0110)
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to OAR 436-010-0340 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0135 Service Of Orders

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Renumbered from OAR 436-069-0903, 5/1/85
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90 (formerly OAR 436-010-0010)
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990) eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) eff. 12/26/90
 Amended and renumbered to OAR 436-010-0350 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96

436-010-0200 Medical Advisory Committee

Adopted 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0095 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 4/4/00 as AO 00-052 (WCD 3-2000), eff. 4/21/00
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15

“SMC” means statutory minor correction.

436-010-0210 Attending Physician, Authorized Nurse Practitioner, and Temporary Disability Authorization

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Amended 8/20/84 as WCD 5-1984, eff. 8/20/84
 Renumbered from 436/69/301, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 9/6/88 as AO 6-1988 (WCD 7-1988), eff. 9/15/88
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0050 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 10/25/99 as AO 99-061 (WCD 13-1999), eff. 10/25/99 Temp
 Amended 4/4/00 as AO 00-052 (WCD 3-2000), eff. 4/21/00
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 6/15/06 as AO 06-054 (WCD 5-2006), eff. 7/1/06
 Amended 11/1/07 as AO 07-057 (WCD 11-2007), eff. 1/2/08
 Amended 12/14/07 as AO 07-070 (WCD 12-2007), eff. 1/2/08 Temp
 Amended 6/12/08 as AO 08-052 (WCD 2-2008), eff. 6/30/08
 Amended 11/17/11 as AO 11-056 (WCD 5-2011), eff. 1/1/12
 Amended 11/12/13 as AO 13-059 (WCD 7-2013), eff. 1/1/14
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 SMC – ORS 183.335(7), filed and effective 3/28/17
 Amended 3/6/17 as AO 17-051 (WCD 1-2017), eff. 4/1/17
 Amended 12/14/17 as AO 17-060 (WCD 6-2017), eff. 1/1/18
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
 Amended 6/13/22 as AO 22-054 (WCD 4-2022), eff. 7/1/22
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/2024

436-010-0220 Choosing and Changing Medical Providers

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
 Renumbered from 436/69/401, 5/1/85
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0060 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 9/27/02 as AO 02-061 (WCD 9-2002), eff. 11/01/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 6/15/06 as AO 06-054 (WCD 5-2006), eff. 7/1/06
 Amended 11/1/07 as AO 07-057 (WCD 11-2007), eff. 1/2/08
 Amended 12/14/07 as AO 07-070 (WCD 12-2007), eff. 1/2/08 Temp
 Amended 6/12/08 as AO 08-052 (WCD 2-2008), eff. 6/30/08
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
 Amended 6/13/22 as AO 22-054 (WCD 4-2022), eff. 7/1/22
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/24
 Amended 3/5/24 as AO 24-051 (WCD 1-2024), eff. 4/1/24

436-010-0225 Choosing a Person to Provide Interpreter Services

Adopted 5/27/10, as AO 10-053 (WCD 3-2010), eff. 7/1/10
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/24

436-010-0230 Medical Services And Treatment Guidelines

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Amended 8/20/84 as WCD 5-1984, eff. 8/20/84
 Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
 Renumbered from 436/69/110, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 2/20/87 as WCD 2-1987, eff. 3/16/87
 Amended 6/15/87 as WCD 3-1987, eff. 6/15/87
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 9/6/88 as AO 6-1988 (WCD 7-1988), eff. 9/15/88
 Amended 8/21/89 as WCD 2-1989, eff. 9/1/89
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0040, 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 2/11/99 as AO 99-052 (WCD 3-1999), eff. 2/11/99 Temp
 Amended 4/28/99 as AO 99-055 (WCD 7-1999), eff. 4/28/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 6/15/06 as AO 06-054 (WCD 5-2006), eff. 7/1/06
 Amended 11/1/07 as AO 07-057 (WCD 11-2007), eff. 1/2/08
 Amended 6/12/08 as AO 08-052 (WCD 2-2008), eff. 6/30/08
 Amended 5/21/09 as AO 09-051 (WCD 1-2009), eff. 7/1/09
 Amended 3/1/11 as AO 11-051 (WCD 1-2011), eff. 4/1/11
 Amended 11/17/11 as AO 11-056 (WCD 5-2011), eff. 1/1/12
 Amended 3/12/14 as AO 14-053 (WCD 3-2014), eff. 4/1/14
 SMC – ORS 183.335(7), filed and effective 10/1/15
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 SMC – ORS 183.335(7), filed and effective 8/11/16
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
 Amended 3/3/21 as AO 21-052 (WCD 2-2021), eff. 4/1/21
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/2024

436-010-0240 Medical Records and Reporting Requirements for Medical Providers

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Renumbered from 436/69/101, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 7/20/90 as WCD 14-1990, eff. 7/20/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990) (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0030, 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05

“SMC” means statutory minor correction.

Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 6/15/06 as AO 06-054 (WCD 5-2006), eff. 7/1/06
 Amended 11/1/07 as AO 07-057 (WCD 11-2007), eff. 1/2/08
 Amended 6/12/08 as AO 08-052 (WCD 2-2008), eff. 6/30/08
 Amended 12/1/09 as AO 09-055 (WCD 3-2009), eff. 1/1/10
 Amended 3/12/14 as AO 14-053 (WCD 3-2014), eff. 4/1/14
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 3/7/16 as AO 16-051 (WCD 1-2016), eff. 4/1/16
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
 Amended 6/13/22 as AO 22-054 (WCD 4-2022), eff. 7/1/22
 Amended 3/9/23 as AO 23-051 (WCD 1-2023), eff. 4/1/23
 Amended 3/5/24 as AO 24-051 (WCD 1-2024), eff. 4/1/24

436-010-0241 Form 827, Worker’s and Health Care Provider’s Report for Workers’ Compensation Claims

Adopted 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 3/2/22 as AO 22-051 (WCD 2-2022), eff. 4/1/22

436-010-0250 Elective Surgery

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Amended 4/29/85 as WCD 2-1985, eff. 6/3/85
 Renumbered from 436/69/501, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to 436-010-0250 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 9/27/02 as AO 02-061 (WCD 9-2002), eff. 11/01/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19

436-010-0260 Monitoring and Auditing Medical Providers

Adopted 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Adopted 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended and renumbered from 436-010-0101 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended and renumbered to 436-010-0335 as AO 15-060 (WCD 5-2015), eff. 10/1/15

436-010-0265 Independent Medical Exams (IMEs) and Worker Requested Medical Exams (WRMEs)

Adopted 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 2/11/99 as AO 99-052 (WCD 3-1999), eff. 2/11/99 Temp
 Amended 4/28/99 as AO 99-055 (WCD 7-1999), eff. 4/28/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 9/27/02 as AO 02-061 (WCD 9-2002), eff. 11/01/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 6/15/06 as AO 06-054 (WCD 5-2006), eff. 7/1/06
 Amended 6/7/07 as AO 07-053 (WCD 2-2007), eff. 6/7/07 Temp
 Amended 11/1/07 as AO 07-056 (WCD 4-2007), eff. 12/4/07
 Amended 11/1/07 as AO 07-057 (WCD 11-2007), eff. 1/2/08
 Amended 12/1/09 as AO 09-055 (WCD 3-2009), eff. 1/1/10

Amended 3/1/11 as AO 11-051 (WCD 1-2011), eff. 4/1/11
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 3/7/16 as AO 16-051 (WCD 1-2016), eff. 4/1/16
 SMC – ORS 183.335(7), filed and effective 3/28/17
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
 Amended 6/13/22 as AO 22-054 (WCD 4-2022), eff. 7/1/22

436-010-0270 Insurer’s Rights and Duties

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Renumbered from 436/69/801, 5/1/85
 Amended 12/10/85 as WCD 6-1985, eff. 1/1/86
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 9/6/88 as AO 6-1988 (WCD 7-1988), eff. 9/15/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0100 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 10/25/99 as AO 99-061 (WCD 13-1999), eff. 10/25/99 Temp
 Amended 4/4/00 as AO 00-052 (WCD 3-2000), eff. 4/21/00
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 SMC – ORS 183.335(7), filed and effective 8/9/14
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 3/12/14 as AO 14-053 (WCD 3-2014), eff. 4/1/14
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 SMC – ORS 183.335(7), filed and effective 10/30/15
 Amended 3/7/16 as AO 16-051 (WCD 1-2016), eff. 4/1/16
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 SMC – ORS 183.335(7), filed and effective 7/6/20
 Amended 6/13/22 as AO 22-054 (WCD 4-2022), eff. 7/1/22
 Amended 3/9/23 as AO 23-051 (WCD 1-2023), eff. 4/1/23
 Amended 3/5/24 as AO 24-051 (WCD 1-2024), eff. 4/1/24

436-010-0275 Insurer’s Duties under MCO Contracts

Adopted 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 6/15/06 as AO 06-054 (WCD 5-2006), eff. 7/1/06
 Amended 5/21/09 as AO 09-051 (WCD 1-2009), eff. 7/1/09
 Amended 11/12/13 as AO 13-059 (WCD 7-2013), eff. 1/1/14
 Repealed 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15

436-010-0280 Determination of Impairment/Closing Exams

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Renumbered from 436/69/601, 5/1/85
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0080 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06

Amended 6/15/06 as AO 06-054 (WCD 5-2006), eff. 7/1/06
 Amended 11/1/07 as AO 07-057 (WCD 11-2007), eff. 1/2/08
 Amended 12/14/07 as AO 07-070 (WCD 12-2007), eff. 1/2/08 Temp
 Amended 6/12/08 as AO 08-052 (WCD 2-2008), eff. 6/30/08
 Amended 12/1/09 as AO 09-055 (WCD 3-2009), eff. 1/1/10
 Amended 11/17/11 as AO 11-056 (WCD 5-2011), eff. 1/1/12
 Amended 3/12/14 as AO 14-053 (WCD 3-2014), eff. 4/1/14
 Amended 1/29/15 as AO 15-051 (WCD 1-2015), eff. 3/1/15
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 4/10/17 as AO 17-052 (WCD 2-2017), eff. 4/11/17 Temp
 Amended 9/7/17 as AO 17-055 (WCD 3-2017), eff. 10/8/17
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/24

436-010-0290 Medical Care After Medically Stationary

Adopted 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Adopted 8/17/90 as WCD 17-1990, eff. 8/17/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0041 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 3/1/11 as AO 11-051 (WCD 1-2011), eff. 4/1/11
 Amended 3/12/14 as AO 14-053 (WCD 3-2014), eff. 4/1/14
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 3/13/18 as AO 18-054 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
 Amended 3/5/24 as AO 24-051 (WCD 1-2024), eff. 4/1/24

436-010-0300 Requesting Exclusion of Medical Treatment from Compensability

Adopted 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended and renumbered from 436-010-0045 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15

436-010-0310 Medical Services Disputes

Adopted 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 8/17/90 as AO 17-1990 (WCD 16-1990, eff. 8/17/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0046 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Repealed 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99

436-010-0320 Complaints of Rule Violation

Adopted 1/5/90 as WCD 1-1990, eff. 2/1/90
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0115 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Repealed 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99

436-010-0330 Medical Arbiters and Physician Reviewers

Adopted 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Adopted 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered from 436-010-0047 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 6/12/08 as AO 08-052 (WCD 2-2008), eff. 6/30/08
 Amended 5/27/10 as AO 10-053 (WCD 3-2010), eff. 7/1/10
 Amended 2/16/12 as AO 12-051 (WCD 1-2012), eff. 4/1/12
 Amended 3/12/14 as AO 14-053 (WCD 3-2014), eff. 4/1/14
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 3/7/16 as AO 16-051 (WCD 1-2016), eff. 4/1/16

436-010-0335 Monitoring and Auditing Medical Providers

Amended and renumbered from 436-010-0260 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15

436-010-0340 Sanctions and Civil Penalties

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Amended 1/16/84 as WCD 1-1984, eff. 1/16/84
 Renumbered from 436/69/901, 5/1/85
 Amended 1/20/88 as WCD 1-1988, eff. 2/1/88
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90 (formerly 436-010-0110)
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 6/11/92 as AO 13-1992 (WCD 11-1992), eff. 7/1/92
 Amended 12/20/94 as AO 94-064 (WCD 13-1994), eff. 2/1/95
 Amended and renumbered to 436-010-0340 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Amended 4/4/00 as AO 00-052 (WCD 3-2000), eff. 4/21/00
 Amended 12/17/01 as AO 01-065 (WCD 13-2001), eff. 1/1/02
 Amended 12/12/03 as AO 03-069 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04
 Amended 3/23/05 as AO 05-052 (WCD 2-2005), eff. 4/1/05
 Amended 12/5/05 as AO 05-071 (WCD 8-2005), eff. 1/1/06
 Amended 8/20/15 as AO 15-060 (WCD 5-2015), eff. 10/1/15
 Amended 3/7/16 as AO 16-051 (WCD 1-2016), eff. 4/1/16
 Amended 3/11/19 as AO 19-052 (WCD 2-2019), eff. 4/1/19
 Amended 12/17/19 as AO 19-061 (WCD 12-2019), eff. 1/1/20

436-010-0350 Service of Orders

Adopted 2/23/82 as WCD 5-1982, eff. 3/1/82
 Renumbered from 436/69/903, 5/1/85
 Amended 1/5/90 as WCD 1-1990, eff. 2/1/90 (formerly 436-010-0010)
 Amended 6/20/90 as AO 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 12/10/90 as AO 32-1990 (WCD 30-1990), eff. 12/26/90
 Renumbered from 436-010-0135 5/3/96 as AO 96-060 (WCD 12-1996), eff. 6/1/96
 Amended 12/16/98 as AO 98-060 (WCD 11-1998), eff. 1/1/99
 Repealed 3/4/04 as AO 04-055 (WCD 3-2004), eff. 4/1/04

MANAGED CARE ORGANIZATIONS**436-015-0001 Purpose and Applicability of These Rules**

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02, as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-053 (WCD 2-2019), eff. 4/1/19
 Amended 3/3/21 as AO 21-053 (WCD 2-2021), eff. 4/1/21

436-015-0002 Purpose

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Repealed 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0003 Applicability of Rules

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Repealed 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0005 Definitions

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 6/14/91, as WCD 4-1991, eff. 6/14/91
 Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 5/11/06 as AO 06-053 (WCD 4-2006) eff. 6/1/06 Temp
 Amended 10/19/06 as AO 06-059 (WCD 7-2006), eff. 11/28/06
 Amended 11/1/07 as AO 07-058 (WCD 10-2007), eff. 1/1/08
 Amended 6/12/08 as AO 08-053 (WCD 1-2008), eff. 7/1/08
 Amended 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-053 (WCD 2-2019), eff. 4/1/19

436-015-0006 Administration of Rules

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Repealed 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0007 Entities Allowed to Managed Care

Adopted 12/15/08 as AO 08-064 (WCD 5-2008), eff. 1/1/09
 Amended 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/24

436-015-0008 Request for Review before the Director

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 10/25/99 as AO 99-061 (WCD 13-1999), eff. 10/25/99 Temp
 Amended 4/4/00 as AO 00-053 (WCD 4-2000), eff. 4/21/00
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 12/12/03 as AO 03-070 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 6/14/04, as AO 04-059 (WCD 6-2004), eff. 6/29/04
 Amended 12/1/05 as AO 05-072 (WCD 8-2005), eff. 1/1/06
 Amended 11/17/11 as AO 11-057 (WCD 5-2011), eff. 1/1/12
 Amended 3/11/13 as AO 13-053 (WCD 2-2013), eff. 4/1/13
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-053 (WCD 2-2019), eff. 4/1/19
 SMC – ORS 183.335(7) (WCD 16-2020), filed and eff. 11/30/20

436-015-0009 Formed, Owned, or Operated

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02

Amended 6/12/08 as AO 08-053 (WCD 1-2008), eff. 7/1/08
 Amended 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0010 Notice of Intent to Form and MCO

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 6/12/08 as AO 08-053 (WCD 1-2008), eff. 7/1/08
 Amended 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0020 Qualifying

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 6/14/91, as WCD 4-1991, eff. 6/14/91
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 6/12/08 as AO 08-053 (WCD 1-2008), eff. 7/1/08
 Repealed 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12

436-015-0030 Applying for Certification

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 12/12/03 as AO 03-070 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 6/14/04, as AO 04-059 (WCD 6-2004), eff. 6/29/04
 Amended 12/1/05 as AO 05-072 (WCD 8-2005), eff. 1/1/06
 Amended 5/11/06 as AO 06-053 (WCD 4-2006) eff. 6/1/06 Temp
 Amended 10/19/06 as AO 06-059 (WCD 7-2006), eff. 11/28/06
 Amended 11/1/07 as AO 07-058 (WCD 10-2007), eff. 1/1/08
 Amended 6/12/08 as AO 08-053 (WCD 1-2008), eff. 7/1/08
 Amended 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Amended 11/12/13 as AO 13-060 (WCD 7-2013), eff. 1/1/14
 SMC – ORS 183.335(7), filed and effective 2/6/15
 SMC – ORS 183.335(7), filed and effective 8/12/16
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-053 (WCD 2-2019), eff. 4/1/19
 SMC – ORS 183.335(7) (WCD 17-2020), filed and eff. 11/30/20
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/24
 Amended 3/5/24 as AO 24-052 (WCD 1-2024), eff. 4/1/24

436-015-0035 Coverage Responsibility of an MCO

ADOPTED 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 4/15/92, as WCD 7-1992, eff. 4/15/92 through 10/11/92 Temp
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 10/25/99 as AO 99-061 (WCD 13-1999), eff. 10/25/99 Temp
 Amended 4/4/00 as AO 00-053 (WCD 4-2000), eff. 4/21/00
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 11/12/13 as AO 13-060 (WCD 7-2013), eff. 1/1/14
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0037 MCO-Insurer Contracts

Adopted 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 3/11/19 as AO 19-053 (WCD 2-2019), eff. 4/1/19

436-015-0040 Reporting Requirements for an MCO

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90

“SMC” means statutory minor correction.

Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 9/21/92, as AO 15-1992 (WCD 11-1992), eff. 9/21/92
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 6/14/04, as AO 04-059 (WCD 6-2004), eff. 6/29/04
 Amended 12/1/05 as AO 05-072 (WCD 8-2005), eff. 1/1/06
 Amended 5/11/06 as AO 06-053 (WCD 4-2006) eff. 6/1/06 Temp
 Amended 10/19/06 as AO 06-059 (WCD 7-2006), eff. 11/28/06
 Amended 11/1/07 as AO 07-058 (WCD 10-2007), eff. 1/1/08
 Amended 6/12/08 as AO 08-053 (WCD 1-2008), eff. 7/1/08
 Amended 11/12/13 as AO 13-060 (WCD 7-2013), eff. 1/1/14
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 3/9/23 as AO 23-052 (WCD 1-2023), eff. 4/1/23
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/24

436-015-0050 Record Keeping and Place of Business

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 12/12/03 as AO 03-070 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 6/14/04, as AO 04-059 (WCD 6-2004), eff. 6/29/04
 Amended 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0060 Commencement and Termination of Panel Providers

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 12/12/03 as AO 03-070 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 6/14/04, as AO 04-059 (WCD 6-2004), eff. 6/29/04
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0065 Monitoring and Auditing

Adopted 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0070 Come-along Providers

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 12/12/03 as AO 03-070 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 6/14/04, as AO 04-059 (WCD 6-2004), eff. 6/29/04
 Amended 12/1/05 as AO 05-072 (WCD 8-2005), eff. 1/1/06
 Amended 11/12/13 as AO 13-060 (WCD 7-2013), eff. 1/1/14
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 6/13/22 as AO 22-055 (WCD 4-2022), eff. 7/1/22
 Amended 11/22/23 as Admin. Order 23-055, eff. 1/1/24

436-015-0075 Worker Exams

Adopted 2/16/12, as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0080 Suspension; Revocation

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 6/14/91, as WCD 4-1991, eff. 6/14/91
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99

Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 12/1/05 as AO 05-072 (WCD 8-2005), eff. 1/1/06
 Amended 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Amended 3/11/13 as AO 13-053 (WCD 2-2013), eff. 4/1/13
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 SMC – ORS 183.335(7) (WCD 18-2020), filed and eff. 11/30/20

436-015-0090 Charges and Fees

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 12/12/03 as AO 03-070 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 6/14/04, as AO 04-059 (WCD 6-2004), eff. 6/29/04
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 5/27/10, as AO 10-054 (WCD 3-2010), eff. 7/1/10
 Amended 11/12/13 as AO 13-060 (WCD 7-2013), eff. 1/1/14
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0095 Insurer’s Rights and Duties

Adopted 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Repealed 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0100 Monitoring/Auditing

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Repealed 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18

436-015-0110 Dispute Resolution

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 12/1/05 as AO 05-072 (WCD 8-2005), eff. 1/1/06
 Amended 6/12/08 as AO 08-053 (WCD 1-2008), eff. 7/1/08
 Amended 2/16/12 as AO 12-052 (WCD 1-2012), eff. 4/1/12
 Amended 3/11/13 as AO 13-053 (WCD 2-2013), eff. 4/1/13
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 3/5/24 as AO 24-052 (WCD 1-2024), eff. 4/1/24

436-015-0120 Sanctions and Civil Penalties

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 6/14/91, as WCD 4-1991, eff. 6/14/91
 Amended 1/10/92, as AO 4-1992 (WCD 2-1992), eff. 2/1/92
 Amended 12/20/94, as AO 94-062 (WCD 14-1994), eff. 2/1/95
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Amended 2/25/02 as AO 02-053 (WCD 3-2002), eff. 4/1/02
 Amended 11/1/07 as AO 07-058 (WCD 10-2007), eff. 1/1/08
 Amended 12/15/08 as AO 08-064 (WCD 5-2008), eff. 1/1/09
 Amended 3/13/18 as AO 18-055 (WCD 5-2018), eff. 4/1/18
 Amended 12/17/19 as AO 19-062 (WCD 12-2019), eff. 1/1/20

436-015-0130 Service of Orders

Adopted 6/19/90, as AO 5-1990 (WCD 11-1990), eff. 7/1/90 Temp
 Adopted 12/12/90, as AO 31-1990 (WCD 33-1990), eff. 12/26/90
 Amended 5/3/96, as AO 96-061 (WCD 13-1996), eff. 6/1/96
 Amended 12/16/98, as AO 98-061 (WCD 12-1998), eff. 1/1/99
 Repealed 6/14/04, as AO 04-059 (WCD 6-2004), eff. 6/29/04

PHYSICAL REHABILITATION SERVICES**436-020-0001 Authority for Rules**

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0001, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0002 Purpose of Providing Physical Rehabilitation Services

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0002, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0003 Applicability of Rules

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0003, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0004 Scope of Rules

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0004, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0005 Definitions

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0005, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0007 Administration of Rules

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0008 Administrative Review

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0010 Program Standards

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0020 Primary Purpose of Physical Rehabilitation Centers

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0105, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0030 Use of Contract Physical Rehabilitation Centers

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0040 Callahan Center Services

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0110, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0050 Eligibility for Physical Rehabilitation Center Services

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80

Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0115, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0060 Referral for Physical Rehabilitation Center Services

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0120, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0070 Acceptance for Callahan Center Services

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0125, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0080 Claim Closure While Enrolled

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0130, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0090 Determination of Services Needed

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0135, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0100 Attendance/Participation Standards at a Physical Rehabilitation Center

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0110 Payment for Services Provided at a Physical Rehabilitation Center

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0140, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0120 Rates and Reimbursement for Services and Expenses

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0145, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0130 Boarding

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0140 Reports

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0150, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0150 Discharge from a Physical Rehabilitation Center

Adopted 12/24/79, as WCD 1-1979, eff. 1/1/80
Amended 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0155, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0160 Use of Callahan Center by Other Than Subject Workers

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82

“SMC” means statutory minor correction.

Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0170 120-Day Mandatory Claim Review

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0180 Contract Physical Rehabilitation Centers

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

436-020-0200 Assessment of Civil Penalties

Adopted 1/21/82, as WCD 3-1982, eff. 2/1/82
Renumbered from 436-067-0007, 5/1/85
Repealed 6/26/86 by WCD 4-1986, eff. 7/1/86

CLAIM CLOSURE AND RECONSIDERATION

436-030-0001 Authority for Rules

Adopted 2/6/75 as WCB 5-1975, eff. 2/25/75
Amended 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-65-000, May 1, 1985
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Repealed 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0002 Purpose of Rules

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436/65/002, May 1, 1985
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Repealed 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0003 Purpose, Applicability, Forms, and Bulletins

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436/65/030, May 1, 1985
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as AO 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 12/22/00 as AO 00-061 (WCD 12-2000), eff. 01/01/01 Temp
Amended 11/16/01 as AO 01-060 (WCD 10-2001), eff. 1/1/02
Amended 1/15/02 as AO 02-051 (WCD 1-2002), eff. 1/15/02 Temp
Amended 4/5/02 as AO 02-054 (WCD 4-2002), eff. 4/8/02
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 6/12/08 as AO 08-054 (WCD 1-2008), eff. 7/1/08
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 11/17/11 as AO 11-058 (WCD 5-2011), eff. 1/1/12

Amended 2/12/15 as AO 15-057 (WCD 2-2015), eff. 3/1/15
Amended 4/10/17 as AO 17-053 (WCD 2-2017), eff. 4/11/17 through
10/7/17 (expired – see 15-057) Temp
SMC – ORS 183.335(7) (WCD 5-2019), filed and effective 6/26/19
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0005 Definitions

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436/65/004, May 1, 1985
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 1/29/15 as AO 15-052 (WCD 1-2015), eff. 3/1/15
Amended 5/21/15 as AO 15-059 (WCD 4-2015), eff. 5/21/15
Amended 10/12/15 as AO 15-061 (WCD 6-2015), eff. 11/17/15
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0007 Administrative Review

See notes under rule 0008.

Adopted 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as WCD 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98 – 97-065
has note that 0008 renumbered to 0007 to conform with Secretary of State.
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 11/16/01 as AO 01-060 (WCD 10-2001), eff. 1/1/02
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0008 Administrative Review

Adopted 06/30/78 as WCD 8-1978, eff. 07/10/78
Amended 03/20/80 as WCD 4-1980, eff. 04/01/80
Renumbered from 436-065-0998, May 1985
Amended 12/18/87 as WCD 13-1987, eff. 01/01/88
Amended 6/18/90 as WCD 7-1990 (WCD 5-1990), eff. 7/1/90 Temp
Renumbered from 436-030-0020
Amended 12/12/90 as WCD 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended 11/18/94 as WCD 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as WCD 96-052 (WCD 8-1996), eff. 2/17/96
NOTE: List on file for AO 97-065 (WCD 17-1997) states “Renumbered to 0007”.
NOTE: Secretary of State log shows this rule repealed eff. 1/1/95.

436-030-0009 Appeals of Notices of Closure

Renumbered 6/18/90 from 436-030-0020 as AO 7-1990 (WCD 5-1990), eff.
7/1/90 Temp
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06

“SMC” means statutory minor correction.

Repealed 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10

436-030-0010 Director Responsibility

Adopted 2/6/75 as WCB 5-1975, eff. 2/26/75
 Amended 6/30/78 as WCD 8-1978, eff. 7/10/78
 Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436/65/005, May 1985
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
 Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
 Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
 Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
 Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
 Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
 Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
 Repealed 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05

436-030-0015 Insurer Responsibility

Amended and Renumbered 11/18/94 from 436-030-0020 and 0030 as AO 94-059 (WCD 12-1994), eff. 1/1/95
 Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
 Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
 Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
 Amended 11/16/01 as AO 01-060 (WCD 10-2001), eff. 1/1/02
 Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
 Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
 Amended 5/21/15 as AO 15-059 (WCD 4-2015), eff. 5/21/15
 Amended 10/12/15 as AO 15-061 (WCD 6-2015), eff. 11/17/15
 Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20
 Amended 6/13/22 as AO 22-056 (WCD 4-2022), eff. 7/1/22
 Amended 12/19/22 as AO 22-068 (WCD 14-2022), eff. 1/1/24

436-030-0017 Requests for Claim Closure by the Worker

Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
 Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
 Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
 Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
 Amended 11/16/01 as AO 01-060 (WCD 10-2001), eff. 1/1/02
 Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
 Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
 Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0020 Requirements for Claim Closure

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436/65/006, May 1, 1985
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
 Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
 Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
 Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
 Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
 Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
 Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
 Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
 Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
 Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
 Amended 1/29/15 as AO 15-052 (WCD 1-2015), eff. 3/1/15
 Amended 5/21/15 as AO 15-059 (WCD 4-2015), eff. 5/21/15
 Amended 10/12/15 as AO 15-061 (WCD 6-2015), eff. 11/17/15
 Amended 4/10/17 as AO 17-053 (WCD 2-2017), eff. 4/11/17 Temp
 Amended 9/7/17 as WCD 17-056 (WCD 3-2017), eff. 10/8/17
 Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20
 Amended 12/19/22 as AO 22-068 (WCD 14-2022), eff. 1/1/24

436-030-0023 Correcting and Rescinding Notices of Closure

Adopted 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
 Amended 5/21/15 as AO 15-059 (WCD 4-2015), eff. 5/21/15
 Amended 10/12/15 as AO 15-061 (WCD 6-2015), eff. 11/17/15
 SMC – ORS 183.335(7) (WCD 18-2018), filed and effective 10/4/18
 Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0030 Requirements for Claim Closure By the Department

Adopted 2/6/75 as WCB 5-1975, eff. 2/26/75
 Amended 6/30/78 as WCD 8-1978, eff. 7/10/78
 Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436/65/010, May 1985
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
 Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
 Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
 Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
 Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
 Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
 Repealed 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01

436-030-0034 Administrative Claim Closure

Adopted 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
 Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
 Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
 Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
 Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
 Amended 1/29/15 as AO 15-052 (WCD 1-2015), eff. 3/1/15
 Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0035 Determining Medically Stationary Status

Adopted 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90 Temp
 Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
 Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
 Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
 Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
 Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
 Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
 Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
 Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
 Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
 Amended 1/29/15 as AO 15-052 (WCD 1-2015), eff. 3/1/15
 Amended 4/10/17 as AO 17-053 (WCD 2-2017), eff. 4/11/17 Temp
 Amended 9/7/17 as WCD 17-056 (WCD 3-2017), eff. 10/8/17
 Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20
 Amended 12/19/22 as AO 22-068 (WCD 14-2022), eff. 1/1/24

436-030-0036 Determining Temporary Disability

Adopted 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90 Temp
 Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
 Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
 Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
 Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
 Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
 Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
 Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
 Amended 11/17/11 as AO 11-058 (WCD 5-2011), eff. 1/1/12

436-030-0038 Permanent Partial Disability

Adopted 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95

“SMC” means statutory minor correction.

Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04

436-030-0040 Partial Denials

Adopted 2/6/75 as WCB 5-1975, eff. 2/25/75
Amended 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0015 eff. 5/1/85
Repealed 12/18/87 as WCD 13-1987, eff. 1/1/88

436-030-0045 Disabling/Nondisabling Reporting Requirements and Change in Status Determinations

Adopted 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 11/16/01 as AO 01-060 (WCD 10-2001), eff. 1/1/02
Amended and renumbered to 436-060-0018, 2/17/04 as WCDs 04-051 & 04-052 (WCD 2-2004), eff. 2/29/04

436-030-0050 Reconsideration of Determination Orders or Notices of Closure

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436/65/100, May 1985
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as WCD 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Renumbered to 436/30/115 through 185 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95

436-030-0055 Determining Permanent Total Disability

Adopted 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 11/16/01 as AO 01-060 (WCD 10-2001), eff. 1/1/02
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
SMC – ORS 183.335(7), filed and effective 4/19/17
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20
Amended 6/13/22 as AO 22-056 (WCD 4-2022), eff. 7/1/22

436-030-0060 Predetermination of Unscheduled Permanent Awards

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0110, eff. 5/1/85
Repealed 12/18/87 as WCD 13-1987, eff. 1/1/88

436-030-0065 Review of Permanent Total Disability Awards

Adopted 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98

Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 1/29/15 as AO 15-052 (WCD 1-2015), eff. 3/1/15
SMC – ORS 183.335(7), filed and effective 4/19/17
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0066 Review of Prior Permanent Partial Disability Awards

Adopted 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90 Temp
Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0070 Reevaluation of Permanent Total Disability Awards

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0200, eff. 5/1/85
Repealed 12/18/87 as WCD 13-1987, eff. 1/1/88

436-030-0080 General Provisions

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0210, eff. 5/1/85
Repealed 12/18/87 as WCD 13-1987, eff. 1/1/88

436-030-0090 Report of Gross Annual Income

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0215, eff. 5/1/85
Repealed 12/18/87 as WCD 13-1987, eff. 1/1/88

436-030-0100 Reexamination of Permanent Total Disability Awards

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0220, eff. 5/1/85
Repealed 12/18/87 as WCD 13-1987, eff. 1/1/88

436-030-0110 Reevaluation

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0225, eff. 5/1/85
Repealed 12/18/87 as WCD 13-1987, eff. 1/1/88

436-030-0115 Reconsideration of Notices of Closure

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Renumbered from 436/65/100, May 1, 1985
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as AO 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended and renumbered from 436-030-0050, 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 8/23/95 as AO 95-059 (WCD 11-1995), eff. 8/23/95 Temp
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96

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Index to Rule Revision History

“SMC” means statutory minor correction.

March 6, 2024

If a line has two order numbers,
the parenthetical number was assigned
by the Oregon Secretary of State.

Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 11/16/01 as AO 01-060 (WCD 10-2001), eff. 1/1/02
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 5/21/15 as AO 15-059 (WCD 4-2015), eff. 5/21/15
Amended 10/12/15 as AO 15-061 (WCD 6-2015), eff. 11/17/15
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0120 [Renumbered to 436-035-0010]

436-030-0125 Reconsideration Form and Format

Adopted 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as AO 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended and renumbered from 436-030-0050, 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 5/21/15 as AO 15-059 (WCD 4-2015), eff. 5/21/15
Amended 10/12/15 as AO 15-061 (WCD 6-2015), eff. 11/17/15
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0130 [Renumbered to 436-035-0020]

436-030-0135 Reconsideration Procedure

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Renumbered from 436/65/100, May 1985
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as AO 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended and renumbered from 436-030-0050, 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 1/29/15 as AO 15-052 (WCD 1-2015), eff. 3/1/15
Amended 5/21/15 as AO 15-059 (WCD 4-2015), eff. 5/21/15
Amended 10/12/15 as AO 15-061 (WCD 6-2015), eff. 11/17/15

436-030-0140 [Renumbered to 436-035-0030]

436-030-0145 Reconsideration Time Frames and Postponements

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Renumbered from 436/65/100, May 1985
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as AO 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended and renumbered from 436-030-0050, 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96

Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 11/17/11 as AO 11-058 (WCD 5-2011), eff. 1/1/12
Amended 5/21/15 as AO 15-059 (WCD 4-2015), eff. 5/21/15
Amended 10/12/15 as AO 15-061 (WCD 6-2015), eff. 11/17/15
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0150 [Renumbered to 436-035-0040]

436-030-0155 Reconsideration Record

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
Renumbered from 436/65/100, May 1985
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as AO 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended and renumbered from 436-030-0050, 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
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Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0160 [Renumbered to 436-035-0050]

436-030-0165 Medical Arbiter Examination Process

Adopted 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as AO 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended and renumbered from 436-030-0050, 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 8/23/95 as AO 95-059 (WCD 11-1995), eff. 8/23/95 Temp
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 11/16/01 as AO 01-060 (WCD 10-2001), eff. 1/1/02
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 11/17/11 as AO 11-058 (WCD 5-2011), eff. 1/1/12
SMC – ORS 183.335(7), filed and effective 4/1/14
Amended 1/29/15 as AO 15-052 (WCD 1-2015), eff. 3/1/15
Amended 10/12/15 as AO 15-061 (WCD 6-2015), eff. 11/17/15
Amended 10/19/17 as AO 17-058 (WCD-5-2017), eff. 1/1/18
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0170 [Renumbered to 436-035-0060]

436-030-0175 Fees and Penalties within the Reconsideration Proceeding

Adopted 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as AO 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92

Oregon Administrative Rules Chapter 436

Index to Rule Revision History

March 6, 2024

“SMC” means statutory minor correction.

If a line has two order numbers,
the parenthetical number was assigned
by the Oregon Secretary of State.

Amended and renumbered from 436-030-0050, 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 8/23/95 as AO 95-059 (WCD 11-1995), eff. 8/23/95 Temp
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 1/14/99 as AO 99-051 (WCD 2-1999), eff. 2/1/99 Temp
Amended 4/28/99 as AO 99-054 (WCD 8-1999), eff. 4/28/99
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
Amended 7/5/22 as AO 22-062 (WCD 6-2022), eff. 9/1/22

436-030-0180 [Renumbered to 436-035-0070]

436-030-0185 Reconsideration: Settlements and Withdrawals

Adopted 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90, Temp
Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 8/20/91 as AO 6-1991 (WCD 5-1991), eff. 9/01/91 Temp
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended and renumbered from 436-030-0050, 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 12/22/97 as AO XX(WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 12/12/03 as AO 03-063 (WCD 14-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0190 [Renumbered to 436-035-0080]

436-030-0200 [Renumbered to 436-035-0090]

436-030-0210 [Renumbered to 436-035-0100]

436-030-0220 [Renumbered to 436-035-0110]

436-030-0230 [Renumbered to 436-035-0120]

436-030-0240 [Renumbered to 436-035-0130]

436-030-0250 [Renumbered to 436-035-0140]

436-030-0260 [Renumbered to 436-035-0150]

436-030-0270 [Renumbered to 436-035-0160]

436-030-0280 [Renumbered to 436-035-0170]

436-030-0290 [Renumbered to 436-035-0180]

436-030-0300 [Renumbered to 436-035-0190]

436-030-0310 [Renumbered to 436-035-0200]

436-030-0320 [Renumbered to 436-035-0210]

436-030-0330 [Renumbered to 436-035-0220]

436-030-0340 [Renumbered to 436-035-0230]

436-030-0350 [Renumbered to 436-035-0240]

436-030-0360 [Renumbered to 436-035-0250]

436-030-0370 [Renumbered to 436-035-0260]

436-030-0380 [Renumbered to 436-035-0270]

436-030-0390 [Renumbered to 436-035-0280]

436-030-0400 [Renumbered to 436-035-0290]

436-030-0410 [Renumbered to 436-035-0300]

436-030-0420 Work Experience

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0604, eff. 5/1/85
Repealed 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98

436-030-0440 Mental Capacity

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0606, eff. 5/1/85
Repealed 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
(Remained in compilation of OARs)
Repealed 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08

436-030-0450 Emotional and Psychological Findings

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0607, eff. 5/1/85
Repealed 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
(Remained in compilation of OARs)
Repealed 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08

436-030-0460 Labor Market Findings

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0608, eff. 5/1/85
Repealed 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08

436-030-0470 [Renumbered to 436-035-0320]

436-030-0480 [Renumbered to 436-035-0330]

436-030-0490 [Renumbered to 436-035-0350]

436-030-0500 [Renumbered to 436-035-0360]

436-030-0510 [Renumbered to 436-035-0370]

436-030-0520 [Renumbered to 436-035-0380]

436-030-0530 [Renumbered to 436-035-0390]

436-030-0540 [Renumbered to 436-035-0400]

436-030-0550 Losses Not Described in These Rules

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0675, eff. 5/1/85
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
Repealed 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
(Remained in compilation of OARs)
Repealed 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08

436-030-0560 Permanent Total Disability

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0700, eff. 5/1/85
Repealed 12/18/87 as WCD 13-1987, eff. 1/1/88

436-030-0570 Losses Not Described in These Rules

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0800, eff. 5/1/85
Amended 12/18/87 as WCD 13-1987, eff. 1/1/88

“SMC” means statutory minor correction.

Repealed 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
(Remained in compilation of OARs)
Repealed 11/1/07 as AO 07-059 (WCD 11-2007), eff. 1/2/08

436-030-0575 Audits

Adopted 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 12/5/05 as AO 05-073 (WCD 8-2005), eff. 1/1/06
Amended 2/7/20 as AO 20-050 (WCD 3-2020), eff. 3/1/20

436-030-0580 Penalties and Sanctions

Adopted 12/18/87 as WCD 13-1987, eff. 1/1/88
Amended 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Amended 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-062 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as WCD 105-073 (WCD 8-2005) eff. 1/1/06
Amended 12/1/09 as AO 09-056 (WCD 3-2009), eff. 1/1/10

436-030-0581 Issuance/Service of Penalty Orders

Adopted 12/12/90 as AO 33-1990 (WCD 31-1990), eff. 12/26/90
Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
Repealed 2/17/04 as AO 04-052 (WCD 2-2004), eff. 2/29/04

DISABILITY RATING STANDARDS**436-035-0001 Authority for Rules**

Renumbered from 436/30/001
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03

436-035-0002 Purpose of Rules

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Renumbered from 436/30/002
Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0003 Applicability of Rules

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0003
Amended 1/24/89 as WCD 1-1989, eff. 1/24/89 Temp
Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
Amended 11/20/90 as WCD 20-1990 eff. 11/20/90 Temp
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 9/13/91 as AO 7-1991 (WCD 6-1991), eff. 10/1/91 Temp
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 6/1/92 as AO 11-1992 (WCD 10-1992), eff. 6/1/92 Temp
Amended 11/20/92 as AO 17-1992 (WCD 15-1992), eff. 11/27/92
Amended 6/17/93 as AO 93-052 (WCD 3-1993), eff. 6/17/93 Temp
Amended 9/21/95 as AO 95-063 (WCD 13-1995), eff. 9/21/95 Temp
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 8/19/96 as AO 96-068 (WCD 19-1996), eff. 8/19/96 Temp
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10

Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
Amended 4/10/17 as AO 17-054 (WCD 2-2017), eff. 4/11/17 through
10/7/17 (expired – see 12-061) Temp

436-035-0005 Definitions

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436/30/005
Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
Amended 11/20/90 as WCD 20-1990 eff. 11/20/90 Temp
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-060 (WCD 10-2007), eff. 1/1/08
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
SMC – ORS 183.335(7), filed and effective 1/4/12
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
Amended 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15
SMC – ORS 183.335(7), filed and effective 4/19/17

436-035-0006 Determination of Benefits for Disability Caused by the Compensable Injury

Adopted 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15
Amended 4/10/17 as AO 17-054 (WCD 2-2017), eff. 4/11/17
Amended 9/7/17 as AO 17-057 (WCD 3-2017), eff. 10/8/17

436-035-0007 General Principles

Adopted 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
Adopted 11/20/90 as WCD 20-1990 eff. 11/20/90 Temp
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 9/13/91 AO 7-1991 (WCD 6-1991), eff. 10/1/91 Temp
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 8/23/95 as AO 95-060 (WCD-12-1995), eff. 8/23/95 Temp
Amended 9/21/95 as AO 95-063 (WCD 13-1995), eff. 9/21/95 Temp
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 8/19/96 as AO 96-068 (WCD 19-1996), eff. 8/19/96 Temp
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 4/26/99 as AO 99-056 (WCD 6-1999), eff. 4/26/99
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
Amended 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15
SMC – ORS 183.335(7), filed and effective 4/19/17
Amended 8/30/19 as AO 19-054 (WCD 7-2019), eff. 9/3/19 Temp
Amended 2/7/20 as AO 20-051 (WCD 3-2020), eff. 3/1/20
Amended 6/7/22 as AO 22-052 (WCD 3-2022), eff. 6/7/22 Temp
Amended 11/8/22 as AO 22-064 (WCD 8-2022), eff. 12/4/22

436-035-0008 Calculating Disability Benefits (Dates of Injury prior to 1/1/2005)

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
Amended 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15
SMC – ORS 183.335(7), filed and effective 7/19/06

436-035-0009 Calculating Disability Benefits (Date of Injury on or after 1/1/2005)

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0010 Standards for Rating Scheduled Permanent Disability

Adopted 2/6/75 as WCB 5-1975, eff. 2/25/75
 Amended 6/30/78 as WCD 8-1978, eff. 7/10/78
 Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0005, eff. 5/1/85
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Amended 6/3/88 as WCD 2-1988, eff. 7/1/88
 Renumbered from 436-030-0120
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436/30/050
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 11/20/90 as WCD 20-1990 eff. 11/20/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Repealed 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0011 Determining Percent of Impairment

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0012 Social-Vocational Factors (Age/Education/Adaptability) and the Calculation of Work Disability

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
 SMC – ORS 183.335(7), filed and effective 4/1/14
 Amended 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15
 SMC – ORS 183.335(7), filed and effective 4/19/17
 Amended 8/30/19 as AO 19-054 (WCD 7-2019), eff. 9/3/19 Temp
 Amended 2/7/20 as AO 20-051 (WCD 3-2020), eff. 3/1/20
 Amended 6/7/22 as AO 22-052 (WCD 3-2022), eff. 6/7/22 Temp
 Amended 11/8/22 as AO 22-064 (WCD 8-2022), eff. 12/4/22

436-035-0013 Findings of Impairment

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15
 Amended 4/10/17 as AO 17-054 (WCD 2-2017), eff. 4/11/17 Temp
 SMC – ORS 183.335(7), filed and effective 4/19/17
 Amended 9/7/17 as AO 17-057 (WCD 3-2017), eff. 10/8/17
 Amended 6/7/22 as AO 22-052 (WCD 3-2022), eff. 6/7/22 Temp
 Amended 11/8/22 as AO 22-064 (WCD 8-2022), eff. 12/4/22

436-035-0014 Worsened Pre-existing Conditions and Combined Conditions

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15
 SMC – ORS 183.335(7), filed and effective 4/19/17
 Amended 8/30/19 as AO 19-054 (WCD 7-2019), eff. 9/3/19 Temp
 Amended 2/7/20 as AO 20-051 (WCD 3-2020), eff. 3/1/20
 Amended 6/7/22 as AO 22-052 (WCD 3-2022), eff. 6/7/22 Temp
 Amended 11/8/22 as AO 22-064 (WCD 8-2022), eff. 12/4/22

436-035-0015 Offsetting Prior Awards

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10

436-035-0016 Reopened Claim for Aggravation/Worsening

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 SMC – ORS 183.335(7), filed and effective 1/4/12
 Amended 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15

436-035-0017 Authorized Training Program (ATP)

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 SMC – ORS 183.335(7), filed and effective 1/4/12
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0018 Death

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
 Amended 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15

436-035-0019 Chronic Condition

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 2/7/20 as AO 20-051 (WCD 3-2020), eff. 3/1/20

436-035-0020 Parts of the Upper Extremities

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0006, 5/1/85
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0130
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0030 Amputations in the Upper Extremities

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
 Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0010, 5/1/85
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Formerly 436/30/140
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0040 Loss of Opposition in Thumb/Finger Amputations

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0150
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0050 Thumb

Adopted 6/30/78 as WCD 8-1978, eff. 7/10/78
 Amended 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0100, 5/1/85
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89

Renumbered from 436-030-0160
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 7/3/96 as AO 96-063 (WCD 15-1996), eff. 7/3/96 Temp
Amended 8/6/96 as AO 96-067 (WCD 18-1996), eff. 8/7/96 Temp
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10

436-035-0060 Finger

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0170
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10

436-035-0070 Conversion of Thumb/Finger Values to Hand Value

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0180
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0075 Hand

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0080 Wrist

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0520, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0190
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0090 Conversion of Hand/Forearm Values to Arm Values

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0524, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0200
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0100 Arm

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82

Renumbered from 436-065-0525, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0210
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0110 Other Upper Extremity Findings

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0530, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 8/19/88 as WCD 5-1988, eff. 8/19/88 Temp
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0220
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-060 (WCD 10-2007), eff. 1/1/08
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0115 Conversion of Upper Extremity Values to Whole Person Values

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0120 Multiple Losses in the Arm/Forearm/Hand/Fingers/Thumb

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0530, eff. 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0230
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Repealed 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96

436-035-0130 Parts of the Lower Extremities

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0535, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0240
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
SMC – ORS 183.335(7), filed and effective 7/19/06

436-035-0140 Amputations in the Lower Extremities

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0536, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0250
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0150 Great Toe

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80

“SMC” means statutory minor correction.

Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0537, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0260
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03

436-035-0160 Second Through Fifth Toes

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0510, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0280
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0170 Other Toe Findings

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0510, eff. 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0280
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Repealed 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0180 Conversion of Toe Values to Foot Value

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0515, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0290
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97

436-035-0190 Foot

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0524, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0310
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10

436-035-0200 Other Foot Findings

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0524, eff. 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Formerly 436-030-0310

Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Repealed 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0210 Conversion of Foot Value to Leg Value

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0525, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0320
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91

436-035-0220 Leg

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0530, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0330
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0230 Other Lower Extremity Findings

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0532, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0340
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 6/1/92 as AO 11-1992 (WCD 10-1992), eff. 6/1/92 Temp
 Amended 11/20/92 as AO 17-1992 (WCD 15-1992), eff. 11/27/92
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
 Amended 11/8/22 as AO 22-064 (WCD 8-2022), eff. 12/4/22

436-035-0235 Conversion of Lower Extremity Values to Whole Person Values

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0240 Multiple Losses in the Leg/Foot/Toes

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0535, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0350
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Repealed 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96

436-035-0250 Hearing Loss

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0536, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0360

“SMC” means statutory minor correction.

Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 1/29/15 as AO 15-053 (WCD 1-2015), eff. 3/1/15
 SMC – ORS 183.335(7), filed and effective 4/19/17
 Amended 11/8/22 as AO 22-064 (WCD 8-2022), eff. 12/4/22

436-035-0255 Conversion of Hearing Loss Values to Whole Person Values

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0260 Visual Loss

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0575, 5/1/85
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 8/19/88 as WCD 5-1988, eff. 8/19/88 Temp
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0370
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 4/26/99 as AO 99-056 (WCD 6-1999), eff. 4/26/99
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0265 Conversion of Vision Loss Values to Whole Person Values

Adopted 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0270 Standards For the Rating of Unscheduled Permanent Disability

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0600, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0380
 Amended 9/14/91 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 11/29/93 as AO 93-056 (WCD 7-1993), eff. 12/14/93
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 8/19/96 as AO 96-068 (WCD 19-1996), eff. 8/19/96 Temp
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Repealed 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0280 Assembling the Factors Relating to Unscheduled Disability

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0601, 5/1/85
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0390
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 6/17/93 as AO 93-052 (WCD 3-1993), eff. 6/17/93 Temp
 Amended 11/29/93 as AO 93-056 (WCD 7-1993), eff. 12/14/93
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96

Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Repealed 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0290 Age

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0602, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0400
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 6/17/93 as AO 93-052 (WCD 3-1993), eff. 6/17/93 Temp
 Amended 11/29/93 as AO 93-056 (WCD 7-1993), eff. 12/14/93
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Repealed 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0300 Education

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0603, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0410
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 6/17/93 as AO 93-052 (WCD 3-1993), eff. 6/17/93 Temp
 Amended 11/29/93 as AO 93-056 (WCD 7-1993), eff. 12/14/93
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Repealed 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0310 Adaptability to Perform a Given Job

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0605, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0430
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 6/17/93 as AO 93-052 (WCD 3-1993), eff. 6/17/93 Temp
 Amended 11/29/93 as AO 93-056 (WCD 7-1993), eff. 12/14/93
 Amended 8/19/96 as AO 96-068 (WCD 19-1996), eff. 8/19/96 Temp
 Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Repealed 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0315 Discharge after Determination Order

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Repealed 3/26/91 WCD 2-1991, eff. 4/1/91

436-035-0320 Impairments Rated as Unscheduled Disability

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0609, 5/1/85
 Amended 12/18/87 as WCD 13-1987, eff. 1/1/88
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-030-0470
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96

“SMC” means statutory minor correction.

Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Repealed 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05

436-035-0330 Shoulder Joint

Adopted 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0610, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 8/19/88 as WCD 5-1988, eff. 8/19/88 Temp
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0480
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 10/28/98 as AO 98-059 (WCD 10-1998), eff. 10/28/98 Temp
Amended 4/26/99 as AO 99-056 (WCD 6-1999), eff. 4/26/99
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06

436-035-0340 Hip

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered 436-035-0370
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0350 General Spinal Findings

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0610, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 8/19/88 as WCD 5-1988, eff. 8/19/88 Temp
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0490
Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-060 (WCD 10-2007), eff. 1/1/08
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0360 Spinal Ranges of Motion

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0620, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0500
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 9/13/91 as AO 7-1991 (WCD 6-1991), eff. 10/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/8/97 as AO 96-072 (WCD 1-1997), eff. 2/15/97
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06

436-035-0370 Pelvis

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80

Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0610, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 8/19/88 as WCD 5-1988, eff. 8/19/88 Temp
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0510
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0375 Abdomen

Adopted 6/3/88 as WCD 2-1988, eff. 7/1/88
Amended 8/19/88 as WCD 5-1988, eff. 8/19/88 Temp
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10

436-035-0380 Cardiovascular System

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0640, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 8/19/88 as WCD 5-1988, eff. 8/19/88 Temp
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0520
Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
Amended 11/8/22 as AO 22-064 (WCD 8-2022), eff. 12/4/22

436-035-0385 Respiratory System

Adopted 6/3/88 as WCD 2-1988, eff. 7/1/88
Amended 8/19/88 as WCD 5-1988, eff. 8/19/88 Temp
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Renumbered 436-035-0390
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
Amended 11/8/22 as AO 22-064 (WCD 8-2022), eff. 12/4/22

436-035-0390 Cranial Nerves/Brain

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
Renumbered from 436-065-0645, 5/1/85
Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Renumbered from 436-030-0530
Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-060 (WCD 10-2007), eff. 1/1/08
Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
Amended 11/8/22 as AO 22-064 (WCD 8-2022), eff. 12/4/22

436-035-0395 Spinal Cord

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp

Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 1/29/96 as AO 96-051 (WCD 3-1996), eff. 2/17/96
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0400 Mental Illness

Adopted 3/20/80 as WCD 4-1980, eff. 4/1/80
 Amended 12/30/81 as WCD 5-1981, eff. 1/1/82
 Renumbered from 436-065-0555, 5/1/85
 Amended 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Renumbered from 436-065-0540
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13
 SMC – ORS 183.335(7), filed and effective 4/19/17

436-035-0410 Hematopoietic System

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0420 Gastrointestinal and Genitourinary Systems

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 8/19/88 as WCD 5-1988, eff. 8/19/88 Temp
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 5/13/98 as AO 98-055 (WCD 6-1998), eff. 7/1/98
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 11/1/07 as AO 07-060 (WCD 10-2007), eff. 1/1/08
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0430 Endocrine System

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as AO 6-1988 (WCD 7-1988), eff. 1/1/89
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0440 Integument and Lacrimal System

Adopted 6/3/87 as AO 3-1988 (WCD 2-1988), eff. 7/1/88
 Amended 12/21/88 as WCD 7-1988, eff. 1/1/89
 Amended 9/14/90 as AO 15-1990 (WCD 18-1990), eff. 10/1/90 Temp
 Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0450 Immune System

Amended 3/26/91 as WCD 2-1991, eff. 4/1/91
 Renumbered from 436-035-0430
 Amended 2/14/92 as WCD 6-1992, eff. 3/13/92
 Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 5/5/10 as AO 10-051 (WCD 2-2010), eff. 6/1/10
 Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

436-035-0500 Rating Standard for Individual Claims

Adopted 12/31/92 as AO 18-1992 (WCD 16-1992), eff. 12/31/92 (A58-7576) (D60-5352) Temp
 Amended 4/28/93 as AO 93-051 (WCD 2-1993), eff. 4/28/93 (A58-2159) (B59-4533) (E61-4228) (I59-2031) Temp
 Amended 6/29/93 as AO 93-053 (WCD 4-1993), eff. 6/29/93
 Amended 9/2/93 as AO 93-054 (WCD 5-1993), eff. 9/2/93 (I64-3064) Temp
 Amended 10/22/93 as AO 93-055 (WCD 6-1993), eff. 10/22/93 (A61-7196) (F60-7468) Temp
 Amended 5/26/94 as AO 94-053 (WCD 4-1994), eff. 5/26/94 (A64-0903) (B33-4465) (B52-7039) (B63-9980) (C64-7847) (D50-0623) (D60-2551) (G45-4281) (I59-4285) Temp
 Amended 7/15/94 as AO 94-056 (WCD 6-1994), eff. 7/15/94 (C43-2644) (C50-4886) (D61-6586) (E38-6617) (E51-8953) (G37-3015) Temp
 Amended 8/31/94 as AO 94-057 (WCD 8-1994), eff. 8/31/94 (A66-7148) (C66-9882) (F67-9790) (G37-9847) (G66-0945) (G68-2891) (I66-9214) (I67-8572) Temp
 Amended 11/14/94 as AO 94-061 (WCD 11-1994), eff. 11/10/94 (A56-6922) (A68-8532) (B67-0517) (B69-2864) (C66-4016) (D69-1873) (D71-7397) (G68-3895) Temp
 Amended 01/26/95 as AO 95-050 (WCD 1-1995), eff. 01/26/95 (C51-2235) (C51-9086) (D59-9600) (D69-3198) (E74-0161) (F68-5951) (G55-5440) (G69-3682) (I75-8738) Temp
 Amended 03/02/95 as AO 95-051 (WCD 2-1995), eff. 03/02/95 (A69-9328) (I73-9896) Temp
 Amended 04/13/95 as AO 95-052 (WCD 3-1995), eff. 04/13/95 (A32-5947) (C54-7329) (F62-2845) Temp
 Amended 05/31/95 as AO 95-053 (WCD 4-1995), eff. 05/31/95 (A66-7308) (H69-9099) Temp
 Amended 07/11/95 as AO 95-055 (WCD 5-1995), eff. 07/11/95 (A55-1299) (A68-5802) (B75-0788) (C72-7919) (E47-5755) (F72-6107) (G52-8324) Temp
 Amended 10/05/95 as WCD 95-064 (WCD 14-1995), eff. 10/05/95 (A72-7487) (B67-2012) (B75-5795) (G55-8472) (H77-3065) Temp
 Amended 11/02/95 as AO 95-067 (WCD 16-1995), eff. 11/02/95 (C77-9244) (F74-8492) (G72-5640) (I59-0763) Temp
 Amended 12/07/95 as AO 95-072 (WCD 19-1995), eff. 12/07/95 (A79-2845) (B78-6344) (D67-0149) (D75-7661) (F72-4844) (H75-1172) Temp
 Amended 02/01/96 as AO 96-054 (WCD 4-1996), eff. 02/01/96 (A74-3939) (A79-7277) (C76-4285) (E71-9980) (E74-3188) (F54-7926) (F69-1607) (F70-0225) (F77-9704) (I75-7201) Temp
 Amended 03/20/96 as AO 96-058 (WCD 11-1996), eff. 03/20/96 (A76-0401) (B74-7423) (B76-5803) (E73-6324) (F72-3750) (G41-0094) (G71-9125) Temp
 Amended 07/03/96 as AO 96-063 (WCD 15-1996), eff. 07/03/96 (B72-2366) (C69-5254) (C75-2485) (C75-4352) (D58-5410) (E60-2070) (E67-3492) (E75-7774) (E76-8051) (E78-0741) (F41-3719) (F71-5463) (G79-8212) (H66-7437) (H67-5437) (H74-6802) (I58-7732) Temp
 Amended 08/06/96 as AO 96-067 (WCD 18-1996), eff. 08/07/96 (B81-6992) (E73-5763) (F77-1642) (F78-3857) (F79-7581) (G77-2943) (I77-7807) Temp
 Amended 10/31/96 as AO 96-071 (WCD 22-1996), eff. 10/31/96 (A75-6135) (A81-4630) (B70-9869) (C78-2717) (D75-4912) (D79-9425) (E76-7631) (E80-1282) (F74-8492) (G72-8281) (I61-2741) (I79-2365) (I80-9262) Temp
 Amended 01/15/97 as AO 97-050 (WCD 2-1997), eff. 01/15/97 (A82-2866) (B77-8377) (D81-7448) (I82-0858) Temp
 Amended 01/08/97 as AO 96-072 (WCD 1-1997), eff. 02/15/97
 Amended 03/12/97 as AO 97-052 (WCD 3-1997), eff. 03/13/97 (C84-3004) (D82-9639) (G83-6389) Temp

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Index to Rule Revision History

“SMC” means statutory minor correction.

March 6, 2024

If a line has two order numbers,
the parenthetical number was assigned
by the Oregon Secretary of State.

Amended 05/14/97 as AO 97-054 (WCD 6-1997), eff. 05/14/97 (D29-9140) Temp
Amended 09/09/97 as AO 97-060 (WCD 12-1997), eff. 09/09/97 (B85-1508) (E84-8454) (H78-6911) (I43-6347) (I82-6879) Temp
Amended 03/31/98 as AO 98-054 (WCD 4-1998), eff. 03/31/98 (A83-5359) (A85-2018) (C81-9952) (E55-9496) (E72-7758) (F61-8155) (F83-7544) (F86-6621) (G32-9876) (G60-2516) (G74-2871) (G81-2430) (G83-2249) (G85-5641) (H81-4914) (I86-3008) (I86-9133) Temp
Amended 7/13/98 as AO 98-056 (WCD 7-1998), eff. 7/15/98 (A83-5562) (A86-1481) (B86-5204) (E84-8500) (E85-7684) (F79-5346) (G69-1876) (G86-8605) (G87-7426) (G88-7067) (H87-5177) (I82-2391) Temp
Amended 10/15/98 as AO 98-058 (WCD 9-1998), eff. 10/15/98 (A83-2469) (A83-2921) (A85-8493) (A86-6157) (A86-7591) (A86-7963) (A87-9961) (B89-7196) (D75-3984) (D83-4235) (F87-2368) (I86-0887) Temp
Amended 01/11/99 as AO 99-050 (WCD 1-1999), eff. 01/15/99 (A81-8005) (A84-0262) (A85-3518) (A86-8939) (B88-3694) (D88-4287) (D89-0679) (F83-8609) (F85-3096) (H91-0152) (I84-4190) Temp
Amended 04/13/99 as AO 99-053 (WCD 5-1999), eff. 04/15/99 (B82-5920) (B83-1332) (D87-5966) (D90-9018) (D91-3299) (E89-7114) (F45-1513) (H86-4536) (H91-8266) (I86-3678) (I86-6219) Temp
Amended 07/15/99 as AO 99-058 (WCD 10-1999), eff. 07/15/99 (A88-7382) (A89-0780) (A91-0674) (C91-0512) (D81-0814) (D87-3420) (E90-7599) (F87-8389) (G76-8267) (G81-2920) (G89-0989) (I87-8203) (I90-5353) (I90-9959) Temp
Amended 10/15/99 as AO 99-060 (WCD 12-1999), eff. 10/15/99 (A84-7550) (A89-0685) (A89-6055) (B61-4705) (C87-7555) (C92-3595) (F77-3561) (G84-8924) (G90-0827) Temp
Amended 01/14/00 as AO 00-050 (WCD 1-2000), eff. 01/14/00 (A92-9513) (B92-8683) (G91-7494) (G91-9214) (H86-8025) Temp
Amended 04/13/00 as AO 00-054 (WCD 5-2000), eff. 04/14/00 (A92-0994) (B84-4216) (D54-6838) (D84-6587) (D87-4580) (E91-0653) (F89-4935) (G85-3029) (G87-5149) (G93-3700) (H88-4596) (H93-6091) Temp
Amended 07/13/00 as AO 00-056 (WCD 7-2000), eff. 7/14/00 (A87-9693) (A91-6214) (A94-0992) (B87-3845) (B94-3184) (D87-6070) (D91-9673) (F91-6225) (H87-1056) (H93-2234) (H93-3196) (I41-4835) (I95-6917) Temp
Amended 10/13/00 as AO 00-057 (WCD 8-2000), eff. 10/13/00 (A95-0778) (A95-1645) (C92-4439) (C93-6258) (E91-8135) (E94-2036) (F93-6308) (H75-6914) (H92-7893) (H95-0015) (H95-3028) Temp
Amended 01/12/01 as AO 01-050 (WCD 1-2001), eff. 01/12/01 (A51-3646) (A94-8686) (A96-7137) (E38-6617) (E91-1129) (E97-6899) (F95-1474) (G89-1516) (G91-0652) (H83-2574) (H96-0745) (H97-8463) (I94-6278) (I95-9534) Temp
Amended 04/13/01 as AO 01-052 (WCD 3-2001), eff. 04/13/01 (A89-1510) (D98-5601) (E91-8215) (H94-8094) (I82-8270) (I95-4862) Temp
Amended 07/13/01 as AO 01-055 (WCD 6-2001), eff. 07/13/01 (A95-9779) (A97-6962) (A99-7375) (C82-7198) (D78-1251) (D92-8385) (E94-4832) (E95-3421) (G95-9549) (G98-5992) (I94-6363) (I95-4150) Temp
Amended 10/12/01 as AO 01-059 (WCD 9-2001), eff. 10/12/01 (A88-3505) (A94-7875) (D96-5976) (H27-1040) Temp
Amended 1/14/02 as AO 02-050 (WCD 1-2002), eff. 1/15/02 (A86-5186) (A92-1955) (B92-5284) (B94-5965) (B99-2810) (C94-4437) (C94-6417) (D99-4441) (F91-6956) (F99-6321) (G88-7374) (G90-8668) (G98-7613) (H99-2218) (I90-2482) Temp
Amended 4/12/02 as AO 02-055 (WCD 5-2002), eff. 4/15/02 (B98-4396) (C94-4084) (GAB-8958) (H99-4180) (H99-7843) (I95-8643) Temp
Amended 7/12/02 as AO 02-058 (WCD 8-2002), eff. 7/15/02 (A98-3699) (A99-4990) (AAA-3578) (BAA-5736) (C98-7653) (CAB-4735) (D95-5595) (FAA-6263) (F98-7538) (HAA-2339) (I98-6486) (IAA-3456) Temp
Amended 10/11/02 as AO 02-062 (WCD 11-2002), eff. 10/15/02 (A94-9455) (A98-1082) (BAA-4505) (EAA-6555) (G97-5865) (H98-7207) (I92-7557) (I95-6917) Temp
Amended 1/14/03 as AO 03-050 (WCD 2-2003), eff. 2/1/03
Amended 1/14/03 as AO 03-051 (WCD 1-2003), eff. 1/15/03 (BAD-0991) (DAC-2018) (EAE-0535) (FAA-9983) (G93-5860) (IAC-5199) Temp
Amended 4/11/03 as AO 03-054 (WCD 4-2003), eff. 4/15/03 (AAB-9871) (BAD-2834) (BAD-5597) (E82-3081) (EAB-6007) (EAD-0843) (F98-7114) (FAA-9841) (G92-9449) (G94-9409) (HAC-1026) (HAD-6042) Temp
Amended 7/14/03 as AO 03-059 (WCD 7-2003), eff. 7/15/03 (D90-4836)

(FAC-3333) Temp
Amended 1/21/04 as AO 04-050 (WCD 1-2004), eff. 1/21/04 (BAC-1977) (GAD-9630) (HAE-2463) Temp
Amended 4/19/04 as AO 04-058 (WCD 5-2004), eff. 4/19/04 (AAG-7056) (EAG-5154) Temp
Amended 7/15/04 as AO 04-061 (WCD 7-2004), eff. 7/15/04 (GAH-6929) (HAG-9396) Temp
Amended 10/26/04 as AO 04-063 (WCD 9-2004), eff. 1/1/05
Amended 5/13/05 as AO 05-060 (WCD 3-2005), eff. 5/13/05 (CAG-0633) (CAJ-3451) (FAE-4316) Temp
Administrative correction 11/18/05
Amended 12/5/05 as AO 05-074 (WCD 8-2005), eff. 1/1/06
Amended 7/17/06 as AO 06-058 (WCD 6-2006), eff. 7/17/06 (AAP-4748) (H99-0947) Temp
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 6/27/07 as AO 07-054 (WCD 5-2007), eff. 6/27/07 (AAP-6549) Temp
Amended 10/29/07 as AO 07-069 (WCD 6-2007), eff. 10/29/07 Temp
Amended 11/1/07 as AO 07-060 (WCD 10-2007), eff. 1/1/08
Amended 12/28/07 as AO 07-071 (WCD 13-2007), eff. 12/28/07
Amended 11/21/12 as AO 12-061 (WCD 8-2012), eff. 1/1/13

WORKERS WITH DISABILITIES PROGRAM

436-040-0001 Authority for Rules

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
Renumbered from 436-064-0001, 5/1/85

436-040-0002 Purpose

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
Renumbered from 436-064-0008, 5/1/85
Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08
SMC – ORS 183.335(7), filed and effective 4/19/17

436-040-0003 Applicability of Rules

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
Renumbered from 436-064-0003, 5/1/85
Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
Amended 6/18/90 as AO 12-1990 (WCD 6-1990), eff. 7/1/90 Temp
Amended 11/29/90 as AO 21-1990 (WCD 22-1990), eff. 12/26/90
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08
Amended 6/12/08 as AO 08-055 (WCD 1-2008), eff. 7/1/08

436-040-0005 Definitions

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
Renumbered from 436-064-0005, 5/1/85
Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
Amended 6/18/90 as WCD 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
Amended 11/29/90 as AO 21-1990 (WCD 22-1990), eff. 12/26/90
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08

436-040-0006 Administration of Rules

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
Renumbered from 436-064-0010, 5/1/85
Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08

436-040-0008 Administrative Review

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82

“SMC” means statutory minor correction.

Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
 Renumbered from 436-064-0998, 5/1/85
 Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
 Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08
 SMC – ORS 183.335(7), filed and effective 4/19/17

436-040-0010 Criteria for Eligibility

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
 Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
 Renumbered from 436-064-0100, 5/1/85
 Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
 Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
 Amended 6/18/90 as AO 12-1990 (WCD 6-1990), eff. 7/1/90 Temp
 Amended 11/29/90 as AO 21-1990 (WCD 22-1990), eff. 12/26/90
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08
 SMC – ORS 183.335(7), filed and effective 4/19/17

436-040-0020 Limitation of Program

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
 Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
 Renumbered from 436-064-0200, 5/1/85
 Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
 Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08

436-040-0030 Application for Determination of Relief From the Workers with Disabilities Program

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
 Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
 Renumbered from 436-064-0300, 5/1/85
 Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
 Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08

436-040-0040 Eligibility Determination

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
 Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
 Renumbered from 436-064-0310, 5/1/85
 Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
 Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08
 SMC – ORS 183.335(7), filed and effective 4/19/17

436-040-0050 Reimbursement

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
 Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
 Renumbered from 436-064-0315, 5/1/85
 Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
 Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
 Amended 6/18/90 as WCD 6-1990 (WCD 12-1990), eff. 7/1/90 Temp
 Amended 11/29/90 as AO 21-1990 (WCD 22-1990), eff. 12/26/90
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08

436-040-0060 Effects on Rates; Reporting

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
 Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
 Renumbered from 436-064-0320, 5/1/85
 Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
 Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08
 SMC – ORS 183.335(7), filed and effective 4/19/17

436-040-0070 Settlements

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
 Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
 Renumbered from 436-064-0325, 5/1/85
 Amended 12/18/87 as WCD 6-1987, eff. 1/1/88
 Amended 12/22/89 as WCD 3-1989, eff. 1/1/90

Amended 6/18/90 as AO 12-1990 (WCD 6-1990), eff. 7/1/90 Temp
 Amended 11/29/90 as AO 21-1990 (WCD 22-1990), eff. 12/26/90
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08

436-040-0080 Third Party Recoveries

Adopted 1/20/82 as WCD 1-1982, eff. 2/1/82
 Amended 12/20/83 as WCD 6-1983, eff. 1/1/84
 Renumbered from 436-064-0330, 5/1/85
 Amended 12/22/89 as WCD 3-1989, eff. 1/1/90
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08

436-040-0090 Assessment of Civil Penalties

Adopted 12/22/89 as WCD 3-1989, eff. 1/1/90
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08

436-040-0100 Suspension and Revocation of Authorization to Issue Guaranty Contracts

Adopted 11/29/90 as AO 21-1990 (WCD 22-1990), eff. 12/26/90
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 11/1/07 as AO 07-061 (WCD 10-2007), eff. 1/1/08
 Repealed 6/12/08 as AO 08-055 (WCD 1-2008), eff. 7/1/08

REOPENED CLAIMS PROGRAM**436-045-0001 Authority for Rules**

Adopted 12/18/87 as WCD 8-1987, eff. 1/1/88

436-045-0002 Purpose

Adopted 12/18/87 as WCD 8-1987, eff. 1/1/88
 Amended 12/4/97 as AO 97-061 (WCD 13-1997), eff. 1/1/98
 Amended 12/6/01 as AO 01-062 (WCD 12-2001), eff. 1/1/02

436-045-0003 Applicability of Rules

Adopted 12/18/87 as WCD 8-1987, eff. 1/1/88
 Amended 6/18/90 as AO 10-1990 (WCD 7-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 22-1990 (WCD 27-1990), eff. 12/26/90
 Amended 12/13/91 as AO 14-1991 (WCD 9-1991), eff. 1/1/92
 Amended 12/4/97 as AO 97-061 (WCD 13-1997), eff. 1/1/98
 Amended 12/6/01 as AO 01-062 (WCD 12-2001), eff. 1/1/02
 Amended 6/12/08 as AO 08-056 (WCD 1-2008), eff. 7/1/08

436-045-0005 Definitions

Adopted 12/18/87 as WCD 8-1987, eff. 1/1/88
 Amended 6/18/90 as AO 10-1990 (WCD 7-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 22-1990 (WCD 27-1990), eff. 12/26/90
 Amended 12/4/97 as AO 97-061 (WCD 13-1997), eff. 1/1/98
 Amended 12/6/01 as AO 01-062 (WCD 12-2001), eff. 1/1/02

436-045-0006 Administration of Rules

Adopted 12/18/87 as WCD 8-1987, eff. 1/1/88
 Amended 12/4/97 as AO 97-061 (WCD 13-1997), eff. 1/1/98

436-045-0008 Administrative Review

Adopted 12/18/87 as WCD 8-1987, eff. 1/1/88
 Amended 6/18/90 as AO 10-1990 (WCD 7-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 22-1990 (WCD 27-1990), eff. 12/26/90
 Amended 12/4/97 as AO 97-061 (WCD 13-1997), eff. 1/1/98
 Amended 12/3/03 as AO 03-072 (WCD 12-2003), eff. 1/1/04
 Amended 10/19/05 as AO 05-063 (WCD 7-2005), eff. 1/2/06
 Amended 11/1/07 as AO 07-062 (WCD 10-2007), eff. 1/1/08

436-045-0010 Criteria for Eligibility

Adopted 12/18/87 as WCD 8-1987, eff. 1/1/88
 Amended 12/4/97 as AO 97-061 (WCD 13-1997), eff. 1/1/98
 Amended 12/6/01 as AO 01-062 (WCD 12-2001), eff. 1/1/02
 SMC – ORS 183.335(7) (WCD 10-2021), filed and effective 10/8/21

436-045-0020 Limitation of Program

Adopted 12/18/87 as WCD 8-1987, eff. 1/1/88

“SMC” means statutory minor correction.

Amended 12/4/97 as AO 97-061 (WCD 13-1997), eff. 1/1/98

436-045-0025 Dispositions

Adopted 6/18/90 as AO 10-1990 (WCD 7-1990), eff. 7/1/90 Temp

Adopted 11/30/90 as AO 22-1990 (WCD 27-1990), eff. 12/26/90

Amended 12/13/91 as AO 14-1991 (WCD 9-1991), eff. 1/1/92

Amended 12/4/97 as AO 97-061 (WCD 13-1997), eff. 1/1/98

Amended 12/6/01 as AO 01-062 (WCD 12-2001), eff. 1/1/02

436-045-0030 Reimbursement

Adopted 12/18/87 as WCD 8-1987, eff. 1/1/88

Amended 11/30/90 as AO 22-1990 (WCD 27-1990), eff. 12/26/90

Amended 12/4/97 as AO 97-061 (WCD 13-1997), eff. 1/1/98

Amended 12/6/01 as AO 01-062 (WCD 12-2001), eff. 1/1/02

Amended 11/1/07 as AO 07-062 (WCD 10-2007), eff. 1/1/08

SMC – ORS 183.335(7) (WCD 11-2022), filed and effective 11/29/22

**EMPLOYER/INSURER COVERAGE
RESPONSIBILITY****436-050-0001 Authority for Rules**

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76 as Rules 436/51/001 and 436-051-0201

Amended 4/12/76 as WCB 2-1976, eff. 4/12/76 as 436/51/130, (WCD 436/55/060) Temp

Amended 6/15/76 as WCB 3-1976, eff. 6/15/76 as Rule 436/51/130, (WCD 436/55/060)

Amended 4/2/80 as WCD 3-1980, eff. 4/2/80

Amended 2/10/82 as WCD 4-1982, eff. 2/15/82

Amended 12/22/83 as WCD 7-1983, eff. 12/27/83

Amended 12/10/85 as WCD 5-1985, eff. 1/1/86

Renumbered from 436/51/001

Amended 12/12/85 as WCD 9-1985, eff. 1/1/86

Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90

Amended 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94

Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01

Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13

Repealed 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17

436-050-0002 Purpose

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76, as Rule 436/51/001

Amended 4/12/76 as WCB 2-1976, eff. 4/12/76 (as Rule 436/51/130) Temp

Amended 6/15/76 as WCB 3-1976

Amended 4/2/80 as WCD 3-1980, eff. 4/2/80

Amended 2/10/82 as WCD 4-1982, eff. 2/15/82

Amended 12/22/83 as WCD 7-1983, eff. 12/27/83

Amended 12/10/85 as WCD 5-1985, eff. 1/1/86

Renumbered from 436-051-0008

Amended 12/12/85 as WCD 9-1985, eff. 1/1/86

Amended 12/18/87 as WCD 9-1987, eff. 1/1/88

Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01

Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08

Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13

Repealed 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17

436-050-0003 Purpose and Applicability

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76, as Rule 436/51/001

Amended 4/12/76 as WCB 2-1976, eff. 4/12/76 (as Rule 436/51/130) Temp

Amended 6/15/76 as WCB 3-1976, eff. 6/15/76

Amended 4/2/80 as WCD 3-1980, eff. 4/2/80

Amended 2/10/82 as WCD 4-1982, eff. 2/15/82

Amended 9/30/82 as WCD 10-1982, eff. 10/1/82

Amended 12/22/83 as WCD 7-1983, eff. 12/27/83

Renumbered from 436-051-0003, 1/1/86

Amended 12/12/85 as WCD 9-1985, eff. 1/1/86

Amended 12/18/87 as WCD 9-1987, eff. 1/1/88

Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90

Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90

Amended 1/10/92 as WCD 3-1992, eff. 2/1/92

Amended 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94

Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96

Amended 1/9/98 as AO 98-050 (WCD 1-1998), eff. 1/23/98

Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01

Amended 8/28/03 as AO 03-056 (WCD 10-2003), eff. 9/15/03

Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04

Amended 5/25/05 as AO 05-055 (WCD 5-2005), eff. 6/1/05

Amended 12/5/05 as AO 05-075 (WCD 8-2005), eff. 1/1/06

Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07

Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08

Amended 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09

Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13

Amended 1/23/13 as AO 13-050 (WCD 1-2013), eff. 1/23/13 Temp

Amended 7/3/13 as AO 13-056 (WCD 5-2013), eff. 7/22/13

Amended 11/12/13 as AO 13-061 (WCD 8-2013), eff. 1/1/14

Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14

Amended 11/26/14 as AO 14-062 (WCD 13-2014), eff. 1/1/15

Amended 12/24/15 as AO 15-067 (WCD 10-2015), eff. 1/1/16

Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17

Amended 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

Amended 12/17/18 as AO 19-057 (WCD 10-2019) eff. 1/1/20

Amended 11/7/22 as AO 22-065 (WCD 7-2022) eff. 1/1/23

436-050-0005 Definitions

Adopted 4/12/76 as WCB 2-1976, eff. 4/12/76 as Rule 436/51/135 Temp

Amended 6/15/76 as WCB 3-1976, eff. 6/15/76, as Rule 436/51/135

Amended 4/2/80 as WCD 3-1980, eff. 4/2/80

Amended 2/10/82 as WCD 4-1982, eff. 2/15/82

Amended 9/30/82 as WCD 10-1982, eff. 10/1/82

Amended 6/30/83 as WCD 1-1983, eff. 7/1/83

Amended 12/22/83 as WCD 7-1983, eff. 12/27/83

Renumbered from 436/51/005, January 1, 1986

Amended 12/12/85 as WCD 9-1985, eff. 1/1/86

Amended 12/18/87 as WCD 9-1987, eff. 1/1/88

Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90

Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90

Amended 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94

Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96

Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01

Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04

Amended 5/31/07 as AO 07-052 (WCD 2-2007), eff. 6/1/07 Temp

Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07

Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08

Amended 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09

SMC – ORS 183.335(7), filed and effective 2/10/11

Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13

Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17

Amended 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

Amended 11/14/18 as AO 18-061 (WCD 20-2018) eff. 1/1/19

Amended 12/17/18 as AO 19-057 (WCD 10-2019) eff. 1/1/20

Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22

436-050-0006 Administration of Rules

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76 as Rule 50-055

Amended 4/2/80 as WCD 3-1980, eff. 4/2/80

Amended 2/10/82 as WCD 4-1982, eff. 2/15/82

Amended 12/22/83 as WCD 7-1983, eff. 12/27/83

Amended 12/10/85 as WCD 5-1985, eff. 1/1/86

Renumbered from 436/51/010

Amended 12/12/85 as WCD 9-1985, eff. 1/1/86

Amended 12/18/87 as AO 27-1987 (WCD 9-1987), eff. 1/1/88

Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01

Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04

Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13

Repealed 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17

436-050-0008 Requests for Hearings or Administrative Review

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76 as Rule 436/58/055

Amended 4/2/80 as WCD 3-1980, eff. 4/2/80

Amended 2/10/82 as WCD 4-1982, eff. 2/15/82

“SMC” means statutory minor correction.

Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Renumbered from 436/51/998, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 1/9/98 as AO 98-050 (WCD 1-1998), eff. 1/23/98
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 12/5/05 as AO 05-075 (WCD 8-2005), eff. 1/1/06
 Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 12/17/18 as AO 19-057 (WCD 10-2019) eff. 1/1/20

436-050-0010 Assessment of Civil Penalties

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76 as Rules 436/58/0055
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Renumbered from 436/51/981, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96
 Repealed 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01

436-050-0015 Suspension and Revocation of Authorization to Issue Workers' Compensation Insurance Policies

Adopted 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17

436-050-0020 Service of Order; Notice

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76 as Rule 436/58/060
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/983, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Repealed 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04

436-050-0025 Service of the Notice of Civil Penalty Orders

Adopted 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17

436-050-0030 Independent Contractors

Adopted 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Repealed 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96

436-050-0040 Responsibility for Providing Coverage When a Contract Is Awarded

Adopted 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/052, January 1, 1986
 Amended 12/12/85 as WCD 9-1985 eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987 eff. 1/1/88

Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22

436-050-0045 Nonsubject Workers

Adopted 10/4/91 as AO 8-1991 (WCD 6-1991), eff. 10/7/91 Temp
 Adopted 1/10/92 as AO 2-1992 (WCD 3-1992), eff. 2/1/92
 Amended 1/9/98 as AO 98-050 (WCD 1-1998), eff. 1/23/98
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 11/14/18 as AO 18-061 (WCD 20-2018) eff. 1/1/19
 Amended 12/17/18 as AO 19-057 (WCD 10-2019) eff. 1/1/20
 Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22

436-050-0050 Corporate Officers, Limited Liability Company Members, Partners; Subjectivity

Adopted 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Renumbered from 436/51/065, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 6/18/90 as AO 9-1990 (WCD 8-1990), eff. 7/1/90 Temp
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 10/4/91 as AO 8-1991 (WCD 7-1991), eff. 10/7/91 Temp
 Amended 1/10/92 as AO 2-1992 (WCD 3-1992), eff. 2/1/92
 Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96
 Amended 1/9/98 as AO 98-050 (WCD 1-1998), eff. 1/23/98
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 12/17/18 as AO 19-057 (WCD 10-2019) eff. 1/1/20

436-050-0055 Extraterritorial Coverage

Adopted 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96
 Amended 1/9/98 as AO 98-050 (WCD 1-1998), eff. 1/23/98
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17

436-050-0060 Transition from Guaranty Contract Filings to Policy-Based Proof of Coverages

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 6/30/83 as WCD 1-1983, eff. 7/1/83
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/100, January 1, 1986
 Amended 12/12/85 as WCD 9-1985 eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987 eff. 1/1/88
 Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 3/17/03 as AO 03-053 (WCD 3-2003), eff. 4/1/03
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09
 SMC – ORS 183.335(7), filed and effective 2/10/11
 Repealed 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17

“SMC” means statutory minor correction.

436-050-0070 Requalifying Required when Employer Entity Changes

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76
 Amended 4/12/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Renumbered from 436/51/105, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 1/9/98 as AO 98-050 (WCD 1-1998), eff. 1/23/98
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Repealed 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09

436-050-0080 Personal Elections

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/110, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Repealed 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09

436-050-0090 Notice to the Director of Change of Name or Address of Insured Employer

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/115, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Repealed 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09

436-050-0100 Cancellation of Coverage by Employer; Reinstatement of Guaranty Contract; Carrier Liability

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/120, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 12/5/05 as AO 05-075 (WCD 8-2005), eff. 1/1/06
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
 Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
 Repealed 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09

436-050-0110 Notice of Insurer’s Place of Business in State; Coverage Records Insurer Must Keep in Oregon

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 9/14/84 as WCD 6-1984, eff. 9/14/84
 Renumbered from 436/51/120, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01

Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 12/5/05 as AO 05-075 (WCD 8-2005), eff. 1/1/06
 Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
 Amended 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 11/14/18 as AO 18-061 (WCD 20-2018), eff. 1/1/19
 Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22

436-050-0120 Records Insurers Must Keep in Oregon; Removal and Disposition

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76 as Rules 436-051-0210 and 436-051-0215
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/215
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
 Amended 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 11/14/18 as AO 18-061 (WCD 20-2018), eff. 1/1/19
 Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22

436-050-0150 Qualifications of a Self-Insured Employer

Adopted 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/305
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 7/18/03 as AO 03-058 (WCD 8-2003), eff. 7/18/03 Temp
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 12/14/17 as AO 17-061 (WCD 7-2017), eff. 1/1/18
 Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0160 Applying for Certification as a Self-Insured Employer

Adopted 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/310
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 7/18/03 as AO 03-058 (WCD 8-2003), eff. 7/18/03 Temp
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0165 Security Deposit Requirements

Adopted 7/18/03 as AO 03-058 (WCD 8-2003), eff. 7/18/03 Temp
 Adopted 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13

Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
Amended 12/17/18 as AO 19-057 (WCD 10-2019), eff. 1/1/20
Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22
Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0170 Excess Insurance Requirements

Adopted 4/2/80 as WCD 3-1980, eff. 4/2/80
Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
Renumbered from 436/51/315
Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
Amended 12/5/05 as AO 05-075 (WCD 8-2005), eff. 1/1/06
Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
Amended 12/14/17 as AO 17-061 (WCD 7-2017), eff. 1/1/18
Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0175 Annual Reporting Requirements

Adopted 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
Amended 10/4/91 as AO 8-1991 (WCD 6-1991), eff. 10/7/91 Temp
Amended 01/10/92 as AO 2-1992 (WCD 3-1992), eff. 2/1/92
Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
Amended 12/7/12 as AO 12-062 (WCD 9-2012), eff. 1/1/13
Amended 11/12/13 as AO 13-061 (WCD 8-2013), eff. 1/1/14
Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
Amended 11/26/14 as AO 14-062 (WCD 13-2014), eff. 1/1/15
Amended 12/24/15 as AO 15-067 (WCD 10-2015), eff. 1/1/16
Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
Amended 12/14/17 as AO 17-061 (WCD 7-2017), eff. 1/1/18
Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0180 Determination of Amount of Self-Insured Employer's Deposit; Effective Date of Order to Increase Deposit

Adopted 4/12/76 as WCB 2-1976, eff. 4/12/76 as Rule 436/51/140 Temp
Amended 6/15/76 as WCB 3-1976, eff. 6/15/76 as Rule 436/51/140
Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
Renumbered from 436/51/320
Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
Amended 12/22/16 as AO 16-060 (WCD 8-2016), eff. 1/1/17
Amended 12/14/17 as AO 17-061 (WCD 7-2017), eff. 1/1/18
Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22
Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0185 Qualifications for Deposit Exemption for Self-Insured Cities, Counties, and Qualified Self-Insured Employer Groups, Application Procedures, Conditions and Requirements, Revocation and Requalification

Adopted 10/4/91 as AO 8-1991 (WCD 6-1991), eff. 10/7/91 Temp
Adopted 01/10/92 as AO 2-1992 (WCD 3-1992), eff. 2/1/92
Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
Amended 11/12/13 as AO 13-061 (WCD 8-2013), eff. 1/1/14
Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0190 Using Self-Insured Employers Security Deposit/Self-Insured Employer Adjustment Reserve/Self-Insured Employer Group Adjustment Reserve/Director-Ordered Assessments of Private Employer Members of Self-Insured Employer Groups

Adopted 2/10/82 as WCD 4-1982, eff. 2/15/82
Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
Renumbered from 436/51/322
Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
Amended 12/22/89 as WCD 7-1989, eff. 1/1/90
Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
Amended 12/14/17 as AO 17-061 (WCD 7-2017), eff. 1/1/18
Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0195 Requirements for Changes in Self-Insured Employer Entity

Adopted 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
Amended 12/14/17 as AO 17-061 (WCD 7-2017), eff. 1/1/18
Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0200 Self-Insured Certification Cancellation; Revocation

Adopted 4/2/80 as WCD 3-1980, eff. 4/2/80
Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
Renumbered from 436/51/325
Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
Amended 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09
Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
Amended 12/17/18 as AO 19-057 (WCD 10-2019), eff. 1/1/20
Amended 11/7/22 as AO 22-065 (WCD 7-2022), eff. 1/1/23

436-050-0205 Notice of Self-Insurer’s Personal Elections

Adopted 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 11/7/22 as AO 22-065 (WCD 7-2022) eff. 1/1/23

436-050-0210 Notice of Self-Insurer’s Place of Business in State; Records Self-Insured Must Keep in Oregon

Adopted 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/330
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 11/14/18 as AO 18-061 (WCD 20-2018) eff. 1/1/19
 Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22
 Amended 11/7/22 as AO 22-065 (WCD 7-2022) eff. 1/1/23

436-050-0220 Records Self-Insured Employer Must Keep in Oregon; Period to be Retained, Removal and Disposition

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76
 Amended 4/2/80 as WCD 3-1980 eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/330
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 12/5/05 as AO 05-075 (WCD 8-2005), eff. 1/1/06
 Amended 6/12/08 as AO 08-057 (WCD 1-2008), eff. 7/1/08
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 11/14/18 as AO 18-061 (WCD 20-2018) eff. 1/1/19
 Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22
 Amended 11/7/22 as AO 22-065 (WCD 7-2022) eff. 1/1/23

436-050-0230 Out-of-State Recordkeeping and Claims Processing by Self-Insured Employer; Conditions and Procedure for Permit; Revocation

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76 as Rule 436/51/220
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/340
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987 eff. 1/1/88
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/5/05 as AO 05-075 (WCD 8-2005), eff. 1/1/06
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22

436-050-0260 Qualifications of a Self-Insured Employer Group

Adopted 2/10/82 as WCD 4-1982 eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/405
 Amended 12/12/85 as WCD 9-1985 eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987 eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 12/14/17 as AO 17-061 (WCD 7-2017), eff. 1/1/18
 Amended 11/7/22 as AO 22-065 (WCD 7-2022) eff. 1/1/23

436-050-0270 Applying for Certification as a Self-Insured Employer Group: Private Employers

Adopted 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/410
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 11/7/22 as AO 22-065 (WCD 7-2022) eff. 1/1/23

436-050-0280 Applying for Certification as a Self-Insured Employer Group: Governmental Subdivisions

Adopted 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 12/14/17 as AO 17-061 (WCD 7-2017), eff. 1/1/18
 Amended 11/7/22 as AO 22-065 (WCD 7-2022) eff. 1/1/23

436-050-0290 Commencement/Termination /Cancellation of Employers with a Self-Insured Employer Group; Effect on Net Worth; Extension of Coverage; Change in Entity; Change of Address; Recordkeeping

Adopted 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/415
 Amended 12/12/85 as WCD 9-1985 eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987 eff. 1/1/88
 Amended 11/29/90 as AO 27-1990 (WCD 25-1990), eff. 12/26/90
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 12/14/17 as AO 17-061 (WCD 7-2017), eff. 1/1/18
 Amended 11/7/22 as AO 22-065 (WCD 7-2022) eff. 1/1/23

436-050-0300 Self-Insured Employer Group, Common Claims Fund

Adopted 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/125
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 12/22/89 as AO 5-1989 (WCD 7-1989), eff. 1/1/90
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 1/23/13 as AO 13-050 (WCD 1-2013), eff. 1/23/13 Temp
 Amended 7/3/13 as AO 13-056 (WCD 5-2013), eff. 7/22/13
 Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22

436-050-0330 Employers in Same Industry; Basis for Determination

Adopted 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/425, January 1, 1986
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Repealed 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01

436-050-0340 Group Self-Insurance Revocation

Adopted 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436/51/440
 Amended 12/12/85 as WCD 9-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 9-1987, eff. 1/1/88
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/01/01
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 8/15/14 as AO 14-059 (WCD 10-2014), eff. 9/15/14
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Amended 11/7/22 as AO 22-065 (WCD 7-2022) eff. 1/1/23

436-050-0400 Responsibility for Providing Coverage under a Lease Arrangement

Adopted 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 12/23/94 as AO 94-063 (WCD 15-1994), eff. 2/1/95
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 5/31/07 as AO 07-052 (WCD 2-2007), eff. 6/1/07 Temp
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
 Amended 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Repealed 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

436-050-0410 Notice to Director of Lease Arrangement; Termination

Adopted 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 8/28/03 as AO 03-056 (WCD 10-2003), eff. 9/15/03
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Repealed 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

436-050-0420 Temporary Worker Distinguished from Leased Worker

Adopted 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 12/23/94 as AO 94-063 (WCD 15-1994), eff. 2/1/95
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 8/28/03 as AO 03-056 (WCD 10-2003), eff. 9/15/03

Amended 5/31/07 as AO 07-052 (WCD 2-2007), eff. 6/1/07 Temp
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Repealed 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

436-050-0430 License Required

Adopted 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Repealed 8/28/03 by AO 03-056 (WCD 10-2003), eff. 9/15/03

436-050-0440 Qualifications, Applications, and Renewals for License as a Worker-Leasing Company

Adopted 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 8/28/03 as AO 03-056 (WCD 10-2003), eff. 9/15/03
 Amended 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 5/25/05 as AO 05-055 (WCD 5-2005), eff. 6/1/05
 Amended 5/31/07 as AO 07-052 (WCD 2-2007), eff. 6/1/07 Temp
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Repealed 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

436-050-0450 Recordkeeping and Reporting Requirements

Adopted 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 8/28/03 as AO 03-056 (WCD 10-2003), eff. 9/15/03
 Amended 5/31/07 as AO 07-052 (WCD 2-2007), eff. 6/1/07 Temp
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Repealed 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

436-050-0455 Reporting Requirements of a Self-Insured Worker-Leasing Company

Adopted 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Repealed 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

436-050-0460 Suspension or Revocation of License

Adopted 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 8/28/03 as AO 03-056 (WCD 10-2003), eff. 9/15/03
 Amended 5/25/05 as AO 05-055 (WCD 5-2005), eff. 6/1/05
 Amended 5/31/07 as AO 07-052 (WCD 2-2007), eff. 6/1/07 Temp
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Repealed 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

436-050-0470 Monitoring/Auditing

Adopted 4/1/94 as AO 94-052 (WCD 2-1994), eff. 5/1/94
 Amended 3/11/96 as AO 96-057 (WCD 9-1996), eff. 4/1/96
 Amended 6/22/01 as AO 01-054 (WCD 5-2001), eff. 7/1/01
 Amended 8/28/03 as AO 03-056 (WCD 10-2003), eff. 9/15/03
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07
 Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
 Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
 Repealed 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

436-050-0480 Assessment of Civil Penalties

Adopted 12/3/03 as AO 03-062 (WCD 12-2003), eff. 1/1/04
 Amended 5/25/05 as AO 05-055 (WCD 5-2005), eff. 6/1/05
 Amended 5/31/07 as AO 07-052 (WCD 2-2007), eff. 6/1/07 Temp
 Amended 11/1/07 as AO 07-063 (WCD 7-2007), eff. 11/28/07

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Index to Rule Revision History

March 6, 2024

“SMC” means statutory minor correction.

If a line has two order numbers,
the parenthetical number was assigned
by the Oregon Secretary of State.

Amended 9/17/08 as AO 08-061 (WCD 4-2008), eff. 7/1/09
SMC – ORS 183.335(7), filed and effective 2/10/11
Amended 10/4/12 as AO 12-056 (WCD 6-2012), eff. 1/1/13
Amended 11/28/16 as AO 16-054 (WCD 5-2016), eff. 1/1/17
Repealed 6/7/18 as AO 18-056 (WCD 7-2018) eff. 7/1/18

436-050-0500 Assessment of Civil Penalties

Adopted 12/13/21 as AO 21-055 (WCD 18-2021), eff. 1/1/22

CERTIFICATION OF CLAIMS EXAMINERS

436-055-0001 Authority for Rules

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
SMC – ORS 183.335(7), filed and effective 7/19/06
Repealed 11/8/16 as AO 16-052 (WCD 2-2016), eff. 1/1/17

436-055-0002 Purpose of Rules

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Amended 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00
Repealed 11/8/16 as AO 16-052 (WCD 2-2016), eff. 1/1/17

436-055-0003 Applicability of Rules

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Amended 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00
Amended 11/8/16 as AO 16-052 (WCD 2-2016), eff. 1/1/17

436-055-0005 Definitions

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Amended 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 11/8/16 as AO 16-052 (WCD 2-2016), eff. 1/1/17

436-055-0008 Administrative Review and Contested Cases

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00
Amended 12/3/03 as AO 03-073 (WCD 12-2003), eff. 1/1/04
Amended 6/15/06 as AO 06-055 (WCD 5-2006), eff. 7/1/06
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 11/8/16 as AO 16-052 (WCD 2-2016), eff. 1/1/17

436-055-0010 Access to Division Certification Records

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Repealed 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00

436-055-0020 Initial Certification Program Requirements

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Repealed 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00

436-055-0030 Continuing Education Programs

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Repealed 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00

436-055-0040 Application for Certification of Program and/or Continuing Education

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Repealed 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00

436-055-0050 Loss of Certification of Program and/or Continuing Education

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Repealed 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00

436-055-0060 Fees

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Repealed 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00

436-055-0070 Certification of Claims Examiners

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Amended 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00
Amended 12/5/05 as AO 05-076 (WCD 8-2005), eff. 1/1/06
Amended 6/15/06 as AO 06-055 (WCD 5-2006), eff. 7/1/06
Amended 11/8/16 as AO 16-052 (WCD 2-2016), eff. 1/1/17

436-055-0080 Examinations

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Repealed 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00

436-055-0085 Training for Interactions with Independent Medical Examination Providers

Adopted 12/5/05 as AO 05-076 (WCD 8-2005), eff. 1/1/06
Amended 6/15/06 as AO 06-055 (WCD 5-2006), eff. 7/1/06
Amended 11/8/16 as AO 16-052 (WCD 2-2016), eff. 1/1/17

436-055-0090 Loss of Individual Certification

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Repealed 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00

436-055-0100 Insurer Duties

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00
Amended 12/5/05 as AO 05-076 (WCD 8-2005), eff. 1/1/06
Amended 11/8/16 as AO 16-052 (WCD 2-2016), eff. 1/1/17

436-055-0110 Assessment of Civil Penalties

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Amended 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00
Amended 6/15/06 as AO 06-055 (WCD 5-2006), eff. 7/1/06
Amended 11/8/16 as AO 16-052 (WCD 2-2016), eff. 1/1/17
Amended 12/17/19 as AO 19-063 (WCD 12-2019), eff. 1/1/20

436-055-0120 Service of Orders

Adopted 11/30/90 as AO 25-1990 (WCD 28-1990), eff. 1/1/91
Amended 7/14/94 as AO 94-054 (WCD 5-1994), eff. 9/1/94
Amended 12/21/99 as AO 99-063 (WCD 15-1999), eff. 01/01/00
Repealed 6/15/06 as AO 06-055 (WCD 5-2006), eff. 7/1/06

CLAIMS ADMINISTRATION

436-060-0001 Authority for Rules

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76
Amended 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-001, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Repealed 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17

436-060-0002 Purpose

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-008, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90

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Index to Rule Revision History

“SMC” means statutory minor correction.

March 6, 2024

If a line has two order numbers,
the parenthetical number was assigned
by the Oregon Secretary of State.

Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 6/12/92 as WCD 12-1992, eff. 7/1/92
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Repealed 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17

436-060-0003 Purpose, Applicability, Forms, and Bulletins

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-003, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
Amended 2/28/94 as AO 94-050 (WCD 1-1994), eff. 3/1/94 Temp
Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
Amended 8/18/95 as AO 95-058 (WCD 10-1995), eff. 8/18/95 Temp
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 5/31/96 as AO 96-062 (WCD 14-1996), eff. 5/31/96 Temp
Amended 8/5/96 as AO 96-066 (WCD 17-1996), eff. 8/12/96 Temp
Amended 10/18/96 as AO 96-070 (WCD 21-1996), eff. 11/27/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/01/02
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
Amended 12/9/20 as AO 20-062 (WCD 20-2020), eff. 1/1/21
SMC – ORS 183.335(7), (WCD 14-2021) filed and effective 10/27/21

436-060-0005 Definitions

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-005, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/01/02
Amended 12/15/03 as AO 03-071 (WCD 13-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
Amended 12/14/17 as AO 17-062 (WCD 6-2017), eff. 1/1/18
Amended 2/8/18 as AO 18-050 (WCD 1-2018), eff. 2/21/18 Temp
Amended 7/17/18 as AO 18-058 (WCD 9-2018), eff. 8/1/18
Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
Amended 12/13/21 as AO 21-056 (WCD 18-2021), eff. 1/1/22
Amended 12/19/22 as AO 22-067 (WCD 13-2022), eff. 1/1/23

436-060-0006 Administration of Rules

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84

Renumbered from 436-54-010, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/01/02
Repealed 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17

436-060-0008 Administrative Review and Contested Cases

File 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-998, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/01/02
Amended 12/3/03 as AO 03-074 (WCD 12-2003), eff. 1/1/04
Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-064 (WCD 10-2007), eff. 1/1/08
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0009 Access to Department of Consumer and Business Services Workers' Compensation Claim File Records

Adopted 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
SMC – ORS 183.335(7) (WCD 2-2018), filed and effective 2/13/18
Repealed 3/13/20 as 20-054 (WCD 7-2020), eff. 4/1/20. See 436-001-0700

436-060-0010 Employer Responsibilities

Adopted 6/30/67 as WCB Order 4-1967, eff. 7/1/67
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-100, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/01/02
Amended 8/28/03 as AO 03-060 (WCD 9-2003), eff. 9/2/03 Temp
Amended 9/22/03 as AO 03-061 (WCD 11-2003), eff. 9/22/03 Temp
Amended 12/15/03 as AO 03-071 (WCD 13-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06

Amended 11/1/07 as AO 07-064 (WCD 10-2007), eff. 1/1/08
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/9/20 as AO 20-062 (WCD 20-2020), eff. 1/1/21

436-060-0011 Insurer Reporting Requirements

Adopted 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0012 Notices and Correspondence Following the Death of a Worker

Adopted 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0015 Required Notice and Information

Adopted 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 11/1/07 as AO 07-064 (WCD 10-2007), eff. 1/1/08
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 SMC – ORS 183.335(7) (WCD 21-2018), filed and effective 12/11/18
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/13/21 as AO 21-056 (WCD 18-2021), eff. 1/1/22
 Amended 12/19/22 as AO 22-069 (WCD 14-2022), eff. 1/1/24

436-060-0017 Release of Claim Documents

Adopted 4/18/91 as WCD 3-1991, eff. 6/1/91
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/13/21 as AO 21-056 (WCD 18-2021), eff. 1/1/22
 SMC – ORS 183.335(7) (WCD 1-2022), filed and effective 1/3/22

436-060-0018 Nondisabling and Disabling Claim Reclassification

Adopted 6/18/90 as AO 7-1990 (WCD 5-1990), eff. 7/1/90 Temp
 Adopted 12/12/90 as WCD 33-1990, eff. 12/26/90
 Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
 Amended as WCD 6-1991, eff. 9/01/91 Temp
 Amended 1/17/92 as WCD 5-1992, eff. 2/20/92
 Amended 11/18/94 as AO 94-059 (WCD 12-1994), eff. 1/1/95
 Amended 2/14/96 as AO 96-052 (WCD 8-1996), eff. 2/17/96
 Amended 12/22/97 as AO 97-065 (WCD 17-1997), eff. 1/15/98
 Amended 11/13/00 as AO 00-058 (WCD 9-2000), eff. 01/01/01
 Amended 11/16/01 as AO 01-060 (WCD 10-2001), eff. 1/1/02

Amended and renumbered from 436-030-0045, 2/17/04 as WCDs 04-051 & 04-052 (both 2-2004), eff. 2/29/04

Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 11/1/07 as AO 07-064 (WCD 10-2007), eff. 1/1/08
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 7/5/22 as AO 22-063 (WCD 6-2022), eff. 9/1/22
 Amended 12/19/22 as AO 22-069 (WCD 14-2022), eff. 1/1/24

436-060-0019 Determining and Paying the Three-Day Waiting Period

Adopted 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 8/28/03 as AO 03-060 (WCD 9-2003), eff. 9/2/03 Temp
 Amended 9/22/03 as AO 03-061 (WCD 11-2003), eff. 9/22/03 Temp
 Amended 12/15/03 as AO 03-071 (WCD 13-2003), eff. 1/1/04 Temp
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0020 Payment of Temporary Total Disability Compensation

Adopted 9/21/70 as WCB 12-1970, eff. 10/25/70
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-212, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90, Former sec. (WCD 6), (WCD 7), (WCD 8), (WCD 9) & (WCD 10)
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 8/18/95 as AO 95-058 (WCD 10-1995), eff. 8/18/95 Temp
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 5/31/96 as AO 96-062 (WCD 14-1996), eff. 5/31/96 Temp
 Amended 10/18/96 as AO 96-070 (WCD 21-1996), eff. 11/27/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 12/15/03 as AO 03-071 (WCD 13-2003), eff. 1/1/04 Temp
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 SMC – ORS 183.335(7) (WCD 14-2018), filed and effective 8/28/18
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/19/22 as AO 22-069 (WCD 14-2022), eff. 1/1/24

436-060-0025 Worker's Weekly Wage Calculation and Rate of Temporary Disability Compensation

Adopted 9/21/70 as WCB 12-1970, eff. 10/25/70
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-212, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Renumbered from 436-060-0020 former sections (WCD 6), (WCD 7), (WCD 8), (WCD 9) & (WCD 10)
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96

“SMC” means statutory minor correction.

Amended 10/18/96 as AO 96-070 (WCD 21-1996), eff. 11/27/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 9/21/17 as AO 17-059 (WCD 4-2017), eff. 10/1/17 Temp
 Amended 12/28/17 as AO 17-065 (WCD 9-2017), eff. 1/1/18
 Amended 2/8/18 as AO 18-050 (WCD 1-2018), eff. 2/21/18 Temp
 Amended 7/17/18 as AO 18-058 (WCD 9-2018), eff. 8/1/18
 Amended 12/17/19 as AO 19-064 (WCD 12-2019), eff. 1/1/20
 SMC – ORS 183.335(7) (WCD 12-2018), filed and effective 8/9/18
 SMC – ORS 183.335(7) (WCD 15-2018), filed and effective 9/6/18
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/19/22 as AO 22-067 (WCD 13-2022), eff. 1/1/23

436-060-0030 Payment of Temporary Partial Disability Compensation

Adopted 4/27/78 as WCD 6-1978, eff. 4/27/78
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-222, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 2/28/94 as AO 94-050 (WCD 1-1994), eff. 3/1/94 Temp
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 8/18/95 as AO 95-058 (WCD 10-1995), eff. 8/18/95 Temp
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 10/18/96 as AO 96-070 (WCD 21-1996), eff. 11/27/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 12/15/03 as AO 03-071 (WCD 13-2003), eff. 1/1/04 Temp
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0035 Supplemental Disability for Workers with Multiple Jobs at the Time of Injury

Adopted 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 4/19/02 as AO 02-056 (WCD 6-2002), eff. 5/10/02 Temp
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 8/28/03 as AO 03-060 (WCD 9-2003), eff. 9/2/03 Temp
 Amended 9/22/03 as AO 03-061 (WCD 11-2003), eff. 9/22/03 Temp
 Amended 12/15/03 as WCD 13-2003, eff. 1/1/04 thru 2/28/04 Temp
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 6/15/06 as AO 06-056 (WCD 5-2006), eff. 7/1/06
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 12/14/17 as AO 17-062 (WCD 6-2017), eff. 1/1/18
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/13/21 as AO 21-056 (WCD 18-2021), eff. 1/1/22

436-060-0040 Payment of Permanent Partial Disability Compensation

Adopted 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84

Renumbered from 436-54-232, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 SMC – ORS 183.335(7), filed and effective 1/4/12
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0045 Payment of Compensation during Worker Incarceration

Adopted 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Adopted 9/18/90 as WCD 19-1990, eff. 9/18/90 Temp
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0050 Payment of Medical Services: Choice of Attending Physician

Adopted 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-054-0245, 5-1-85
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Repealed 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90

436-060-0055 Payment of Medical Services on Nondisabling Claims; Employer/Insurer Responsibility

Adopted 12/18/87 as WCD 10-1987, eff. 1/1/88 Temp
 Adopted 6/27/88 as WCD 4-1988, eff. 7/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 11/1/07 as AO 07-064 (WCD 10-2007), eff. 1/1/08
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0060 Lump Sum Payment of Permanent Partial Disability Awards

Adopted 6/23/66 as WCB 6-1966, eff. 6/24/66
 Amended 2/13/74 as WCB 5-1974, eff. 3/11/74
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-250, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06

“SMC” means statutory minor correction.

Amended 11/1/07 as AO 07-064 (WCD 10-2007), eff. 1/1/08
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/19/22 as AO 22-067 (WCD 13-2022), eff. 1/1/23

436-060-0065 Payments to Aliens Residing Outside of United States

Adopted 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Repealed 1/3/92 as WCD 1-1992, eff. 2/1/92

436-060-0070 Reimbursement of Related Services Costs

Adopted 10/23/69 as WCB 6-1969, eff. 10/29/69
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-270, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended and renumbered to 436-009-0025, 12/17/01, as AO 01-061 (WCD 13-2001), eff. 1/1/02

436-060-0075 Payment of Death Benefits

Adopted 12/14/17 as AO 17-062 (WCD 6-2017), eff. 1/1/18
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 6/13/22 as AO 22-057 (WCD 4-2022), eff. 7/1/22

436-060-0080 Consent to Suspension of Compensation or Reduction of Benefits Awarded the Worker

Adopted 12/11/70 as WCB 16-1970, eff. 1/11/71
 Amended 4/27/78 as WCD 6-1978, eff. 4/27/78
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-054-0281, 5/1/85
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Repealed 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90

436-060-0090 Request for Consent to Suspension of Compensation; Worker’s Failure or Refusal to Submit to Medical Examinations

Adopted 12/11/70 as WCB 16-1970, eff. 1/11/71
 Amended 4/27/78 as WCD 6-1978, eff. 4/27/78
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-054-0283, 5/1/85
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Repealed 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90

436-060-0095 Medical Examinations; Suspension of Compensation; and Independent Medical Examination Notice

Adopted 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended and Renumbered from 436-060-0085(WCD 1)(WCD 2)(WCD 4) 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 12/22/00 as AO 00-060 (WCD 11-2000), eff. 1/1/01
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 12/15/03 as AO 03-071 (WCD 13-2003), eff. 1/1/04 Temp

Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 6/15/06 as AO 06-056 (WCD 5-2006), eff. 7/1/06
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 3/1/11 as AO 11-052 (WCD 1-2011), eff. 4/1/11
 SMC – ORS 183.335(7), filed and effective 1/4/12
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 SMC – ORS 183.335(7), filed and effective 4/19/17
 Amended 12/14/17 as AO 17-062 (WCD 6-2017), eff. 1/1/18
 SMC – ORS 183.335(7) (WCD 3-2019), filed and effective 4/1/19
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/19/22 as AO 22-069 (WCD 14-2022), eff. 1/1/24

436-060-0100 Request for Consent to Suspension of Compensation; Worker’s Failure to Participate in a Program at a Physical Rehabilitation Center

Adopted 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-054-0284, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Repealed 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90

436-060-0105 Suspension of Compensation for Insanitary or Injurious Practices, Refusal of Treatment or Failure to Participate in Rehabilitation; Reduction of Benefits

Adopted 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended and Renumbered from 436-060-0085(WCD 1)(WCD 2)(WCD 4)(WCD 5), 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 12/22/00 as AO 00-060 (WCD 11-2000), eff. 1/1/01
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 12/15/03 as AO 03-071 (WCD 13-2003), eff. 1/1/04 Temp
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 SMC – ORS 183.335(7), filed and effective 4/19/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/19/22 as AO 22-067 (WCD 13-2022), eff. 1/1/23

436-060-0110 Request for Consent to Suspension of Compensation; Worker’s Commission of Insanitary or Injurious Practices

Adopted 12/11/70 as WCB 16-1970, eff. 1/11/71
 Amended 4/27/78 as WCD 6-1978, eff. 4/27/78
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-285, 5/1/85
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Repealed 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90

436-060-0120 Request for Consent to Suspension of Compensation; Worker’s Refusal to Submit to Medical or Surgical Treatment; Evaluation Division Reduction of Permanent Partial Disability Awarded

Adopted 12/11/70 as WCB 16-1970, eff. 1/11/71
 Amended 4/27/78 as WCD 6-1978, eff. 4/27/78
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84

“SMC” means statutory minor correction.

Renumbered from 436-54-286, 5/1/85
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Repealed 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90

**436-060-0130 Petition for Reduction of Benefits;
Worker’s Failure to Follow Medical Advice or
Participate In or Complete Physical Restoration or
Vocational Rehabilitation Programs or Commission of
Insanitary or Injurious Practices**

Adopted 12/11/70 as WCB 16-1970, eff. 1/11/71
Amended 4/27/78 as WCD 6-1978, eff. 4/27/78
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-287, 5/1/85
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Repealed 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90

**436-060-0135 Injured Worker, Worker’s Attorney
Responsible to Assist in Investigation; Suspension of
Compensation and Notice to Worker**

Adopted 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 8/5/96 as AO 96-066 (WCD 17-1996), eff. 8/12/96 Temp
Amended 10/18/96 as AO 96-070 (WCD 21-1996), eff. 11/27/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 4/19/02 as AO 02-056 (WCD 6-2002), eff. 5/10/02 Temp
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
SMC – ORS 183.335(7), filed and effective 12/14/16
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
SMC – ORS 183.335(7), filed and effective 4/19/17
SMC – ORS 183.335(7) (WCD 6-2018), filed and effective 5/8/18
Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
Amended 12/19/22 as AO 22-067 (WCD 13-2022), eff. 1/1/23

**436-060-0137 Vocational Evaluations for Permanent
Total Disability Benefits; and Suspension of
Compensation**

Adopted 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
SMC – ORS 183.335(7), filed and effective 4/19/17
Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
Amended 12/19/22 as AO 22-069 (WCD 14-2022), eff. 1/1/24

436-060-0140 Acceptance or Denial of a Claim

Adopted 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-300, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 6/12/92 as WCD 12-1992, eff. 7/1/92
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 8/5/96 as AO 96-066 (WCD 17-1996), eff. 8/12/96 Temp
Amended 10/18/96 as AO 96-070 (WCD 21-1996), eff. 11/27/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
Amended 12/15/03 as AO 03-071 (WCD 13-2003), eff. 1/1/04 Temp

Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-064 (WCD 10-2007), eff. 1/1/08
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
SMC – ORS 183.335(7), filed and effective 5/9/12
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
SMC – ORS 183.335(7), filed and effective 4/19/17
Amended 12/14/17 as AO 17-062 (WCD 6-2017), eff. 1/1/18
Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

**436-060-0141 Claims for COVID-19 or Exposure to
SARS-CoV-2**

Adopted 9/30/20 as AO 20-061 (WCD 15-2020), eff. 10/1/20 Temp
Adopted 1/26/21 as AO 21-050 (WCD 1-2021), eff. 2/1/21

436-060-0145 Disposition of a Claim

Adopted 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
Adopted 9/11/90 as AO 15-1990 (WCD 18-1990), eff. 9/11/90 Temp
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 1/11/91 as WCD 1-1991, eff. 1/16/91 Temp
Amended 4/18/91 as WCD 3-1991, eff. 6/1/91
Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
Repealed 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96

436-060-0147 Worker Requested Medical Examination

Adopted 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-064 (WCD 10-2007), eff. 1/1/08
Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
Amended 12/14/17 as AO 17-062 (WCD 6-2017), eff. 1/1/18
Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
Amended 12/19/22 as AO 22-069 (WCD 14-2022), eff. 1/1/24

436-060-0150 Timely Payment of Compensation

Adopted 11/14/66 as WCB 9-1966, eff. 11/14/66
Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-310, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
Amended 12/15/03 as AO 03-071 (WCD 13-2003), eff. 1/1/04 Temp
Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-064 (WCD 10-2007), eff. 1/1/08
Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
SMC – ORS 183.335(7), filed and effective 1/4/12
Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
Amended 12/14/17 as AO 17-062 (WCD 6-2017), eff. 1/1/18
Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
Amended 12/19/22 as AO 22-067 (WCD 13-2022), eff. 1/1/23

436-060-0153 Electronic Payment of Compensation

Adopted 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09

“SMC” means statutory minor correction.

Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 12/19/22 as AO 22-067 (WCD 13-2022), eff. 1/1/23

436-060-0155 Penalty to Worker for Untimely Processing

Adopted 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Adopted 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0160 Use of Sight Draft to Pay Compensation Prohibited

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76
 Amended 4/27/78 as WCD 6-1978, eff. 4/27/78
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-315, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17

436-060-0170 Recovery of Overpayment of Benefits

Adopted 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Amended 4/4/84 as WCD 3-1984, eff. 4/4/84
 Renumbered from 436-54-320, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 SMC – ORS 183.335(7), filed and effective 1/4/12
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/19/22 as AO 22-069 (WCD 14-2022), eff. 1/1/24

436-060-0180 Designation and Responsibility of a Paying Agent

Adopted 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 4/29/80 as WCD 5-1980, eff. 4/29/80 Temp
 Amended 10/1/80 as WCD 7-1980, eff. 10/1/80
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-332, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 6/18/90 as AO 8-1990 (WCD 9-1990), eff. 7/1/90 Temp
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04

Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 SMC – ORS 183.335(7), filed and effective 12/1/16
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20
 Amended 12/13/21 as AO 21-056 (WCD 18-2021), eff. 1/1/22

436-060-0185 Arbitration Proceedings Costs Allocation

Adopted 12/18/87 as WCD 10-1987, eff. 1/1/88 Temp
 Adopted 6/27/88 as WCD 4-1988, eff. 7/1/88
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Repealed 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96

436-060-0190 Monetary Adjustments among Parties and Department of Consumer and Business Services

Adopted 6/3/70 as WCB 5-1970
 Amended 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 4/29/80 as WCD 5-1980, eff. 4/29/80 Temp
 Amended 10/1/80 as WCD 7-1980, eff. 10/1/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-334, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0195 Miscellaneous Monetary Adjustments among Insurers

Adopted 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
 SMC – ORS 183.335(7), (WCD 2-2020) filed and effective 1/29/20

436-060-0200 Assessment of Civil Penalties

Adopted 1/11/80 as WCD 1-1980, eff. 1/11/80
 Amended 12/23/81 as WCD 6-1981, eff. 1/1/82
 Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
 Renumbered from 436-54-981, May 1, 1985
 Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
 Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
 Amended 4/18/91 as WCD 3-1991, eff. 6/1/91
 Amended 1/3/92 as WCD 1-1992, eff. 2/1/92
 Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
 Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
 Amended 10/18/96 as AO 96-070 (WCD 21-1996), eff. 11/27/96
 Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
 Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
 Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
 Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
 Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
 Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
 Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16

“SMC” means statutory minor correction.

Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
Amended 12/17/19 as AO 19-064 (WCD 12-2019), eff. 1/1/20
Amended 12/19/22 as AO 22-067 (WCD 13-2022), eff. 1/1/23

436-060-0210 Issuance/Service of Penalty Orders

Adopted 1/11/80 as WCD 1-1980, eff. 1/11/80
Amended 12/29/83 as WCD 8-1983, eff. 1/1/84
Renumbered from 436-54-983, May 1, 1985
Amended 12/12/85 as WCD 8-1985, eff. 1/1/86
Amended 12/18/87 as WCD 4-1987, eff. 1/1/88
Amended 12/22/89 as AO 7-1989 (WCD 6-1989), eff. 1/1/90
Amended 8/11/94 as AO 94-055 (WCD 7-1994), eff. 8/28/94
Amended 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Repealed 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04

436-060-0220 Suspension and Revocation of Authorization to Issue Guaranty Contracts

Adopted 11/30/90 as AO 26-1990 (WCD 29-1990), eff. 12/26/90
Amended 2/2/96 as AO 96-053 (WCD 5-1996), eff. 2/12/96
Repealed 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02

436-060-0400 Penalty and Attorney Fee for Untimely Payment of Disputed Claims Settlement

Adopted 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17

436-060-0500 Reimbursement of Supplemental Disability for Workers with Multiple Jobs at the Time of Injury

Adopted 11/30/01 as AO 01-061 (WCD 11-2001), eff. 1/1/02
Amended 10/2/02 as AO 02-059 (WCD 10-2002), eff. 11/1/02
Amended 8/28/03 as AO 03-060 (WCD 9-2003), eff. 9/2/03 Temp
Amended 9/22/03 as AO 03-061 (WCD 11-2003), eff. 9/22/03 Temp
Amended 2/17/04 as AO 04-051 (WCD 2-2004), eff. 2/29/04
Amended 10/26/04 as AO 04-064 (WCD 9-2004), eff. 1/1/05
Amended 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Amended 12/15/08 as AO 08-065 (WCD 5-2008), eff. 1/1/09
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
Amended 10/12/15 as AO 15-062 (WCD 7-2015), eff. 1/1/16
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17
Amended 3/13/20 as AO 20-054 (WCD 7-2020), eff. 4/1/20

436-060-0510 Reimbursement of Permanent Total Disability Benefits from the Workers’ Benefit Fund

Adopted 12/5/05 as AO 05-077 (WCD 8-2005), eff. 1/1/06
Amended 12/1/09 as AO 09-057 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-055 (WCD 6-2016), eff. 1/1/17

WORKERS’ BENEFIT FUND ASSESSMENT

See also 436-55, WCD 3-1983, eff. 7/1/83

436-070-0001 Authority for Rules

Adopted 6/30/83 as WCD 3-1983, eff. 7/1/83
Renumbered from 436/55/101, 5/1/85
Amended 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05
Repealed 10/11/21 as AO 21-054 (WCD 11-2021), eff. 1/1/22

436-070-0002 Purpose

Adopted 6/30/83 as WCD 3-1983, eff. 7/1/83
Renumbered from 436-055-0108, 5/1/85
Amended 10/31/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95
Amended 1/12/96 as AO 96-050 (WCD 2-1996), eff. 1/12/96
Amended 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05
Amended 12/7/12 as AO 12-063 (WCD 10-2012), eff. 4/1/13
Repealed 10/11/21 as AO 21-054 (WCD 11-2021), eff. 1/1/22

436-070-0003 Applicability of Rules

Adopted 6/30/83 as WCD 3-1983, eff. 7/1/83
Renumbered from 436-055-0103, 5/1/85

Amended 10/31/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95
Amended 1/12/96 as AO 96-050 (WCD 2-1996), eff. 1/12/96
Amended 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05
Amended 12/7/12 as AO 12-063 (WCD 10-2012), eff. 4/1/13
Amended 11/8/16 as AO 16-053 (WCD 3-2016), eff. 1/1/17
Amended 11/1/18 as AO 18-063 (WCD 19-2018), eff. 1/1/19
Amended 10/1/19 as AO 19-055 (WCD 8-2019), eff. 1/1/20
Amended 10/11/21 as AO 21-054 (WCD 11-2021), eff. 1/1/22
Amended 10/13/23 as WCD Admin. Order 23-053, eff. 1/1/24

436-070-0005 Definitions

Adopted 6/30/83 as WCD 3-1983, eff. 7/1/83
Renumbered from 436-055-0105, 5/1/85
Amended 1/12/96 as AO 96-050 (WCD 2-1996), eff. 1/12/96
Amended 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05
Amended 10/11/21 as AO 21-054 (WCD 11-2021), eff. 1/1/22

436-070-0008 Administrative Review

Adopted 10/31/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95
Amended 1/12/96 as AO 96-050 (WCD 2-1996), eff. 1/12/96
Amended 12/3/03 as AO 03-075 (WCD 12-2003), eff. 1/1/04
Amended 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05
Amended 10/19/05 as AO 05-064 (WCD 7-2005), eff. 1/2/06
Amended 10/11/21 as AO 21-054 (WCD 11-2021), eff. 1/1/22

436-070-0010 Assessment Rate: Method and Manner of Determining

Adopted 6/30/83 as WCD 3-1983, eff. 7/1/83
Renumbered from 436-055-0120, 5/1/85
Amended 10/31/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95
Amended 1/12/96 as AO 96-050 (WCD 2-1996), eff. 1/12/96
Amended 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05
Amended 12/7/12 as AO 12-063 (WCD 10-2012), eff. 4/1/13
Amended 11/8/16 as AO 16-053 (WCD 3-2016), eff. 1/1/17
Amended 9/28/18 as AO 18-060 (WCD 17-2018), eff. 1/1/19
Amended 10/1/19 as AO 19-055 (WCD 8-2019), eff. 1/1/20
Amended 10/11/21 as AO 21-054 (WCD 11-2021), eff. 1/1/22
Amended 10/13/23 as WCD Admin. Order 23-053, eff. 1/1/24

436-070-0020 Assessments: Manner and Intervals for Filing and Payment

Adopted 6/30/83 as WCD 3-1983, eff. 7/1/83
Renumbered from 436-055-0125, 5/1/85
Amended 10/31/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95
Amended 1/12/96 as AO 96-050 (WCD 2-1996), eff. 1/12/96
Amended 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05
Amended 1/27/06 as AO 06-051 (WCD 2-2006), eff. 1/27/06 Temp
Amended 6/15/06 as AO 06-057 (WCD 5-2006), eff. 7/1/06
Amended 10/11/21 as AO 21-054 (WCD 11-2021), eff. 1/1/22

436-070-0030 Assessments: Periods Prior to January 1, 1995

Adopted 6/30/83 as WCD 3-1983, eff. 7/1/83
Renumbered from 436-055-0130, 5/1/85
Amended 10/31/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95
Repealed 1/12/96 as AO 96-050 (WCD 2-1996), eff. 1/12/96

436-070-0040 Monitoring/Auditing

Adopted 6/30/83 as WCD 3-1983, eff. 7/1/83
Renumbered from 436-055-0135, 5/1/85
Amended 10/31/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95
Amended 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05
Amended 10/11/21 as AO 21-054 (WCD 11-2021), eff. 1/1/22

436-070-0050 Assessment of Civil Penalties

Adopted 10/31/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95
Amended 1/12/96 as AO 96-050 (WCD 2-1996), eff. 1/12/96
Amended 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05
Amended 12/17/19 as AO 19-065 (WCD 12-2019), eff. 1/1/20
Amended 10/11/21 as AO 21-054 (WCD 11-2021), eff. 1/1/22

436-070-0060 Issuance/Service of Penalty Orders

Adopted 10/31/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95
Amended 1/12/96 as AO 96-050 (WCD 2-1996), eff. 1/12/96
Repealed 3/23/05 as AO 05-053 (WCD 2-2005), eff. 4/1/05

RETROACTIVE PROGRAM**436-075-0001 Authority for Rules**

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/1990
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Repealed 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0002 Purpose

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Repealed 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0003 Applicability of Rules

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 6/18/90 as AO 11-1990 (WCD 10-1990), eff. 7/1/90 Temp
Amended 11/29/90 as WCD 23-1990, eff. 12/26/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0005 Definitions

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 6/18/90 as AO 11-1990 (WCD 10-1990), eff. 7/1/90 Temp
Amended 11/29/90 as WCD 23-1990, eff. 12/26/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0006 Administration of Rules

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Repealed 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0008 Administrative Review

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 6/18/90 as AO 11-1990 (WCD 10-1990), eff. 7/1/90 Temp
Amended 11/29/90 as WCD 23-1990, eff. 12/26/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 12/3/03 as AO 03-076 (WCD 12-2003), eff. 1/1/04
Amended 10/19/05 as AO 05-065 (WCD 7-2005), eff. 1/2/06
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0010 Criteria for Eligibility

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 11/29/90 as WCD 23-1990, eff. 12/26/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18
SMC – ORS 183.335(7) (WCD 16-2018), filed and effective 9/17/18

436-075-0020 Death Benefit

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0030 Permanent Total Disability Benefit

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
SMC – ORS 183.335(7), filed and effective 4/19/17
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0040 Death during Permanent Total Disability

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0050 Temporary Total Disability

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16

436-075-0060 Permanent Partial Disability

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Repealed 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98

436-075-0065 Dispositions

Amended 6/18/90 as AO 11-1990 (WCD 10-1990), eff. 7/1/90 Temp
Amended 11/29/90 as WCD 23-1990, eff. 12/26/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0070 Reimbursement

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0080 Alien Benefits

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Repealed 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98

436-075-0090 Third Party Recovery

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 12/4/97 as AO 97-062 (WCD 14-1997), eff. 1/1/98
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16
Amended 12/14/17 as AO 17-063 (WCD 6-2017), eff. 1/1/18

436-075-0100 Assessment of Civil Penalties

Adopted 12/22/89 as AO 6-1989 (WCD 4-1989), eff. 1/1/90
Amended 6/18/90 as AO 11-1990 (WCD 10-1990), eff. 7/1/90 Temp
Amended 11/29/90 as WCD 23-1990, eff. 12/26/90
SMC – ORS 183.335(7), filed and effective 7/19/06
Amended 10/12/15 as AO 15-063 (WCD 7-2015), eff. 1/1/16

436-075-0110 Suspension and Revocation of Authorization to Issue Guaranty Contracts

Adopted 11/29/90 as WCD 23-1990, eff. 12/26/90
Repealed 12/1/09 as AO 09-058 (3-2009), eff. 1/1/10

NONCOMPLYING EMPLOYERS**436-080-0001 Authority for Rules**

Adopted 2/13/74 as WCB 4-1974, eff. 3/11/74
Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
Renumbered from 436-052-0006, 5/1/85
Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
Repealed 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0002 Purpose

Adopted 12/18/87 as WCD 7-1987, eff. 1/1/88
Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
Repealed 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0003 Applicability and Purpose of Rules

Adopted 12/6/73 as WCB 4-1973, eff. 12/6/73 Temp
Adopted 2/13/74 as WCB 4-1974, eff. 3/11/74

“SMC” means statutory minor correction.

Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
 Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0055, 5/1/85
 Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
 Amended 12/22/89 as AO 4-1989 (WCD 5-1989), eff. 1/1/90
 Amended 11/29/90 as AO 28-1990 (WCD 26-1990), eff. 12/26/90
 Amended 01/10/92 as AO 3-1992 (WCD 4-1992), eff. 2/1/92
 Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 1/9/98 as AO 98-051 (WCD 2-1998), eff. 1/23/98
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 Amended 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0005 Definitions

Adopted 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0008, 5/1/85
 Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
 Amended 12/22/89 as AO 4-1989 (WCD 5-1989), eff. 1/1/90
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 Amended 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0006 Administration of Rules

Adopted 12/6/73 as WCB 4-1973, eff. 12/6/73 Temp
 Adopted 2/13/74 as WCB 4-1974, eff. 3/11/74
 Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
 Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0010, 5/1/85
 Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
 Amended 11/29/90 as AO 28-1990 (WCD 26-1990), eff. 12/26/90
 Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 Repealed 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0010 Issuance of Noncomplying Employer Order; Requests for Hearing

Adopted 7/24/70 as WCB 10-1970, eff. 7/24/70
 Amended 12/6/73 as WCB 4-1973, eff. 12/6/73 Temp
 Amended 2/13/74 as WCB 4-1974, eff. 3/11/74
 Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
 Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0015, 5/1/85
 Amended 11/29/90 as AO 28-1990 (WCD 26-1990), eff. 12/26/90
 Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 Amended 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19
 SMC – ORS 183.335(7) (WCD 4-2019), filed and effective 5/24/19

436-080-0020 When a Hearing on the Order Is Not Requested

Adopted 12/6/73 as WCB 4-1973, eff. 12/6/73 Temp
 Adopted 2/13/74 as WCB 4-1974, eff. 3/11/74
 Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
 Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0020, 5/1/85
 Amended 12/22/89 as AO 4-1989 (WCD 5-1989), eff. 1/1/90
 Amended 11/29/90 as AO 28-1990 (WCD 26-1990), eff. 12/26/90
 Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 Repealed 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0030 When a Hearing on the Order Is Requested

Adopted 12/6/73 as WCB 4-1973, eff. 12/6/73 Temp
 Adopted 2/13/74 as WCB 4-1974, eff. 3/11/74
 Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
 Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0025, 5/1/85
 Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
 Amended 12/22/89 as AO 4-1989 (WCD 5-1989), eff. 1/1/90
 Amended 11/29/90 as AO 28-1990 (WCD 26-1990), eff. 12/26/90
 Amended 01/10/92 as AO 3-1992 (WCD 4-1992), eff. 2/1/92

Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 Repealed 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0040 Assessment of Civil Penalties Against Non-complying Employer

Adopted 12/6/73 as WCB 4-1973, eff. 12/6/73
 Amended 2/13/74 as WCB 4-1974, eff. 3/11/74
 Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
 Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436/52/030, 5/1/85
 Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
 Amended 12/22/89 as WCD 5-1989, eff. 1/1/90
 Amended 11/29/90 as WCD 26-1990, eff. 12/26/90
 Amended 7/26/95 as WCD 95-057 (WCD 8-1995), eff. 7/26/95 Temp
 Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 SMC – ORS 183.335(7), filed and effective 2/10/11
 Amended 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19
 Amended 5/28/20 as AO 20-057 (WCD 10-2020) eff. 6/1/20 Temp
 Suspended 6/18/20 as AO 20-058 (WCD 11-2020) eff. 6/18/20 Temp
 Reinstated 6/18/20 as AO 18-062 (WCD 20-2018) eff. 6/19/20

436-080-0050 Service of Notice, Order or Assessment

Adopted 7/24/70 as WCB 10-1970, eff. 7/24/70
 Amended 12/6/73 as WCB 4-1973, eff. 12/6/73 Temp
 Amended 2/13/74 as WCB 4-1974, eff. 3/11/74
 Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
 Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0035, 5/1/85
 Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
 Amended 12/22/89 as AO 4-1989 (WCD 5-1989), eff. 1/1/90
 Amended 11/29/90 as AO 28-1990 (WCD 26-1990), eff. 12/26/90
 Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Repealed 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04

436-080-0060 When a Worker Files a Claim for an Injury

Adopted 12/6/73 as WCB 4-1973, eff. 12/6/73 Temp
 Adopted 2/13/74 as WCB 4-1974, eff. 3/11/74
 Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
 Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0040, 5/1/85
 Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
 Amended 12/22/89 as AO 4-1989 (WCD 5-1989), eff. 1/1/90
 Amended 11/29/90 as AO 28-1990 (WCD 26-1990), eff. 12/26/90
 Amended 4/15/92 as WCD 8-1992, eff. 4/15/92 Temp
 Amended 10/13/92 as AO 16-1992 (WCD 14-1992), eff. 10/13/92
 Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 8/1/97 as AO 97-058 (WCD 9-1997), eff. 8/1/97 Temp
 Amended 1/9/98 as AO 98-051 (WCD 2-1998) eff. 1/23/98
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 Amended 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0065 Determination Of Assigned Claims Agent

Adopted 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 Amended 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0070 Reimbursement of Assigned Claims Agent for Claims Costs for Injured Workers of Noncomplying Employers

Adopted 7/24/70 as WCB 10-1970, eff. 7/24/70
 Amended 12/6/73 as WCB 4-1973, eff. 12/6/73 Temp
 Amended 2/13/74 as WCB 4-1974, eff. 3/11/74
 Amended 9/22/75 as WCB 15-1975, eff. 10/11/75
 Amended 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0050, 5/1/85
 Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
 Amended 12/22/89 as AO 4-1989 (WCD 5-1989), eff. 1/1/90

“SMC” means statutory minor correction.

Amended 01/10/92 as AO 3-1992 (WCD 4-1992), eff. 2/1/92
 Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 Amended 10/19/05 as AO 05-066 (WCD 7-2005), eff. 1/2/06
 SMC – ORS 183.335(7), filed and effective 2/10/11
 Amended 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

436-080-0080 Collection of Monies Withheld from Subject Workers

Adopted 3/31/78 as WCD 5-1978, eff. 4/1/78
 Renumbered from 436-052-0051, 5/1/85
 Amended 12/18/87 as WCD 7-1987, eff. 1/1/88
 Amended 12/22/89 as AO 4-1989 (WCD 5-1989), eff. 1/1/90
 Amended 1/2/96 as AO 95-073 (WCD 1-1996), eff. 1/5/96
 Amended 12/3/03 as AO 03-065 (WCD 12-2003), eff. 1/1/04
 SMC – ORS 183.335(7), filed and effective 2/10/11
 Amended 11/14/18 as AO 18-062 (WCD 20-2018) eff. 1/1/19

PREMIUM ASSESSMENT

See also 436-55, WCB 2-1976, eff. 4/12/76 Temp

436-085-0001 Authority for Rules

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05
 Repealed 12/17/18 as AO 19-058 (WCD 10-2019) eff. 1/1/20

436-085-0002 Purpose

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05
 Repealed 12/17/18 as AO 19-058 (WCD 10-2019) eff. 1/1/20

436-085-0003 Purpose and Applicability

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 5-1987, eff. 1/1/88
 Amended 11/29/90 as WCD 24-1990, eff. 1/1/91
 Amended 12/13/91 as AO 15-1991 (WCD 10-1991), eff. 1/1/92
 Amended 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05
 Amended 5/16/11 as AO 11-053 (WCD 3-2011), eff. 7/1/11
 Amended 12/17/18 as AO 19-058 (WCD 10-2019) eff. 1/1/20

436-085-0005 Definitions

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 5-1987, eff. 1/1/88
 Amended 11/29/90 as WCD 24-1990, eff. 1/1/91
 Amended 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05
 Amended 5/16/11 as AO 11-053 (WCD 3-2011), eff. 7/1/11
 Amended 12/17/18 as AO 19-058 (WCD 10-2019) eff. 1/1/20

436-085-0006 Administration of Rules

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86
 Repealed 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05

436-085-0008 Administrative Review

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 5-1987, eff. 1/1/88
 Amended 11/29/90 as WCD 24-1990, eff. 1/1/91
 Amended 12/13/91 as AO 15-1991 (WCD 10-1991), eff. 1/1/92
 Amended 12/3/03 as AO 03-077 (WCD 12-2003), eff. 1/1/04
 Amended 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05
 Amended 10/19/05 as AO 05-067 (WCD 7-2005), eff. 1/2/06
 Amended 12/17/18 as AO 19-058 (WCD 10-2019) eff. 1/1/20

436-085-0010 Assessments/Contributions; Manner and Intervals for Payment: Insurers, Self-Insured Employers and Self-Insured Employer Groups

Adopted 12/19/75 as WCB 18-1975, eff. 1/1/76 as Rule 436/55/050
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 6/30/83 as WCD 1-1983, eff. 7/1/83

Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Renumbered from 436-51, January 1, 1986
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 5-1987, eff. 1/1/88
 Amended 11/29/90 as WCD 24-1990, eff. 1/1/91
 Amended 12/13/91 as AO 15-1991 (WCD 10-1991), eff. 1/1/92
 Repealed 10/24/94 as AO 94-060 (WCD 9-1994), eff. 1/1/95

436-085-0015 Premium Assessment; Determination of Assessable Premium: Insurers

Adopted 12/17/19 as AO 19-058 (WCD 10- 2019), eff. 1/1/20

436-085-0020 Premium Assessment Rates; Method and Manner of Determining

Adopted 10/30/81 as WCD 3-1981, eff. 11/1/81 Temp
 Adopted 4/1/82 as WCD 7-1982, eff. 4/1/82
 Amended 5/17/82 as WCD 8-1982, eff. 5/17/82
 Amended 10/1/82 as WCD 10-1982, eff. 10/1/82
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Renumbered from 436-051-0030, January 1, 1986
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 5-1987, eff. 1/1/88
 Repealed 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05

436-085-0025 Premium Assessment; Manner and Intervals for Reporting and Payments: Insurers

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 5-1987, eff. 1/1/88
 Amended 11/29/90 as WCD 24-1990, eff. 1/1/91
 Amended 12/13/91 as AO 15-1991 (WCD 10-1991), eff. 1/1/92
 Amended 07/20/95 as AO 95-056 (WCD 7-1995), eff. 10/01/95
 Amended 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05
 Amended 5/16/11 as AO 11-053 (WCD 3-2011), eff. 7/1/11
 Amended 12/17/18 as AO 19-058 (WCD 10-2019) eff. 1/1/20

436-085-0030 Premium Assessment; Manner and Intervals for Payments; Experience Rating Modification Factors: Self-Insured Employers and Self-Insured Employer Groups

Adopted 4/12/76 as WCB 2-1976, eff. 4/12/76, as Rule 436/51/140, (WCD 436/55/065) Temp
 Amended 6/15/76 as WCB 3-1976, eff. 6/15/76, as Rule 436/51/140, (WCD 436/55/065)
 Amended 4/2/80 as WCD 3-1980, eff. 4/2/80
 Amended 10/30/81 as WCD 3-1981, eff. 11/1/81 Temp
 Amended 2/10/82 as WCD 4-1982, eff. 2/15/82
 Amended 4/1/82 as WCD 7-1982, eff. 4/1/82
 Amended 5/17/82 as WCD 8-1982, eff. 5/17/82
 Amended 10/1/82 as WCD 10-1982, eff. 10/1/82
 Amended 6/30/83 as WCD 1-1983, eff. 7/1/83
 Amended 12/22/83 as WCD 7-1983, eff. 12/27/83
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Renumbered from 436-051-0020 & 0025
 Amended 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 12/18/87 as WCD 5-1987, eff. 1/1/88
 Amended 11/29/90 as WCD 24-1990, eff. 1/1/91
 Amended 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05
 Amended 5/16/11 as AO 11-053 (WCD 3-2011), eff. 7/1/11
 Amended 12/17/18 as AO 19-058 (WCD 10-2019) eff. 1/1/20

436-085-0035 Audits

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05
 Amended 12/17/18 as AO 19-058 (WCD 10-2019) eff. 1/1/20

436-085-0060 Assessment of Civil Penalties

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86
 Amended 12/13/91 as AO 15-1991 (WCD 10-1991), eff. 1/1/92
 Amended 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05

“SMC” means statutory minor correction.

Amended 12/17/19 as AO 19-066 (WCD 12-2019), eff. 1/1/20

436-085-0065 Issuance/Service of Penalty Orders

Adopted 12/10/85 as WCD 5-1985, eff. 1/1/86

Amended 12/18/87 as WCD 5-1987, eff. 1/1/88

Amended 12/13/91 as AO 15-1991 (WCD 10-1991), eff. 1/1/92

Repealed 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05

436-085-0070 Suspension and Revocation of Authorization to Issue Guaranty Contracts

Adopted 11/29/90 as WCD 24-1990, eff. 1/1/91

Repealed 3/23/05 as AO 05-054 (WCD 2-2005), eff. 4/1/05

WORKERS' COMPENSATION BENEFITS OFFSET**436-100-0001 Authority for Rules**

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered from 436-057-0001, 5/1/85

436-100-0002 Purpose

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered to 436-057-0004, 5/1/85

Amended 10/12/15 as AO 15-064 (WCD 7-2015), eff. 1/1/16

436-100-0003 Applicability of Rules

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered from 436-057-0003, 5/1/85

Amended 12/4/97 as AO 97-063 (WCD 15-1997), eff. 1/1/98

Amended 10/12/15 as AO 15-064 (WCD 7-2015), eff. 1/1/16

436-100-0005 Definitions

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered from 436-057-0005, 5/1/85

Amended 12/4/97 as AO 97-063 (WCD 15-1997), eff. 1/1/98

Amended 10/12/15 as AO 15-064 (WCD 7-2015), eff. 1/1/16

436-100-0006 Administration of Rules

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered from 436-057-0007, 5/1/85

Amended 10/12/15 as AO 15-064 (WCD 7-2015), eff. 1/1/16

436-100-0008 Administrative Review

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered from 436-057-0998, 5/1/85

Amended 12/4/97 as AO 97-063 (WCD 15-1997), eff. 1/1/98

Amended 10/12/15 as AO 15-064 (WCD 7-2015), eff. 1/1/16

436-100-0010 Criteria for Eligibility

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered from 436-057-0100, 5/1/85

Amended 10/12/15 as AO 15-064 (WCD 7-2015), eff. 1/1/16

436-100-0020 Requirements of Workers

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered from 436-057-0115, 5/1/85

Amended 10/12/15 as AO 15-064 (WCD 7-2015), eff. 1/1/16

436-100-0030 Authorization of Offset; Effective Date

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered from 436-057-0130, 5/1/85

Amended 10/12/15 as AO 15-064 (WCD 7-2015), eff. 1/1/16

436-100-0040 Sanctions Against Worker for Failure to Cooperate With the Department

Adopted 6/5/78 as WCB 7-1978, eff. 6/6/78

Amended 9/1/83 as WCD 4-1983, eff. 9/1/83 Temp

Amended 2/22/84 as WCD 2-1984, eff. 2/22/84

Renumbered from 436-057-0150, 5/1/85

Amended 10/12/15 as AO 15-064 (WCD 7-2015), eff. 1/1/16

EMPLOYER-AT-INJURY PROGRAM**436-105-0001 Authority for Rules**

Adopted 8/14/01 as AO 01-057 (WCD 7-2001), eff. 10/1/01

Repealed 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17

436-105-0002 Purpose of Rules

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73

Amended 3/14/73 as WCB 3-1973, eff. 4/1/73

Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp

Amended 2/1/78 as WCD 2-1978, eff. 2/1/78

Amended 12/30/81 as WCD 7-1981, eff. 1/1/82

Renumbered from 436-063-0015, 5/1/85

Amended 2/20/87 as WCD 1-1987, eff. 3/16/87

Amended 12/17/87 as WCD 12-1987, eff. 1/1/88

Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp

Amended 12/10/90 as WCD 32-1990 (WCD 30-1990), eff. 12/26/90

Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

Renumbered from 436-110-0010, 436-110-0020, 436-110-0025, 436-110-0041, 436-110-0042 & 436-110-0045

Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp

Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp

Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96

Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp

Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97

Renumbered 8/14/01 from 436-110-0200 as AO 01-057 (WCD 7-2001), eff. 10/1/01

Amended and renumbered 8/14/01 from 436-110-0510 (first ¶), as AO 01-057 (WCD 7-2001), eff. 10/1/01

Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07

Repealed 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17

436-105-0003 Purpose and Applicability

Adopted 8/14/01 as AO 01-057 (WCD 7-2001), eff. 10/1/01

Amended 12/11/02 as AO 02-063 (WCD 12-2002) eff. 12/11/02 Temp

Amended 5/16/03 as AO 03-057 (WCD 5-2003) eff. 6/8/03

Amended 3/19/04 as AO 04-057 (WCD 4-2004) eff. 4/1/04 Temp

Amended 7/15/04 as AO 04-060 (WCD 8-2004) eff. 8/1/04

Amended 5/24/05 as AO 05-057 (WCD 4-2005), eff. 7/1/05

Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07

Amended 12/1/09 as AO 09-059 (WCD 3-2009), eff. 1/1/10

Amended 10/3/12 as AO 12-057 (WCD 5-2012), eff. 11/1/12

Amended 4/12/13 as AO 13-054 (WCD 3-2013), eff. 7/1/13

Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17

Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20

436-105-0004 Submitting Documents or Information; Calculating Time

Adopted 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20

436-105-0005 Definitions

Adopted 8/14/01 as AO 01-057 (WCD 7-2001), eff. 10/1/01

“SMC” means statutory minor correction.

Amended 5/24/05 as AO 05-057 (WCD 4-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-059 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17
 Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20

436-105-0006 Workers’ Benefit Fund

Adopted 8/14/01 as AO 01-057 (WCD 7-2001), eff. 10/1/01
 Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17
 Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20

436-105-0008 Denial of Reimbursement, Reconsideration, Director’s Review

Adopted 8/14/01 as AO 01-057 (WCD 7-2001), eff. 10/1/01
 Amended 5/16/03 as AO 03-057 (WCD 5-2003) eff. 6/8/03
 Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07
 Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17
 Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20

436-105-0500 Insurer Participation in the Employer-at-Injury Program

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
 Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
 Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
 Amended 12/10/90 as WCD 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
 Renumbered from 436-110-0090
 Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
 Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96
 Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
 Amended and renumbered, sections (WCD 4)-(WCD 7) from 436-110-0540(WCD 2), (WCD 3), & (WCD 7), 8/14/01, AO 01-057 (WCD 7-2001), eff. 10/1/01
 Amended 12/11/02 as AO 02-063 (WCD 12-2002) eff. 12/11/02 Temp
 Amended 5/16/03 as AO 03-057 (WCD 5-2003) eff. 6/8/03
 Amended 3/19/04 as AO 04-057 (WCD 4-2004) eff. 4/1/04 Temp
 Amended 7/15/04 as AO 04-060 (WCD 8-2004) eff. 8/1/04
 Amended 5/24/05 as AO 05-057 (WCD 4-2005), eff. 7/1/05
 Amended 12/5/05 as AO 05-078 (WCD 8-2005), eff. 1/1/06
 Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-059 (WCD 3-2009), eff. 1/1/10
 Amended 10/3/12 as AO 12-057 (WCD 5-2012), eff. 11/1/12
 Amended 1/29/15 as AO 15-054 (WCD 1-2015), eff. 3/1/15
 Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17
 Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20

436-105-0510 Employer Eligibility

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
 Amended 3/14/73 as WCB 3-1973, eff. 4/1/73
 Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
 Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
 Renumbered from 436-063-0020, 5/1/85
 Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
 Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
 Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
 Amended 12/10/90 as WCD 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
 Renumbered from 436-110-0020
 Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
 Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96
 Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
 Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
 Amended and renumbered from 436-110-0520, 8/14/01, AO 01-057 (WCD 7-2001), eff. 10/1/01
 Amended 12/11/02 as AO 02-063 (WCD 12-2002) eff. 12/11/02 Temp
 Amended 5/16/03 as AO 03-057 (WCD 5-2003) eff. 6/8/03
 Amended 5/24/05 as AO 05-057 (WCD 4-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07
 Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07

Amended 10/3/12 as AO 12-057 (WCD 5-2012), eff. 11/1/12
 Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17

436-105-0511 Worker Eligibility

Amended and renumbered from 436-105-0510 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07
 Amended 10/3/12 as AO 12-057 (WCD 5-2012), eff. 11/1/12
 Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17
 Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20

436-105-0512 End of Eligibility

Amended and renumbered from OAR 436-105-0510 11/1/07 as WCD Admin. Order 07-065 (WCD 8-2007), eff. 12/1/07
 Amended 10/3/12 as AO 12-057 (WCD 5-2012), eff. 11/1/12
 Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17
 Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20

436-105-0520 Assistance Available from the Employer-at-Injury Program

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
 Amended 3/14/73 as WCB 3-1973, eff. 4/1/73
 Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
 Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
 Renumbered from 436-063-0015, 5/1/85
 Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
 Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
 Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
 Amended 12/10/90 as WCD 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
 Renumbered from 436-110-0010, 436-110-0020, 436-110-0025, 436-110-0041, 436-110-0042 & 4367-110-0045
 Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp
 Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
 Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96
 Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
 Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
 Renumbered from 436-110-0200
 Amended and renumbered from 436-110-0510, 8/14/01, AO 01-057 (WCD 7-2001), eff. 10/1/01
 Amended 5/16/03 as AO 03-057 (WCD 5-2003) eff. 6/8/03
 Amended 5/24/05 as AO 05-057 (WCD 4-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-059 (WCD 3-2009), eff. 1/1/10
 Amended 10/3/12 as AO 12-057 (WCD 5-2012), eff. 11/1/12
 Amended 4/12/13 as AO 13-054 (WCD 3-2013), eff. 7/1/13
 Amended 1/29/15 as AO 15-054 (WCD 1-2015), eff. 3/1/15
 Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17
 Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20
 Amended 6/13/22 as AO 22-058 (WCD 4-2022), eff. 7/1/22

436-105-0530 Employer-at-Injury Program Procedures for Concurrent Injuries

Adopted 8/14/01 as AO 01-057 (WCD 7-2001), eff. 10/1/01
 Amended 5/16/03 as AO 03-057 (WCD 5-2003) eff. 6/8/03
 Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17

436-105-0540 Employer-at-Injury Program Reimbursement Procedures

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
 Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
 Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
 Amended 12/10/90 as WCD 32-1990 (WCD 30-1990), eff. 12/26/90
 Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
 Renumbered from 436-110-0090
 Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
 Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96
 Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
 Renumbered from 436-110-0360
 Amended and renumbered, sections (WCD 1), (WCD 2), (WCD 5), (WCD

6), (WCD 8), & (WCD 9) from 436-110-0540(WCD 8), (WCD 9), (WCD 10), (WCD 12), & (WCD 13), 8/14/01, as AO 01-057 (WCD 7-2001), eff. 10/1/01

Amended 3/19/04 as AO 04-057 (WCD 4-2004) eff. 4/1/04 Temp
Amended 7/15/04 as AO 04-060 (WCD 8-2004) eff. 8/1/04
Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-059 (WCD 3-2009), eff. 1/1/10
Amended 10/3/12 as AO 12-057 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17
Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20
Amended 11/5/21 as AO 21-057 (WCD 15-2021), eff. 1/1/22

436-105-0550 Audits

Adopted 8/14/01 as AO 01-057 (WCD 7-2001), eff. 10/1/01
Amended 11/1/07 as AO 07-065 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-059 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17

436-105-0560 Sanctions

Adopted 8/14/01 as AO 01-057 (WCD 7-2001), eff. 10/1/01
Amended 11/28/16 as AO 16-056 (WCD 4-2016), eff. 1/1/17
Amended 12/17/19 as AO 19-059 (WCD 11-2019), eff. 1/1/20

436-105-0570 Issuance/Service of Sanction or Penalty Orders

Adopted 8/14/01 as AO 01-057 (WCD 7-2001), eff. 10/1/01
Repealed 7/15/04 as AO 04-060 (WCD 8-2004) eff. 8/1/04

PREFERRED WORKER PROGRAM

436-110-0001 Authority for Rules

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/001, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 3/12/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Repealed 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0002 Purpose and Applicability of These Rules

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 as WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436-063-0015, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
Renumbered from 436-110-0010, 436-110-0020, 436-110-0025, 436-110-0041, 436-110-0042 & 436-110-0045
Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp
Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended and renumbered section (WCD 3) from 436-110-0300(WCD 1st ¶), 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 12/5/05 as AO 05-079 (WCD 8-2005), eff. 1/1/06
Repealed 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0003 Purpose and Applicability of These Rules

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/005, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 10/3/12 as AO 12-058 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0005 Definitions

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/010, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 12/7/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 12/5/05 as AO 05-079 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10
Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10
Amended 10/3/12 as AO 12-058 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0006 Workers' Benefit Fund

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
Renumbered from 436-110-0015
Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0007 Denial of Requests, Reconsideration, Director's Review

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Renumbered from 436-110-0080, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Renumbered from 436-110-0360
Amended and renumbered section (WCD 1) from 436-110-0540(WCD 11), 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07

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If a line has two order numbers,
the parenthetical number was assigned
by the Oregon Secretary of State.

“SMC” means statutory minor correction.

Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0008 Administrative Review

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/055, 5/1/85
Repealed 2/20/87 as WCD 1-1987, eff. 3/16/87

436-110-0009 Kinds of Reemployment Assistance

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
Repealed 12/17/87 as WCD 12-1987, eff. 1/1/88

436-110-0010 Policies Governing the Reemployment Assistance Reserve

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/015, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0200, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0015 Funding Limitations of the Program

Adopted 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0006, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0017 Notice Requirements

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0240, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0020 Preferred Worker Program; Eligibility and Ineligibility of Workers and Employers

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/020, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990 eff. 7/1/90 Temp
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0200 and 0280, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0022 Preferred Worker Cards

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0320, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0025 Conditions of Premium Exemption

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0200 and 0400, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0030 Substantial Obstacles to Employment*

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78

Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/025, 5/1/85
Repealed 2/20/87 as WCD 1-1987, eff. 3/16/87

436-110-0030 Preferred Worker Cards*

Adopted 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp

436-110-0030 Claim Cost Reimbursement Eligibility*

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0400, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93

**Duplicate use of rule number & rule name change;
subsequently changed to 436-110-0031.*

436-110-0031 [Renumbered to 436-110-0400]

436-110-0032 Process for Claim Cost Reimbursement

Adopted 6/21/90 as WCD 13-1990 eff. 7/1/90 Temp
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0400, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0035 Claim Cost Reimbursement; Effect on Rates

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990 eff. 7/1/90 Temp
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0400, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0037 Claim Dispositions From The Reserve For Claims Subject to Claim Cost Reimbursement

Adopted 6/21/90 as WCD 13-1990 eff. 7/1/90 Temp
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0400, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0040 Securing Assistance or Relief*

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/030, 5/1/85
Repealed 2/20/87 as WCD 1-1987, eff. 3/16/87

436-110-0040 Filing and Continuation of Agreements*

Adopted 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp

436-110-0040 Return-to-Work Programs; Eligibility and Ineligibility of Workers and Employers*

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0400, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93

**Duplicate use of rule number & rule name change;
subsequently changed to 436-110-0041.*

436-110-0041 [Renumbered to 436-110-0200 and 0400]

436-110-0042 Criteria for Suitable Employment

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0200, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0045 Conditions of Return-to-Work Incentives

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0200 and 0400, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0047 Support Information for an Agreement

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0400, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0050 Kinds of Assistance or Relief*

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/040, 5/1/85
Repealed 2/20/87 as WCD 1-1987, eff. 3/16/87

436-110-0050 Process for Claim Cost Reimbursement*

Adopted 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp

436-110-0050 Filing and Continuation of Agreements*

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90

**Duplicate use of rule number & rule name change;
subsequently changed to 436-110-0051.*

436-110-0051 [Renumbered to 436-110-0400]

436-110-0052 Advancement of Funds and Reimbursement of Wage Subsidy, Worksite Modification and Obtained Employment Purchase Costs

Adopted 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0400, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0060 End of Return-to-Work Incentive Agreements Other Than by Completion and Conditions for Restoration of Eligibility or Extension of Services

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/045, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0400, 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0070 Effect of Substantial Obstacle to Employment Arising from a Condition Not Related to the Occupational Injury

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/050, 5/1/85
Repealed 2/20/87 as WCD 1-1987, eff. 3/16/87

436-110-0080 Resolving Reemployment Assistance Reserve Disputes; Appeal to the Director

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990 eff. 7/1/90 Temp
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0007, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0095 Requirements of Insurers, Employers and Ratemaking Organizations Under Premium Relief

Adopted 12/17/87 as WCD 12-1987, eff. 1/1/88

Repealed 6/21/90 by WCD 13-1990, eff. 7/1/90 Temp

436-110-0090 Early Return-to-Work Education

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0360, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0095 Early Return-to-Work Pilot Programs

Adopted 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990 eff. 7/1/90 Temp
Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Repealed 1/21/93 by AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0100 Audits

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0450, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0110 Sanctions

Adopted 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered to 436-110-0500, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93

436-110-0150 Pilot Projects

Adopted 6/5/13 as AO 13-055 (WCD 4-2013), eff. 6/7/13
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0200 Assistance Available from the Reemployment Assistance Program

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/015, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990 eff. 7/1/90 Temp
Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Renumbered from 436-110-0010, 0020, 0025, 0041, 0042, and 0045, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp
Amended 12/7/95 as AO 95-068 (WCD 20-1995) eff. 1/1/96 Temp
Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
Amended and renumbered to 436-110-0005, 0300, and 0510, 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97

436-110-0240 Insurer Participation in the Preferred Worker Program

Adopted 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Renumbered from 436-110-0017, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 6/12/08 as AO 08-058 (WCD 1-2008), eff. 7/1/08
Amended 4/15/10 as AO 10-050 (WCD 1-2010) eff. 4/15/10 Temp
Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10
Amended 10/3/12 as AO 12-058 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17
Amended 11/24/21 as AO 21-058 (WCD 16-2021), eff. 1/1/21

436-110-0260 Procedure for Insurer to Request Preferred Worker Claim Cost Reimbursement

Adopted 1/2/73 as WCB Admin. Order 1-1973, eff. 1/15/73
 Amended 3/14/73 by WCB Admin. Order 3-1973, eff. 4/1/73
 Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
 Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
 Renumbered from OAR 436-063-0045, 5/1/85
 Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
 Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
 Renumbered from OAR 436-110-0025, 0031, 0032, 0035, 0037, 0041, 0045, 0047, 0051, 052
 and 0060, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
 Amended 3/13/96 as WCD 96-056 eff. 4/5/96
 Amended and renumbered to OAR 436-110-0330, 8/14/01 as WCD 01-056, eff. 10/1/01

436-110-0280 Eligibility For Reemployment Assistance

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
 Amended 3/14/73 by WCD 3-1973, eff. 4/1/73
 Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
 Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
 Renumbered from OAR 436-063-0020, 5/1/85
 Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
 Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
 Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
 Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
 Renumbered from OAR 436-110-0020, 1/21/93,
 AO 93-050 (WCD 1-1993), eff. 3/1/93
 Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
 Amended 3/13/96 as WCD 96-056 eff. 4/5/96
 Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
 Amended and renumbered to OAR 436-110-0310, 0360, and 0520, 8/28/97
 as AO 97-057 (WCD 11-1997), eff. 9/12/97

436-110-0290 Employer at Injury Use of the Preferred Worker Program

Adopted 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
 Amended 4/15/10 as AO 10-050 (WCD 1-2010) eff. 4/15/10 Temp
 Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10
 Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0300 Assistance Available from the Preferred Worker Program

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
 Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
 Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
 Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
 Renumbered from OAR 436-063-0015, 5/1/85
 Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
 Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
 Amended 6/21/90 as WCD 13-1990 eff. 7/1/90 Temp
 Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
 Renumbered from OAR 436-110-0010, 0020, 0025, 0041, 0042, and 0045, 1/21/93, as AO 93-050 (WCD 1-1993), eff. 3/1/93
 Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp
 Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
 Amended 3/13/96 as WCD 96-056 eff. 4/5/96
 Amended and renumbered from OAR 436-110-0200 and 0400, 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
 Amended and renumbered 1st paragraph to OAR 436-110-0002(WCD 3); (WCD 1) to OAR 436-110-0325(WCD 1); (WCD 2) to OAR 436-110-0330(WCD 1); (WCD 3) to OAR 436-110-0335(WCD 1); (WCD 4) to OAR 436-110-0345(WCD 1)-(WCD 3); (WCD 5) to OAR 436-110-0350(WCD 1)-(WCD 2), 8/14/01 as WCD 01-056, eff. 10/1/01

436-110-0310 Eligibility and End of Eligibility for the Preferred Worker Program

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
 Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
 Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
 Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
 Renumbered from 436/63/020, 5/1/85
 Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
 Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
 Amended 6/21/90 as WCD 13-1990 eff. 7/1/90 Temp
 Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
 Renumbered from 436-110-0020, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
 Amended 12/7/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
 Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
 Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
 Amended and renumbered from 436-110-0280 and 0400, 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
 Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
 Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
 Amended 12/5/05 as AO 05-079 (WCD 8-2005), eff. 1/1/06
 Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17
 Amended 12/17/19 as AO 19-067 (WCD 12-2019), eff. 1/1/20

436-110-0320 Preferred Worker Card

Adopted 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
 Renumbered from 436-110-0022, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
 Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
 Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
 Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
 Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
 Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
 Amended 6/12/08 as AO 08-058 (WCD 1-2008), eff. 7/1/08
 Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0325 Premium Exemption

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
 Amended 3/14/73 as WCB 3-1973, eff. 4/1/73
 Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
 Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
 Renumbered from 436-063-0015 & 436-063-0045, 5/1/85
 Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
 Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
 Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
 Amended 12/10/90 as WCD 30-1990 (WCD 32-1990), eff. 12/26/90
 Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
 Renumbered from 436-110-0010, 436-110-0020, 436-110-0025, 436-110-0031, 436-110-0032, 436-110-0035, 436-110-0037, 436-110-0041, 436-110-0041, 436-110-0042, 436-110-0045, 436-110-0047, 436-110-0051, 436-110-0052 & 436-110-0060
 Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp
 Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
 Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96
 Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
 Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
 Renumbered from 436-110-0200 & 436-110-0400
 Amended and renumbered section (WCD 1) from 436-110-0300(WCD 1) (WCD 2)-(WCD 8) from 436-110-0340(WCD 1), 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
 Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10
 Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10
 Amended 10/3/12 as AO 12-058 (WCD 5-2012), eff. 11/1/12

“SMC” means statutory minor correction.

Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0326 Premium Exemption - Employer at Injury Activated

Adopted 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 12/5/05 as AO 05-079 (WCD 8-2005), eff. 1/1/06
Repealed 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07

436-110-0327 Premium Exemption – Worker Activated

Adopted 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 12/5/05 as AO 05-079 (WCD 8-2005), eff. 1/1/06
Repealed 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07

436-110-0330 Claim Cost Reimbursement

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 as WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436-063-0015, 436-063-0045, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as WCD 32-1990 (WCD 30-1990), eff. 12/26/90
Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
Renumbered from 436-110-0010, 436-110-0020, 436-110-0025, 436-110-0031, 436-110-0032, 436-110-0035, 436-110-0037, 436-110-0041, 436-110-0042, 436-110-0045, 436-110-0047, 436-110-0051, 436-110-0052 & 436-110-0060
Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp
Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96
Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended and renumbered section (WCD 1) from 436-110-0300(WCD 2) (WCD 2)-(WCD 7) from 436-110-0260, 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 6/12/08 as AO 08-058 (WCD 1-2008), eff. 7/1/08
Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0335 Wage Subsidy General Provisions

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 as WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436-063-0015 & 436-063-0045, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as WCD 32-1990 (WCD 30-1990), eff. 12/26/90
Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
Renumbered from 436-110-0010, 436-110-0020, 436-110-0025, 436-110-0031, 436-110-0032, 436-110-0035, 436-110-0037, 436-110-0041, 436-110-0042, 436-110-0045, 436-110-0047, 436-110-0051, 436-110-0052 & 436-110-0060
Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp
Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96
Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended and renumbered section (WCD 1) from 436-110-0300(WCD 3) (WCD 2) from 436-110-0340(WCD 2), 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 12/5/05 as AO 05-079 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10

Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0336 Wage Subsidy – Employer at Injury Activated

Adopted 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10
Amended 4/15/10 as AO 10-050 (WCD 1-2010) eff. 4/15/10 Temp
Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10
Amended 10/3/12 as AO 12-058 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0337 Wage Subsidy – Worker Activated

Adopted 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 12/5/05 as AO 05-079 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0340 Procedure for a Worker and Employer to Use the Preferred Worker Program

Adopted 1/2/73 as WCB 1-1973, eff. 1 15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from OAR 436-063-0045, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered from OAR 436-110-0025, 0031, 0032, 0035, 0037, 0041, 0045, 0047, 0051, 052 and 0060, 1/21/93,
AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 3/13/96 as WCD 96-056 eff. 4/5/96
Amended and renumbered from OAR 436-110-0400, 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended and renumbered section (WCD 1) to OAR 436-110-0325; (WCD 2) to OAR 436-110-0335; (WCD 3) to OAR 436-110-0345; (WCD 4) to OAR 436-110-0350; 8/14/01 as WCD 01-056, eff. 10/1/01

436-110-0345 Employment Purchases and Placement Services

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 as WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436-063-0015 & 436-063-0045, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as WCD 32-1990 (WCD 30-1990), eff. 12/26/90
Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
Renumbered from 436-110-0010, 436-110-0020, 436-110-0025, 436-110-0031, 436-110-0032, 436-110-0035, 436-110-0037, 436-110-0041, 436-110-0042, 436-110-0045, 436-110-0047, 436-110-0051, 436-110-0052 & 436-110-0060
Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp
Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96
Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended and renumbered sections (WCD 1)-(WCD 3) from 436-110-0300(WCD 4)-(WCD 8) from 436-110-0340(WCD 3), 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 12/5/05 as AO 05-079 (WCD 8-2005), eff. 1/1/06
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10
Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10

Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0346 Employment Purchases – Employer at Injury Activated

Adopted 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0347 Employment Purchases – Worker Activated

Adopted 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10
Amended 10/3/12 as AO 12-058 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0350 Worksite Modification – General Provisions

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 as WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977, eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436-063-0015 & 436-063-0045, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as WCD 32-1990 (WCD 30-1990), eff. 12/26/90
Amended 1/21/93 as AO 93-050 (WCD 1-1993), eff. 3/1/93
Renumbered from 436-110-0010, 436-110-0020, 436-110-0025, 436-110-0010, 436-110-0020, 436-110-0031, 436-110-0032, 436-110-0035, 436-110-0037, 436-110-0041, 436-110-0042, 436-110-0045, 436-110-0047, 436-110-0051, 436-110-0052 & 436-110-0060
Amended 10/9/95 as AO 95-062 (WCD 15-1995), eff. 10/11/95 Temp
Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
Amended 3/12/96 as AO 96-056 (WCD 10-1996), eff. 4/5/96
Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
Amended 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended and renumbered sections (WCD 1)-(WCD 2) from 436-110-0300(WCD 5) (WCD 3) from 436-110-0340(WCD 4), 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10
Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10
Amended 1/29/15 as AO 15-055 (WCD 1-2015), eff. 3/1/15
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17
Amended 6/13/22 as AO 22-059 (WCD 4-2022), eff. 7/1/22

436-110-0351 Worksite Modification – Employer at Injury Activated

Adopted 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 4/15/10 as AO 10-050 (WCD 1-2010) eff. 4/15/10 Temp
Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0352 Worksite Modification – Worker Activated

Adopted 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07
Amended 9/15/10 as AO 10-055 (WCD 4-2010), eff. 10/12/10
Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0360 Procedure to Use the Employer-at-Injury Program

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88

Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered from OAR 436-110-0090, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 12/8/95 as AO 95-068 (WCD 20-1995), eff. 1/1/96 Temp
Amended 3/13/96 as WCD 96-056 eff. 4/5/96
Amended and renumbered to OAR 436-110-0540, 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97

436-110-0380 Return to Regular Employment

Adopted 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01
Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05
Repealed 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07

436-110-0400 Procedure to Use the Preferred Worker Program

Adopted 1/2/73 as WCB 1-1973, eff. 1/15/73
Amended 3/14/73 by WCB 3-1973, eff. 4/1/73
Amended 9/29/77 as WCD 2-1977 eff. 10/4/77 Temp
Amended 2/1/78 as WCD 2-1978, eff. 2/1/78
Amended 12/30/81 as WCD 7-1981, eff. 1/1/82
Renumbered from 436/63/045, 5/1/85
Amended 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90
Renumbered from 436-110-0025, 0031, 0032, 0035, 0037, 0041, 0045, 0047, 0051, 0052, and 0060, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96
Amended 3/13/97 as AO 97-051 (WCD 4-1997), eff. 3/17/97 Temp
Amended and renumbered to 436-110-0260 and 0340, 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97

436-110-0450 Audits

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87
Amended 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered from OAR 436-110-0100, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 3/13/96 as WCD 96-056 eff. 4/5/96
Renumbered 8/28/97 to OAR 436-110-0850, as AO 97-057 (WCD 11-1997), eff. 9/12/97

436-110-0500 Sanctions

Adopted 12/17/87 as WCD 12-1987, eff. 1/1/88
Amended 12/10/90 as WCD 30-1990, eff. 12/26/90
Renumbered from OAR 436-110-0110, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93
Amended 3/13/96 as WCD 96-056 eff. 4/5/96
Amended and renumbered to OAR 436-110-0900, 8/28/97 as AO 97-057 (11-1997), eff. 9/12/97

436-110-0510 Assistance Available from the Employer-at-Injury Program

Amended and renumbered from OAR 436-110-0200, 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended and renumbered, 1st ¶ to OAR 436-105-0002, (WCD 1) to OAR 436-105-0520(WCD 2), (WCD 2) to OAR 436-105-0520(WCD 1), (WCD 3) to OAR 436-105-0520(WCD 3), 8/14/01 as WCD 01-056, eff. 10/1/01

436-110-0520 Eligibility and End of Eligibility for the Employer-at-Injury Program

Amended and renumbered from OAR 436-110-0280, 5/15/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97
Amended and renumbered to OAR 436-105-0510, 8/14/01 as WCD 01-056, eff. 10/1/01

436-110-0540 Procedure to Use the Employer-at-Injury Program

Amended and renumbered from OAR 436-110-0360, 8/28/97 as AO 97-057

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Index to Rule Revision History

March 6, 2024

“SMC” means statutory minor correction.

If a line has two order numbers,
the parenthetical number was assigned
by the Oregon Secretary of State.

(WCD 11-1997), eff. 9/12/97

Amended and renumbered, section (WCD 2) to OAR 436-105-0500(WCD 4)-(WCD 5), (WCD 3) to OAR 436-105-0500(WCD 6), (WCD 7) to OAR 436-105-0500(WCD 7), (WCD 8) to OAR 436-105-0540(WCD 1), (WCD 9) to OAR 436-105-0540(WCD 2), (WCD 10) to OAR 436-105-0540(WCD 5)-(WCD 6), (WCD 11) to OAR 436-110-0007(WCD 1), (WCD 12) to OAR 436-105-0540(WCD 8), (WCD 13) to OAR 436-105-0540(WCD 9), 8/14/01 as WCD 01-056, eff. 10/1/01

436-110-0850 Audits

Adopted 2/20/87 as WCD 1-1987, eff. 3/16/87

Amended 12/17/87 as WCD 12-1987, eff. 1/1/88

Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90

Renumbered from 436-110-0100, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93

Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96

Renumbered from 436-110-0450, 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97

Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01

Amended 11/1/07 as AO 07-066 (WCD 8-2007), eff. 12/1/07

Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

436-110-0900 Sanctions

Adopted 12/17/87 as WCD 12-1987, eff. 1/1/88

Amended 6/21/90 as WCD 13-1990, eff. 7/1/90 Temp

Amended 12/10/90 as AO 30-1990 (WCD 32-1990), eff. 12/26/90

Renumbered from 436-110-0110, 1/21/93, AO 93-050 (WCD 1-1993), eff. 3/1/93

Amended 3/13/96 as AO 96-056 (WCD 10-1996) eff. 4/5/96

Amended and renumbered from 436-110-0500, 8/28/97 as AO 97-057 (WCD 11-1997), eff. 9/12/97

Amended 8/14/01 as AO 01-056 (WCD 7-2001), eff. 10/1/01

Amended 5/24/05 as AO 05-058 (WCD 4-2005), eff. 7/1/05

Amended 12/1/09 as AO 09-060 (WCD 3-2009), eff. 1/1/10

Amended 11/28/16 as AO 16-057 (WCD 4-2016), eff. 1/1/17

WORKSITE REDESIGN PROGRAM

436-115-0001 Authority for Rules

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0002 Purpose of Rules

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0003 Applicability of Rules

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0005 Definitions

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0006 Administration of Rules

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0020 Assistance Available under the Worksite Redesign Program

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0050 Eligibility for Worksite Redesign

Assistance

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0070 Procedure to Use the Worksite Redesign Program

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0090 Application Review

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0110 Grant Awards

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0120 Program Evaluation

Adopted 7/26/96 as WCD 96-064, eff. 8/9/96

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0130 Audits

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0150 Sanctions

Adopted 12/19/95 as WCD 95-070, eff. 1/1/96 Temp

Amended 7/26/96 as WCD 96-064, eff. 8/9/96

Amended 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

436-115-0160 Issuance/Service of Penalty Orders

Adopted 5/29/97 as WCD 97-055, eff. 6/1/97

Repealed 7/15/99 as WCD 99-059, eff. 7/15/99

VOCATIONAL ASSISTANCE TO INJURED WORKERS

436-120-0001 Authority for Rules

Adopted 12/30/73 as WCB 6-1973, eff. 1/11/74

Amended 11/5/74 as WCB 45-1974, eff. 11/5/74 Temp

Amended 2/6/75 as WCD 4-1975, eff. 2/25/75

Amended 3/29/76 as WCB 1-1976, eff. 4/1/76

Amended 9/29/77 as WCD 3-1977, eff. 10/4/77 Temp

Amended 2/1/78 as WCD 1-1978, eff. 2/1/78

Amended 5/22/80 as WCD 6-1980, eff. 6/1/80

Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp

Amended 6/30/83 as WCD 2-1983, eff. 6/30/83

Amended 12/14/83 as WCD 5-1983, eff. 1/1/84

Renumbered from 436/61/003, 5/1/85

Amended 12/12/85 as WCD 7-1985, eff. 1/1/86

Amended 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01

Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10

Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12

“SMC” means statutory minor correction.

Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0002 Purpose of Rules

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp

Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83

Amended 12/14/83 as WCD 5-1983, eff. 1/1/84

Renumbered from 436/61/008, 5/1/85

Amended 12/12/85 as WCD 7-1985, eff. 1/1/86

Amended 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12

Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0003 General Provisions

Adopted 3/29/76 as WCB 1-1976, eff. 4/1/76

Amended 9/29/77 as WCD 3-1977, eff. 10/4/77 Temp

Amended 2/1/78 as WCD 1-1978, eff. 2/1/78

Amended 5/22/80 as WCD 6-1980, eff. 6/1/80

Amended 12/4/81 as WCD 4-1981, eff. 1/1/82

Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp

Amended 6/30/83 as WCD 2-1983, eff. 6/30/83

Amended 12/14/83 as WCD 5-1983, eff. 1/1/84

Renumbered from 436/61/004, 5/1/85

Amended 12/12/85 as WCD 7-1985, eff. 1/1/86

Amended 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96

Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01

Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02

Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04

Amended 12/5/05 as AO 05-080 (WCD 8-2005), eff. 01/01/06

Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07

Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12

Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

Amended 7/17/18 as AO 18-059 (WCD 8-2018), eff. 8/1/18

SMC – ORS 183.335(7) (WCD 10-2018), filed and effective 8/2/18

436-120-0004 Notices and Reporting Requirements

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96

Amended and Renumbered from 436-120-0600, -0610, and -0620, as AO 00-055 (WCD 6-2000), eff. 6/1/00

Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02

Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04

Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05

SMC – ORS 183.335(7), filed and effective 7/19/06

Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07

Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10

Amended and renumbered to 436-120-0012, 0014, 0016, 0017, and 0018, 9/15/10 as WCD10-056 (WCD 5-2010), eff. 11/15/10

436-120-0005 Definitions

Adopted 6/30/66 as WCB 7-1966, eff. 6/30/66

Amended 12/20/73 as WCB 6-1973, eff. 1/11/74

Amended 11/5/74 as WCB 45-1974, eff. 11/5/74 Temp

Amended 2/6/75 as WCD 4-1975, eff. 2/25/75

Amended 3/29/76 as WCB 1-1976, eff. 4/1/76

Amended 9/29/77 as WCD 3-1977, eff. 10/4/77 Temp

Amended 2/1/78 as WCD 1-1978, eff. 2/1/78

Amended 5/22/80 as WCD 6-1980, eff. 6/1/80

Amended 12/4/81 as WCD 4-1981, eff. 1/1/82

Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp

Amended 6/30/83 as WCD 2-1983, eff. 6/30/83

Amended 12/14/83 as WCD 5-1983, eff. 1/1/84

Renumbered from 436-061-0005, 5/1/85

Amended 12/12/85 as WCD 7-1985, eff. 1/1/86

Amended 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96

Amended 12/11/96 as AO 96-073 (WCD 23-1996), eff. 2/1/97

Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01

Amended 12/14/01 as AO 01-066 (WCD 14-2001), eff. 1/2/02 Temp

Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02

Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05

Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10

Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10

Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12

Amended 1/29/15 as AO 15-056 (WCD 1-2015), eff. 3/1/15

Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0006 Administration of Rules

Adopted 12/20/73 as WCB 6-1973, eff. 1/11/74

Amended 11/5/74 as WCB 45-1974, eff. 11/5/74 Temp

Amended 2/6/75 as WCD 4-1975, eff. 2/25/75

Amended 3/29/76 as WCB 1-1976, eff. 4/1/76

Amended 9/29/77 as WCD 3-1977, eff. 10/4/77 Temp

Amended 2/1/78 as WCD 1-1978, eff. 2/1/78

Amended 5/22/80 as WCD 6-1980, eff. 6/1/80

Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp

Amended 6/30/83 as WCD 2-1983, eff. 6/30/83

Amended 12/14/83 as WCD 5-1983, eff. 1/1/84

Renumbered from 436-061-0003, 5/1/85

Renumbered from 436-061-0191, 5/1/85

Amended 12/12/85 as WCD 7-1985, eff. 1/1/86

Amended 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended and Renumbered from 436-120-0001 and 0210, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96

Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02

Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12

Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0007 Establishing the Adjusted Weekly Wage to Determine Suitable Wage

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended and Renumbered from 436-120-0250, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96

Amended and Renumbered from 436-120-0310, 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01

Amended 12/14/01 as AO 01-066 (WCD 14-2001), eff. 1/2/02 Temp

Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02

Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05

SMC – ORS 183.335(7), filed and effective 7/19/06

Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07

Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10

Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12

Amended and renumbered to 436-120-0147, 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0008 Administrative Review and Hearings

Adopted 5/26/82 as WCD 9-1982, eff. 6/1/82

Amended 6/30/83 as WCD 2-1983, eff. 6/30/83

Amended 12/14/83 as WCD 5-1983, eff. 1/1/84

Renumbered from 436/61/191, 5/1/85

Renumbered from 436/61/970, 5/1/85

Amended 12/12/85 as WCD 7-1985, eff. 1/1/86

Amended 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended and Renumbered from 436-120-0210 and 0260, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96

Amended 12/11/96 as AO 96-073 (WCD 23-1996), eff. 2/1/97

Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01

Amended 12/14/01 as AO 01-066 (WCD 14-2001), eff. 1/2/02 Temp

Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
Amended 12/12/03 as AO 03-066 (WCD 14-2003), eff. 1/1/04 Temp
Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
Amended 12/5/05 as AO 05-080 (WCD 8-2005), eff. 01/01/06
Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0010 Rehabilitation Review Section

Adopted 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from 436/61/017, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended 12/11/87 as WCD 11-1987, eff. 1/1/88
Repealed 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0012 General Requirements For Notices and Warnings

Amended and renumbered from 436-120-0004, 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
SMC – ORS 183.335(7), filed and effective 1/14/13
Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17
SMC – ORS 183.335(7), (WCD 5-2020), filed and effective 3/11/20
Amended 12/19/22 as AO 22-070 (WCD 14-2022), eff. 1/1/24

436-120-0014 Notification of Employment and Reinstatement Rights and Responsibilities

Amended and renumbered from 436-120-0004, 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0016 Warning Letters

Amended and renumbered from 436-120-0004, 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0017 Types of Notices

Amended and renumbered from 436-120-0004, 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0018 Postponement Notices

Amended and renumbered from 436-120-0004, 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0020 Reinstatement Rights; Responsibilities of Insurer and Worker

Adopted 12/4/81 as WCD 4-1981, eff. 1/1/82
Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0050, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0300, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0025 Establishing Base Wage to Determine Suitable Wage

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0310, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0035 Likely Eligibility, Determining Eligibility and Contact of Worker

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0111, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered from OAR 436-120-0060, 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0320, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0040 Eligibility for Vocational Assistance

Adopted 5/22/80 as WCD 6-1980, eff. 6/1/80
Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0100, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0330, 10/31/94 as WCD 94-058, eff. 1/1/95

436-120-0045 End of Eligibility for Vocational Assistance

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0126, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered from OAR 436-120-0090, 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0350, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0050 Insurer Elections and Referrals Until July 1, 1984; All Cases Transferred to Insurers by January 1, 1985

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from 436/61/106, 5/1/85
Repealed 12/12/85 as WCD 7-1985, eff. 1/1/86

436-120-0055 Restoring and Redetermining Eligibility for Vocational Assistance

Adopted 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered from OAR 436-120-0095, 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0360, 12/28/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0060 Contact of Worker. Determination of Eligibility and Start of Vocational Assistance

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD Admin Order 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0111, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered to OAR 436-120-0035, 12/17/87 as WCD 11-1987, eff. 1/1/88

436-120-0070 Selection of Vocational Assistance Provider

Adopted 5/22/80 as WCD 6-1980, eff. 6/1/80
Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83

“SMC” means statutory minor correction.

Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0120, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0370 and 0710, 10/31/94 as
 AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0075 Kinds of Vocational Assistance

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0060, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended and Renumbered from OAR 436-120-0030, 12/17/87 as WCD
 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0420, 0430, 0440, and 0450,
 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0080 Limits on Vocational Assistance**Generally**

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/121, 5/1/85
 Repealed 12/12/85 as WCD 7-1985, eff. 1/1/86

436-120-0081 Vocational Evaluation

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0410 and 0420, 10/31/94 as
 AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0083 Direct Employment

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0400 and 0430, 10/31/94 as
 AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0085 Training

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0400, 0440, 0450, and 0460,
 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0087 Direct Worker Purchases

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0700 and 0710, 10/31/94 as
 AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0090 End of Eligibility for Vocational Assistance

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0126, 5/1/85
 Amended 12/12/85 WCD 7-1985, eff. 1/1/86
 Amended and Renumbered to OAR 436-120-0045, 12/17/87 as WCD 11-
 1987, eff. 1/1/88

436-120-0095 Restoring Eligibility for Vocational Assistance

Adopted 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended and Renumbered to OAR 436-120-0055, 12/17/87 as WCD 11-
 1987, eff. 1/1/88

436-120-0100 Direct Employment Plan – Conditions; Limitations

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/141, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Repealed 12/17/87 as WCD 11-1987, eff. 1/1/88

436-120-0105 Return-to-Work Plans and Plan Support

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0500 and 0510, 10/31/94 as
 AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0110 Direct Employment Plan – Return-to-Work Plan; Supporting Information; Responsibilities of Worker

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/144, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Repealed 12/17/87 as WCD 11-1987, eff. 1/1/88

436-120-0115 Vocational Eligibility Evaluation

Amended and renumbered 12/1/09 from 436-120-0320 as AO 09-061
 (WCD 3-2009), eff. 1/1/10
 Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
 Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17
 SMC – ORS 183.335(7), (WCD 6-2020), filed and effective 3/11/20
 Amended 6/13/22 as AO 22-060 (WCD 4-2022), eff. 7/1/22

436-120-0117 Deferral of Eligibility Evaluation

Amended and renumbered 11/28/16 from 436-120-0155 as AO 16-058
 (WCD 4-2016), eff. 1/1/17

436-120-0120 Training Plan – Conditions; Limitations

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/151, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Repealed 12/17/87 as WCD 11-1987, eff. 1/1/88

436-120-0125 Conditions for Postponement of the Vocational Eligibility Evaluation

Amended and renumbered 12/1/09 from 436-120-0320 as AO 09-061
 (WCD 3-2009), eff. 1/1/10
 Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0130 Training Plan – Return-to-Work Plan; Supporting Information; Responsibilities of Worker and Provider

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/154, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Repealed 12/17/87 as WCD 11-1987, eff. 1/1/88

436-120-0135 General Requirements and Timeframes for Vocational Eligibility Evaluations

Amended and renumbered 12/1/09 from 436-120-0320 as AO 09-061
 (WCD 3-2009), eff. 1/1/10
 Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0140 Training Plan – End of Training Other Than by Completion

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/157, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Repealed 12/17/87 as WCD 11-1987, eff. 1/1/88

436-120-0145 Vocational Assistance Eligibility

Amended and renumbered 12/1/09 from 436-120-0320 & 0350 as AO 09-

“SMC” means statutory minor correction.

061 (WCD 3-2009), eff. 1/1/10
Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17
Amended 6/13/22 as AO 22-060 (WCD 4-2022), eff. 7/1/22

436-120-0147 Establishing the Adjusted Weekly Wage

Amended and renumbered 11/28/16 from 436-120-0007 as AO 16-058 (WCD 4-2016), eff. 1/1/17
Amended 2/22/18 as WCD 18-051, (WCD 3-2018) eff. 2/23/18
Amended 7/17/18 as AO 18-059 (WCD 8-2018), eff. 8/1/18
SMC – ORS 183.335(7) (WCD 11-2018), filed and effective 8/2/18

436-120-0150 Direct Worker Purchases

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from 436/61/161, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Repealed 12/17/87 as WCD 11-1987, eff. 1/1/88

436-120-0155 Deferral and Completion of an Eligibility Evaluation When the Employer Activates Preferred Worker Program Benefits:

Amended and renumbered 12/1/09 from 436-120-0320 as AO 09-061 (WCD 3-2009), eff. 1/1/10
Amended and renumbered to 436-120-0117, 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0157 Determining Substantial Handicap to Employment

Amended and renumbered 11/28/16 from 436-120-0340 as AO 16-058 (WCD 4-2016), eff. 1/1/17
Amended 6/13/22 as AO 22-060 (WCD 4-2022), eff. 7/1/22

436-120-0160 Notices to Worker, Attorney and Department

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0171, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0610, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0165 End of Eligibility for Vocational Assistance

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from 436/61/126, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered from 436-120-0090, 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered from 436-120-0045, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
Amended 12/14/01 as AO 01-066 (WCD 14-2001), eff. 1/2/02 Temp
Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
Amended and renumbered 12/1/09 from 436-120-0350 as AO 09-061 (WCD 3-2009), eff. 1/1/10
Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17
Amended 6/13/22 as AO 22-060 (WCD 4-2022), eff. 7/1/22

436-120-0170 Filing of Status Report, Return-to-Work Plan and Supporting Information; Review

Adopted 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0172, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0500, 530 and 0600, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0175 Redetermining Eligibility for Vocational Assistance

Adopted 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered from 436-120-0095, 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered from 436-120-0055, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
Amended 12/11/96 as AO 96-073 (WCD 23-1996), eff. 2/1/97
Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
Amended 12/14/01 as AO 01-066 (WCD 14-2001), eff. 1/2/02 Temp
Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
Amended and renumbered 12/1/09 from 436-120-0360 as AO 09-061 (WCD 3-2009), eff. 1/1/10
Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17
Amended 6/13/22 as AO 22-060 (WCD 4-2022), eff. 7/1/22

436-120-0177 Selection of Category of Vocational Assistance

Amended and renumbered 11/28/16 from 436-120-0400 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0180 Informing Worker of Rights and Responsibilities

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Amended 4/4/84 as WCD 3-1984, eff. 4/4/84
Renumbered from OAR 436-061-0174, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0610, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0185 Choosing a Counselor

Amended and renumbered 12/1/09 from 436-120-0320 as AO 09-061 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0187 Optional Services

Amended and renumbered 11/28/16 from 436-120-0455 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0190 Other Obligations of Insurers and the Department

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0177, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered to OAR 436-120-0620, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0197 Direct Employment

Amended and renumbered 11/28/16 from 436-120-0430 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0200 Authorization of Vocational Assistance Providers

Adopted 12/4/81 as WCD 4-1981, eff. 1/1/82.
 Amended 12/31/81 as WCD 8-1981, eff. 1/1/82 Temp
 Amended 5/26/82 as WCD 9-1982, eff. 6/1/82
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0180, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0800, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0203 Standards for Authorized Providers; Sanctions

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0800, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0205 Certification of Vocational Assistance Staff

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0810 and 0830, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0207 Standards for Certified Staff; Sanctions

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0840, 0850, and 0915 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0210 Vocational Assistance Disputes, Administrative Reviews and Director's Orders

Adopted 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0191, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0008, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0215 Fee Schedule and Conditions for Payment of Vocational Assistance Costs

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0530 and 0720, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0220 Reimbursement of Vocational Assistance Costs for Pre-1986 Injuries

Adopted 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0300, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0620 and 0730, 10/31/94 as WCD 94-058, eff. 1/1/95

436-120-0230 Temporary Disability Compensation During Training

Adopted 12/20/73 as WCB 6-1973, eff. 1/11/74
 Amended 11/5/74 as WCB 45-1974, eff. 11/5/74 Temp
 Amended 2/6/75 as WCD 4-1975, eff. 2/25/75
 Amended 3/29/77 as WCD 3-1976, eff. 4/1/76
 Amended 9/29/77 as WCD 3-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 1-1978, eff. 2/1/78
 Amended 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83

Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0410, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-740, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0240 Temporary Disability During Training – Payment by Insurer; Amount

Adopted 3/29/76 as WCB 1-1976, eff. 4/1/76
 Amended 9/29/77 as WCD 3-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 1-1978, eff. 2/1/78
 Amended 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Amended 4/4/84 as WCD 3-1984, eff. 4/4/84
 Renumbered from 436/61/420, 5/1/85
 Repealed 12/12/85 as WCD 7-1985, eff. 1/1/86

436-120-0250 Reimbursement of Temporary Disability Compensation Costs for Pre-1986 Injuries

Adopted 12/20/73 as WCB 6-1973, eff. 1/11/74
 Amended 11/5/74 as WCB 45-1974, eff. 11/5/74 Temp
 Amended 2/6/75 as WCD 4-1975, eff. 2/25/75
 Amended 3/29/76 as WCB 1-1976, eff. 4/1/76
 Amended 9/29/77 as WCD 3-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 1-1978, eff. 2/1/78
 Amended 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0430, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0750, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0255 Audits

Adopted 12/12/85 as WCD 7-1985, eff. 1/1/86.
 Amended and Renumbered to OAR 436-120-0730 and 0900, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0260 Hearings and Litigation on Vocational Assistance

Adopted 5/26/82 as WCD 9-1982, eff. 6/1/82
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0970, 5-1-85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended and Renumbered to OAR 436-120-0008, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0270 Civil Penalties; Other Sanctions

Adopted 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0981, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered to OAR 436-120-0900, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

436-120-0300 Reinstatement Rights; Responsibilities of Insurer and Worker

Adopted 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/050, 5/1/85

“SMC” means statutory minor correction.

Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0020, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Repealed 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

436-120-0310 Establishing the Adjusted Weekly Wage to Determine Suitable Wage

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from OAR 436-120-0025, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended and Renumbered to OAR 436-120-0007, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0320 Determining Eligibility for Vocational Assistance and Selection of Vocational Assistance Provider

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/111, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended and Renumbered from 436-120-0060, 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0035, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended and renumbered from 436-120-0330 and -0370, as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
 Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
 Amended 12/5/05 as AO 05-080 (WCD 8-2005), eff. 01/01/06
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended and renumbered 12/1/09 to 436-120-0115, 0125, 0135, 0145, 0155, & 0185 as AO 09-061 (WCD 3-2009), eff. 1/1/10

436-120-0330 Eligibility for Vocational Assistance: Conditions

Adopted 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0100, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from OAR 436-120-0040, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended and renumbered to OAR 436-120-0320, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0340 Determining Substantial Handicap

Adopted 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
 Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
 Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
 Amended and renumbered to 436-120-0157, 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0350 Ineligibility and End of Eligibility for Vocational Assistance

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/126, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended and Renumbered from 436-120-0090, 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0045, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
 Amended 12/14/01 as AO 01-066 (WCD 14-2001), eff. 1/2/02 Temp
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
 Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended and renumbered 12-1-2009 to 436-120-0165 as WCD 09-061, eff. 1-1-2010

436-120-0360 Redetermining Eligibility for Vocational Assistance

Adopted 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended and Renumbered from 436-120-0095, 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0055, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 12/11/96 as AO 96-073 (WCD 23-1996), eff. 2/1/97
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
 Amended 12/14/01 as AO 01-066 (WCD 14-2001), eff. 1/2/02 Temp
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
 Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended and renumbered 12-1-2009 to 436-120-0175 as WCD 09-061, eff. 1-1-2010

436-120-0370 Selection of Vocational Assistance Provider

Adopted 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0120, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from OAR 436-120-0070, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended and Renumbered to OAR 436-120-0320, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0400 Selection of Category of Vocational Assistance

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0083 and 0085, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
 Amended and renumbered to 436-120-0177, 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0410 Determining a Vocational Goal

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended and Renumbered from 436-120-0081, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
Amended and Renumbered from 436-120-0420, 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0420 Vocational Evaluation: Components

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0060, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered from OAR 436-120-0030, 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered from OAR 436-120-0075 and 0081, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
Amended and Renumbered to OAR 436-120-0410, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0430 Direct Employment

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from 436/61/060, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered from 436-120-0030, 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered from 436-120-0075 and 0083, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
Amended 12/14/01 as AO 01-066 (WCD 14-2001), eff. 1/2/02 Temp
Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Amended and renumbered to 436-120-0197, 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0440 Training

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Adopted 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from 436/61/060, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered from 436-120-0030, 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered from 436-120-0075 and 0085, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
Amended and renumbered from 436-120-0450 & 0460, 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
Amended and renumbered to 436-120-0443, 0445, and 0447, 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10

436-120-0443 Training – General

Amended and renumbered from 436-120-0440, 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Amended 11/12/13 as AO 13-062 (WCD 9-2013), eff. 1/1/14
Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

Amended 6/13/22 as AO 22-060 (WCD 4-2022), eff. 7/1/22
Amended 12/19/22 as AO 22-070 (WCD 14-2022), eff. 1/1/24

436-120-0445 Training Requirements

Amended and renumbered from 436-120-0440, 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0447 Ending a Return to Work Plan (Amended and renumbered to 436-120-0448, 0449, and 0451)

Amended and renumbered from 436-120-0440, 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
Amended and renumbered to OAR 436-120-0448, 0449, and 0451, 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12

436-120-0448 Reevaluating a Training Plan

Amended and renumbered from OAR 436-120-0447, 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Amended and renumbered to 436-120-0523, 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0449 Ending and Reevaluating a Training Plan

Amended and renumbered from OAR 436-120-0447, 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0450 Training: Kinds and Standards

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from OAR 436-061-0060, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended and Renumbered from OAR 436-120-0030, 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered from OAR 436-120-0075 and 0085, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
Amended and Renumbered to OAR 436-120-0440, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0451 Ending a Training Plan

Amended and renumbered from OAR 436-120-0447, 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
Amended and renumbered to 436-120-0527, 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0455 Optional Services

AO 94-058 (WCD 10-1994), eff. 1/1/95
Amended and renumbered from 436-120-0910, 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
Amended and renumbered to 436-120-0187, 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0460 End of Training and Services After Training

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered from OAR 436-120-0085, 10/31/94 as WCD 94-058, eff. 1/1/95
Amended and Renumbered to OAR 436-120-0440, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0500 Training: Development and Implementation

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
Renumbered from 436-061-0172, 5/1/85
Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
Amended and Renumbered from 436-120-0105 and 0170, 10/31/94 as AO

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94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 12/11/96 as AO 96-073 (WCD 23-1996), eff. 2/1/97
 Amended and Renumbered from 436-120-0600, 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
 Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
 Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0510 Training Plan Support

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0105, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
 Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
 SMC – ORS 183.335(7), filed and effective 11/20/15
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0520 Responsibilities of the Worker and the Counselor

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0115, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0523 Re-evaluating a Training Plan

Amended and renumbered 11/28/16 from 436-120-0448 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0527 Ending a Training Plan

Amended and renumbered 11/28/16 from 436-120-0451 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0530 Director Review of Return-to-Work Plan

Adopted 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/172, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0170 and 0215, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0600 Filing of Return-to-Work Plan and Supporting Information and Closing Status Report

Adopted 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0172, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from OAR 436-120-0170, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended and Renumbered to OAR 436-120-0004 and 436-120-0500, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0610 Notices to Worker, Worker's Representative and Department

Adopted 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Amended 4/4/84 as WCD 3-1984, eff. 4/4/84
 Renumbered from OAR 436-061-0174, 5/1/85
 Renumbered from OAR 436-061-0171, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from OAR 436-120-0160 and 0180, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended and Renumbered to OAR 436-120-0004, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0620 Provision of Information and Release of Records

Adopted 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from OAR 436-061-0300, 5/1/85
 Renumbered from OAR 436-061-0177, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from OAR 436-120-0190 and 0220, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended and Renumbered to OAR 436-120-0004, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0700 Direct Worker Purchases

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0087, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 SMC – ORS 183.335(7), filed and effective 7/19/06
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0710 Direct Worker Purchases: Categories

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0087, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 10/3/12 as AO 12-059 (WCD 5-2012), eff. 11/1/12
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0720 Fee Schedule

Adopted 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/120, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0215 and 0070, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04

“SMC” means statutory minor correction.

Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
 Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0730 Reimbursement of Vocational Assistance Costs for Pre-1986 Injuries

Adopted 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 12/29/82 as WCD 11-1982, eff. 1/1/83 Temp
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/300, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0220 and 0255, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Repealed 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07

436-120-0740 Temp Disability Compensation During Training

Adopted 12/20/73 as WCB 6-1973, eff. 1/11/74
 Amended 11/5/74 as WCB 45-1974, eff. 11/5/74 Temp
 Amended 2/6/75 as WCD 4-1975, eff. 2/25/75
 Amended 3/29/77 as WCD 3-1976, eff. 4/1/76
 Amended 9/29/77 as WCD 3-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 1-1978, eff. 2/1/78
 Amended 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/410, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0230, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Repealed 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

436-120-0750 Reimbursement of Temp Disability Compensation Costs for Pre-1986 Injuries

Adopted 12/20/73 as WCB 6-1973, eff. 1/11/74
 Amended 11/5/74 as WCB 45-1974, eff. 11/5/74 Temp
 Amended 2/6/75 as WCD 4-1975, eff. 2/25/75
 Amended 3/29/76 as WCB 1-1976, eff. 4/1/76
 Amended 9/29/77 as WCD 3-1977, eff. 10/4/77 Temp
 Amended 2/1/78 as WCD 1-1978, eff. 2/1/78
 Amended 5/22/80 as WCD 6-1980, eff. 6/1/80
 Amended 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/430, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0250, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Repealed 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

436-120-0755 Reimbursement from the Workers' Benefit Fund

Adopted 12/5/05 as AO 05-080 (WCD 8-2005) eff. 01/01/06
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0800 Registration of Providers

Adopted 12/4/81 as WCD 4-1981, eff. 1/1/82
 Amended 12/31/81 as WCD 8-1981, eff. 1/1/82 Temp

Amended 5/26/82 as WCD 9-1982, eff. 6/1/82
 Amended 6/30/83 as WCD 2-1983, eff. 6/30/83
 Amended 12/14/83 as WCD 5-1983, eff. 1/1/84
 Renumbered from 436/61/180, 5/1/85
 Amended 12/12/85 as WCD 7-1985, eff. 1/1/86
 Amended 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0200 and 0203, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0810 Certification and Classification of Provider Staff

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0205, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 6/9/05 as AO 05-059 (WCD 6-2005), eff. 7/1/05
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0820 Renewal of Certification

Adopted 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
 Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17
 Amended 6/13/22 as AO 22-060 (WCD 4-2022), eff. 7/1/22

436-120-0830 Classification of Vocational Assistance Staff

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0205, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 2/2/96 as AO 95-074 (WCD 6-1996), eff. 3/1/96
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
 Amended 9/15/10 as AO 10-056 (WCD 5-2010), eff. 11/15/10
 SMC – ORS 183.335(7), filed and effective 11/20/15
 Repealed 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0840 Professional Standards for Providers and Counselors

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from 436-120-0207, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95
 Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00
 Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02
 Amended 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04
 Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07
 Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10
 Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0850 Sanctions of Authorized Vocational Assistance Providers and Certified Individuals

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88
 Amended and Renumbered from OAR 436-120-0207, 10/31/94 as AO 94-

“SMC” means statutory minor correction.

058 (WCD 10-1994), eff. 1/1/95

Amended and Renumbered to OAR 436-120-0915, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0900 Audits, Penalties, and Sanctions

Adopted 12/4/81 as WCD 4-1981, eff. 1/1/82

Amended 6/30/83 as WCD 2-1983, eff. 6/30/83

Amended 12/14/83 as WCD 5-1983, eff. 1/1/84

Renumbered from 436/61/981, 5/1/85

Amended 12/12/85 as WCD 7-1985, eff. 1/1/86

Amended 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended and Renumbered from 436-120-0255 and 0270, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02

Amended 12/5/05 as AO 05-080 (WCD 8-2005), eff. 01/01/06

Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07

Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10

Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0910 Optional Services

Adopted 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended and Renumbered to OAR 436-120-0455, 4/27/00 as WCD 00-055, eff. 6/1/00

436-120-0915 Sanctions of Providers and Counselors

Adopted 12/17/87 as WCD 11-1987, eff. 1/1/88

Amended and renumbered from 436-120-0207, 10/31/94 as AO 94-058 (WCD 10-1994), eff. 1/1/95

Amended and Renumbered from 436-120-0850, 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

Amended 4/13/01 as AO 01-053 (WCD 4-2001), eff. 5/15/01

Amended 5/30/02 as AO 02-057 (WCD 7-2002), eff. 7/1/02

Amended 11/1/07 as AO 07-067 (WCD 8-2007), eff. 12/1/07

Amended 12/1/09 as AO 09-061 (WCD 3-2009), eff. 1/1/10

Amended 11/28/16 as AO 16-058 (WCD 4-2016), eff. 1/1/17

436-120-0920 Service of Orders

Adopted 4/27/00 as AO 00-055 (WCD 6-2000), eff. 6/1/00

Repealed 3/4/04 as AO 04-056 (WCD 3-2004), eff. 4/1/04

REHABILITATION FACILITIES**436-130-0000 Authority for Rules**

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0010 Purpose

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0020 Applicability of Rules

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0030 Definitions

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0040 Administration of Rules

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0050 Administrative Review

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0060 Criteria for Eligibility

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0070 Refunds

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0080 Assessment of Civil Penalties

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0090 Issuance/Service of Penalty Orders

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

436-130-0100 Audits

Adopted 4/1/94 as WCD 94-051, eff. 5/1/94

Repealed 10/19/05 as AO 05-068 (WCD 7-2005), eff. 1/2/06

CONSTRUCTION CARVE-OUT PROGRAMS**436-140-0001 Authority For Rules**

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0002 Purpose

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0003 Applicability of Rules

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0005 Definitions

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0006 Administration of Rules

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0008 Administrative Review

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

Amended 10/19/05 as AO 05-069 (WCD 7-2005), eff. 1/2/06

436-140-0010 Qualifying

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0020 Alternative Dispute Resolution

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0030 Medical Services

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0040 Compensation

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0045 Multiple Claims; Expiration or Termination of Collective Bargaining Agreement; Responsibility

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0050 Duties and Responsibilities of Employer

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0060 Insurer Duties and Responsibilities

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0070 Reporting Requirements

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0090 Suspension or Revocation

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0100 Monitoring/Auditing

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

436-140-0120 Sanctions and Civil Penalties; Rule Violations

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00
Amended 12/17/19 as AO 19-068 (WCD 12-2019), eff. 1/1/20

436-140-0130 Service of Orders

Adopted 12/11/00 as AO 00-059 (WCD 10-2000), eff. 12/15/00

WORKERS' BENEFIT FUND CLAIMS PROGRAM

436-150-0001 Authority for Rules

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
SMC – ORS 183.335(7), (WCD 3-2021) filed and effective 4/7/21

436-150-0002 Purpose

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
SMC – ORS 183.335(7), (WCD 4-2021) filed and effective 4/7/21

436-150-0003 Applicability of Rules

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
SMC – ORS 183.335(7), (WCD 5-2021) filed and effective 4/7/21

436-150-0005 Definitions

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
Amended 12/1/09 as AO 09-062 (WCD 3-2009), eff. 1/1/10

436-150-0006 Administration of Rules

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
SMC – ORS 183.335(7), (WCD 6-2021) filed and effective 4/7/21

436-150-0008 Administrative Review

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
Amended 12/3/03 as AO 03-078 (WCD 12-2003), eff. 1/1/04
Amended 10/19/05 as AO 05-070 (WCD 7-2005), eff. 1/2/06
SMC – ORS 183.335(7), (WCD 7-2021) filed and effective 4/7/21

436-150-0010 Criteria for Eligibility

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
Amended 12/1/09 as AO 09-062 (WCD 3-2009), eff. 1/1/10

436-150-0020 Limitation of Program

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
SMC – ORS 183.335(7), (WCD 8-2021) filed and effective 4/7/21

436-150-0030 Payment of Benefits

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
Amended 12/1/09 as AO 09-062 (WCD 3-2009), eff. 1/1/10

436-150-0040 Accounting and Repayment of Payment of Benefits

Adopted 12/6/01 as AO 01-063 (WCD 12-2001), eff. 1/1/02
SMC – ORS 183.335(7), (WCD 9-2021) filed and effective 4/7/21

**ELECTRONIC DATA INTERCHANGE;
MEDICAL BILL DATA**

436-160-0001 Authority, Applicability, Purpose, and Administration of these Rules

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
Amended 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Amended 7/10/14 as AO 14-056 (WCD 8-2014), eff. 10/1/14

436-160-0002 Purpose

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
Amended 10/5/09 as AO 09-052 (WCD 2-2009), eff. 1/1/10
Amended 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
Repealed 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14

436-160-0003 Applicability of Rules

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
Amended 12/3/03 as AO 03-064 (WCD 12-2003), eff. 1/1/04
Amended 10/5/09 as AO 09-052 (WCD 2-2009), eff. 1/1/10
Repealed 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14

436-160-0004 Adoption of Standards

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
Amended 11/1/07 as AO 07-068 (WCD 10-2007), eff. 1/1/08
Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
Amended 10/5/09 as AO 09-052 (WCD 2-2009), eff. 1/1/10
Amended 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Amended 7/10/14 as AO 14-056 (WCD 8-2014), eff. 10/1/14

436-160-0005 General Definitions

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
Amended 11/1/07 as AO 07-068 (WCD 10-2007), eff. 1/1/08
Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
Amended 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0006 Administration of Rule

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
Repealed 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14

436-160-0010 Security

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
Repealed 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14

436-160-0011 Purpose

Adopted 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0012 Applicability of Rules

Adopted 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0013 Administration of Rules

Adopted 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0014 Security

Adopted 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0015 Trading Partner Agreement

Adopted 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0016 Retention of Electronic Records

Adopted 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0017 Form, Format, and Delivery for Electronic Data Reporting

Adopted 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0018 Electronic Signature

Adopted 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0019 Address Reporting

Adopted 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0020 Trading Partner Agreement

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 6/12/08 as AO 08-059 (WCD 1-2008), eff. 7/1/08
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Repealed 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14

436-160-0030 Retention of Electronic Records

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 11/1/07 as AO 07-068 (WCD 10-2007), eff. 1/1/08
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Repealed 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14

436-160-0040 Recognized Received Date

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
 Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
 Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0050 Form, Format, and Delivery for Electronic Data Reporting

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Repealed 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14

436-160-0060 Testing Procedures and Requirements

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 11/1/07 as AO 07-068 (WCD 10-2007), eff. 1/1/08
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
 Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
 Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
 Temporary suspended (WCD 7-2014), eff. 10/1/14
 SMC – ORS 183.335(7), filed and effective 8/11/16

436-160-0070 Electronic signature

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 6/12/08 as AO 08-059 (WCD 1-2008), eff. 7/1/08
 Repealed 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14

436-160-0080 Acknowledgements

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 11/1/07 as AO 07-068 (WCD 10-2007), eff. 1/1/08
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended 10/5/09 as AO 09-052 (WCD 2-2009), eff. 1/1/10
 Repealed 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0090 Address Reporting

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 6/12/08 as AO 08-059 (WCD 1-2008), eff. 7/1/08
 Repealed 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14

436-160-0300 Proof of Coverage Definitions

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended and renumbered to 436-162-0300 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0310 Proof of Coverage Electronic Filing Requirements

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 12/3/03 as AO 03-064 (WCD 12-2003), eff. 1/1/04
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended 12/1/09 as AO 09-063 (WCD 3-2009), eff. 1/1/10
 Amended and renumbered to 436-162-0310 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0320 Proof of Coverage Acknowledgement

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 12/3/03 as AO 03-064 (WCD 12-2003), eff. 1/1/04
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended and renumbered to 436-162-0320 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11

7-2010), eff. 1/1/11

436-160-0330 Proof of Coverage Effective Dates

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 6/12/08 as AO 08-059 (WCD 1-2008), eff. 7/1/08
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended and renumbered to 436-162-0330 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0340 Proof of Coverage Changes or Corrections

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 12/3/03 as AO 03-064 (WCD 12-2003), eff. 1/1/04
 Amended 6/12/08 as AO 08-059 (WCD 1-2008), eff. 7/1/08
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended 12/1/09 as AO 09-063 (WCD 3-2009), eff. 1/1/10
 Amended and renumbered to 436-162-0340 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0350 Guaranty Contract Filing Requirements

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 12/3/03 as AO 03-064 (WCD 12-2003), eff. 1/1/04
 Amended 6/12/08 as AO 08-059 (WCD 1-2008), eff. 7/1/08
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended and renumbered to 436-162-0350 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0355 Proof of Coverage Filing Requirements

Adopted 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Renumbered 10/1/10 to OAR 436-162-0355 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0360 Guaranty Contract Terminations

Adopted 3/17/03 as AO 03-052 (WCD 3-2003), eff. 4/1/03
 Amended 12/3/03 as AO 03-064 (WCD 12-2003), eff. 1/1/04
 Amended 6/12/08 as AO 08-059 (WCD 1-2008), eff. 7/1/08
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Renumbered 10/1/10 to OAR 436-162-0360 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0370 Proof of Coverage Terminations

Adopted 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Renumbered 10/1/10 to OAR 436-162-0370 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0400 Medical Bill Definitions

Adopted 11/1/07 as AO 07-068 (WCD 10-2007), eff. 1/1/08
 Repealed 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11

436-160-0405 Insurers' Reporting Responsibilities

Adopted 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
 Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
 Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
 Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0410 Electronic Medical Bill Data Transmission and Format Requirements

Adopted 11/1/07 as AO 07-068 (WCD 10-2007), eff. 1/1/08
 Amended 6/12/08 as AO 08-059 (WCD 1-2008), eff. 7/1/08
 Amended 9/17/08 as AO 08-062 (WCD 4-2008), eff. 7/1/09
 Amended 10/5/09 as AO 09-052 (WCD 2-2009), eff. 1/1/10
 Amended 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
 Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
 Amended 2/13/14 as AO 14-050 (WCD 1-2014), eff. 7/1/14
 Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
 Amended 7/10/14 as AO 14-056 (WCD 8-2014), eff. 10/1/14
 SMC – ORS 183.335(7), filed and effective 8/11/16

436-160-0415 Oregon ASC X12 837 Medical Bill Data Reporting Requirements

Adopted 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11

Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Amended 7/10/14 as AO 14-056 (WCD 8-2014), eff. 10/1/14

436-160-0420 Medical Bill Acknowledgement

Adopted 11/1/07 as AO 07-068 (WCD 10-2007), eff. 1/1/08
Amended 10/5/09 as AO 09-052 (WCD 2-2009), eff. 1/1/10
Amended 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Amended 7/10/14 as AO 14-056 (WCD 8-2014), eff. 10/1/14

436-160-0430 Medical Bill Data Changes

Adopted 11/1/07 as AO 07-068 (WCD 10-2007), eff. 1/1/08
Amended 6/12/08 as AO 08-059 (WCD 1-2008), eff. 7/1/08
Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0440 Monitoring and Auditing Insurers

Adopted 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

436-160-0445 Assessment of Civil Penalties

Adopted 10/1/10 as AO 10-057 (WCD 7-2010), eff. 1/1/11
Amended 10/10/13 as AO 13-057 (WCD 6-2013), eff. 7/1/14
Amended 6/5/14 as AO 14-057 (WCD 5-2014), eff. 7/1/14 Temp
Temporary suspended (WCD 7-2014), eff. 10/1/14

**ELECTRONIC DATA INTERCHANGE;
PROOF OF COVERAGE**

436-162-0001 Authority, Applicability, Administration, and Purpose of these Rules

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Amended 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0002 Purpose

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0003 Applicability of Rules

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0004 Adoption of Standards

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Amended 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0005 General Definitions

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Amended 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0006 Administration of Rules

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0010 Security

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0020 Trading Partner Agreement

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0030 Retention of Electronic Records

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11

436-162-0035 General Filing Information

Adopted 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15
SMC – ORS 183.335(7) (WCD 13-2018), filed and effective 8/9/18

436-162-0038 Acknowledgement

Amended and renumbered 11/13/14 from 436-162-0320 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0040 Recognized Filing Date

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Amended 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0050 Form, Format, and Delivery for Electronic Data Reporting

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0060 Testing Procedures and Requirements

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Amended and renumbered 11/13/14 to 436-162-0335 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0070 Electronic signature

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0090 Address Reporting

Adopted 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0300 Establishing Document Transaction

Amended and renumbered from 436-160-0300 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0310 Electronic Filing Requirements

Amended and renumbered from 436-160-0310 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Amended 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0320 Acknowledgement

Amended and renumbered from 436-160-0320 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Amended and renumbered 11/13/14 to 436-162-0038 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0330 Effective Dates

Amended and renumbered from 436-160-0330 10/1/10 as AO 0-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0335 Testing Procedures and Transaction Accuracy Standards

Amended and renumbered 11/13/14 from 436-162-0060 as AO 14-061 (WCD-12-2014), eff. 4/1/15
SMC – ORS 183.335(7), filed and effective 8/10/16

436-162-0340 Changes or Corrections

Amended and renumbered from 436-160-0340 10/1/10 as AO 0-058 (WCD 7-2010), eff. 1/1/11
Amended 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0350 Guaranty Contract Filing Requirements

Amended and renumbered from 436-160-0350 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0355 Proof of Coverage Filing Requirements

Renumbered from 436-160-0355 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11
Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

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436-162-0360 Guaranty Contract Terminations

Renumbered from 436-160-0360 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11

Repealed 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0370 Proof of Coverage Terminations

Renumbered from 436-160-0370 10/1/10 as AO 10-058 (WCD 7-2010), eff. 1/1/11

Amended 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0380 Cancellation of Coverage by the Employer

Adopted 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0400 Monitoring and Auditing Insurers

Adopted 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

436-162-0440 Assessment of Civil Penalties

Adopted 11/13/14 as AO 14-061 (WCD-12-2014), eff. 4/1/15

INDEPENDENT CONTRACTORS

436-170-0002 Purpose of Rule

Adopted 1/30/07 as AO 07-050 (WCD 1-2007), eff. 2/1/07

436-170-0100 Statutory Context

Adopted 1/30/07 as AO 07-050 (WCD 1-2007), eff. 2/1/07

436-170-0200 Direction and Control Test

Adopted 1/30/07 as AO 07-050 (WCD 1-2007), eff. 2/1/07

436-170-0300 Application of “direction and control” test in construction and landscape industries

Adopted 1/30/07 as AO 07-050 (WCD 1-2007), eff. 2/1/07

WORKER LEASING

436-180-0003 Administration of Rules

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0005 Definitions

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0008 Requests for Hearings or Administrative Review

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0100 Responsibility for Providing Coverage under a Lease Arrangement

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0110 Notice of Client Coverage; Changes to Coverage Information; Termination; Reinstatements

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0120 Temporary Worker Distinguished from Leased Worker

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0140 Qualifications, Applications, and Renewals for License as a Worker Leasing Company

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0150 Recordkeeping and Reporting Requirements

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0155 Reporting Requirements of a Self-Insured Worker Leasing Company

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0160 Suspension or Revocation of License

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0170 Monitoring and Auditing

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

436-180-0200 Assessment of Civil Penalties

Adopted 6/7/18 as AO 18-057 (WCD 7-2018), effective 7/1/18

OLDER ADMINISTRATIVE ORDERS

(Order effective date is shown, if present; otherwise, date is the date the order was signed.)

A-1965 Relating to Respective Transitional Duties of the State Industrial Accident Commission, Workmen’s Compensation Board and State Compensation Department

Eff. 8/15/65

B-1965 Relating to the Appointment of Gorgon F. Woods as Hearing Officer

8/13/65

C-1965 Relating to the Financing and Fiscal Operations of the Workmen’s Compensation Board

Eff. 8/20/65

D-1965 Relating to Formula for Determination Normal Expected Annual Claims Liability

Eff. 1/1/66

2-1965 Relating to Establishing Conversion Schedules Relating Monthly Compensation to Other Periodic Payments

Eff. 1/1/66

3-1965 Relating to Travel Expense for Medical Care

12/17/65

4-1965 Relating to the Continuation of Certain Fee Schedules for Medical Care

Eff. 1/1/66

5-1965 Relating to Coverage for Employed Apprentices while Attending Related Training Classes

Eff. 1/1/66

SIAC 6-1965 Relating to State Industrial Accident Commission Personnel Administrative Orders

Eff. 1/1/66

6-1965 Relating to Deductions for Remittance of Workmen’s Two Cents Per Day Per ORS 656.506

12/17/65

SIAC 7-1965 Relating to Obsolete State Industrial Accident Commission Administrative Orders

EFF. 1/1/66

7-1965 Relating to Designating a Depository

12/17/65

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8-1965 Relating to Level of Benefits | Retroactive Reserve
Eff. 1/1/66

9-1965 Assessment for Administrative Fund | Remittance Date for Assessments and Workers’ Contributions
Eff. 1/1/66

1-1966 Administrative Interpretation Chapter 285, Oregon Laws 1965, Section 9 (8) Officers of Corporations as Nonsubject Workmen
1/5/66

2-1966 Relating to Establishing Conversion Schedules Relating Monthly Compensation to Other Periodic Payments
Eff. 1/1/66

3-1966 Relating to Attorney Fees
Eff. 3/1/66

4-1966 Relating to Fee Schedules | Registered Private Duty Nurses
Eff. 4/1/66

5-1966 Relating to Rules of Practice and Procedure
5/4/66

8-1966 Relating to Medical Fee Schedules
Eff. 10/1/66

9-1966 Relating to the Establishment of Bi Weekly Payment of Benefits and Converting Monthly Schedules of Benefits to Weekly Benefits
11/14/66

10-1966 Relating to Level of Benefits Retroactive Reserve
1/1/67

2-1967 Relating to Schedule of Rates for Orthotic Braces, Prosthetic Appliances and Related Miscellaneous Devices
3/1/67

4-1967 Relating to Employers Reports of Compensable Injuries
Eff. 7/1/67

6-1967 Right to Level of Benefits Retroactive Reserve
Eff. 1/1/68

1-1968 Relating to Transfer of Securities of Deposit
Eff. 1/26/68

2-1968 Assessment for Administrative Fund
Eff. 1/1/68

3-1968 Relating to Employers’ Reports of Fatalities
4/30/68

7-1968 Rules and Regulations of the Workmen’s Compensation Board Governing its Medical Services Program
12/4/68

8-1968 Relating to Level of Benefits Retroactive Reserve
Eff. 1/1/69

5-1969 Relating to Rules and Regulations for Medical Care Subject to the Workmen’s Compensation Board
Eff. 9/5/69

6-1969 Relating to Providing Transportation to Claimants as Necessary Part of Medical Services
Eff. 10/29/69

7-1969 Assessment for Administrative Fund
Eff. 10/1/69

8-1969 Relating to Level of Benefits Retroactive Reserve
Eff. 1/1/70

1-1970 Relating to Determination of Unscheduled Permanent Partial Disability
Eff. 1/23/70

3-1970 Relating to Determination of Permanent Partial Disability in the Scheduled Area
Eff. 4/7/70

4-1970 Relating to Rules of Practice and Procedure
Eff. 5/15/70

6-1970 Relating to Factors of Education and Intellectual Resources in Evaluation of Permanent Disability
Eff. 7/8/70

7-1970 Administrative Interpretation Dependents of Permanently Totally Disabled Workmen
Eff. 7/16/70

8-1970 Relating to Procedure for Contested Claims Involving Noncomplying Employers
Eff. 7/21/70

9-1970 Relating to Attorney Fees in Own Motion Cases
Eff. 7/21/70

10-1970 Relating to Procedure for Contested Claims Involving Noncomplying Employers
Eff. 7/24/70

11-1970 Emergency Care Facility for Injured Workmen
8/5/70

13-1970 Relating to Interim Fee Changes to Maximum Medical Fee Schedule
Eff. 10/1/70

15-1970 Relating to Level of Benefits Retroactive Reserve
Eff. 1/1/71

16-1970 Concerning Right of Employee or SAIF to Require a Claimant to Submit to a Physical Examination
12/11/70

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**4-1971 Right to Loss of Earning Capacity in
Evaluation of Disability**

6/11/71

6-1971 Relating to Rules of Practice and Procedure

Eff. 8/31/71

**8-1971 Notice of Adoption of Model Rules of Practice
and Procedure (436-91)**

10/15/71

**#-1973 Notice of Adoption of Model Rules of Practice
and Procedure (436-91-000)**

11/12/73

9-1971 Amending Article 5, WCB No. 6-1971

10/28/71

**1-1972 Relating to Adoption of Revised Rules and
Regulations Governing Medical and Surgical Service to
Workmen Injured Under the Provisions of the
Compensation Law**

Eff. 1/14/72

3-1972 Relating to Transfer of Securities of Deposit

Eff. 5/25/72

2-1973 Relating to Rules of Practice and Procedure

Eff. 1/15/73

**3-1974 Attorney Fee Schedule for Compensation
Cases**

1/18/74

**1-1977 Serious Disabling Compensable Injury
(OAR 436-062)**

Eff. 10/4/77