

WORKCOMP KEY BRIEF

ESM Solutions, Inc.

Replace your posting notices by 10/8/2010!

To all California Employers and Self Insured Entities effective October 8, 2010

**New Forms & Procedures for Reporting Worker's Comp claims and employee notices!
Medical Provider Network notification changes!**

The Division of Workers' Compensation (DWC) Regulations become **effective 10/8/10**. The new Regs simplify the notification requirements and eliminate the 30-day waiting period when you roll out an MPN for the first time.

The forms are **available at no charge** from the DWC web site (see below) or from your Work Comp Insurance Carrier. Failure to provide current information can lead to employer loss of medical control and potential civil fines up to \$7,000.

- 1) **Yes, you do need to use the new DWC-1 Claim Form and Notice of Potential Eligibility after 10/8/10.**
There is no change in the Employee Claim Form section. The changes in the notification portion omit the section on Voc Rehab and add a definition of Medical Provider Networks (MPN).
- 2) **Yes, you do need to use the new Posting Notice, Form DWC-7, "Notice to Employees – Injuries Caused By Work"**
There is a space to add the MPN contact name and phone number **IF** you are utilizing an MPN.
[Available in English and Spanish \(required if you have Spanish –speaking employees\).](#)
- 3) The **MPN notification** changes only apply **IF** you are offering an MPN. Check with your insurance company or claims administrator to obtain the appropriate MPN Plan Notices. http://www.dir.ca.gov/dwc/mpn/DWC_MP_N_FAQ.html#2
 - a. **New Hires** after 10/8/10 must receive the revised Facts About Workers' Comp and a copy of **the full version of the MPN** if you are utilizing an MPN.
 - b. **The Full MPN notification** will be given to an employee at time of injury and also posted near the DWC-7 **Notice to Employees-Injuries Caused By Work** form.
 - c. **A shortened version** can be used when rolling out an MPN for the first time. Notices can be given in an electronic version for those employees with computer access.
 - d. http://www.dir.ca.gov/dwc/MPN/MPN_SampleInitialWrittenEmployeeNotificationLetter.doc

Website Resources

- The *Updated Posting Notices, New Hire Pamphlets, DWC-1 Claim form/Notice of Potential Eligibility to workers injured* can be obtained either from the DWC website or from your insurance carrier.
http://www.dir.ca.gov/dwc/DWCPropRegs/MPN_Regulations/MPN_Regulations.htm
- Posting notices in **English and Spanish** are to be posted at a location frequented by employees.
http://www.dir.ca.gov/dwc/forms/DWCForm7_2010.pdf
- The two (2) page narrative attachment of **Notice of Potential Eligibility** should be given to the injured employee along with the *Claim Form* within 1 working day of notice or knowledge or a work injury.
<http://www.dir.ca.gov/dwc/forms/ClaimForm2010.pdf>
- NEW HIRE brochure available from your insurance company or www.cwci.org or call CWCI at (510) 251-9470.
<http://www.cwci.org/store.html>

Your insurance company should be sending out additional information in the next few weeks.

For more information please call or email:

Sharon Poston, ARM (916) 381-9935 / sharon.poston@executivesm.com