Timely 1st Payment of Temporary Disability

Effective January 1, 2002, OAR 436-060-0150(5)(a) incorporates WCD's decisions outlined in the September 20, 2001 industry notice regarding timely payment of temporary disability.

If a medical provider 'authorizes' time loss within 14 days of the employer's knowledge date, time loss is due no later than day 14. However, payment is not due if the insurer has requested verification and has not received it. ORS 656.262(4)(d) & OAR 436-060-0020(3).

Examples for completing the form 1502

♦ Insurer DID NOT request verification and later received time-loss authorization for any time during the first 14 days. Payment was made after the 14th day - were you timely? **NO.**

♦ Insurer REQUESTED VERIFICATION within the first 14 days and RECEIVED verification within the first 14 days. Payment was made no later than 14th day – were you timely? **YES**.

♦ Insurer REQUESTED VERIFICATION within the first 14 days and did not receive (verbal or written) verification during the first 14 days. Payment made 14 days from receipt of verification – were you timely? **YES**.

♦ Insurer REQUESTED VERIFICATION after the first 14 days and time loss was authorized within the first 14 days. Payment made later than 14th day – were you timely? **NO**.

Best practice: If you're aware that the worker has missed any time during the first 14 days but you have not received medical authorization – ***CALL the doctor for verification before day 14****. If you receive verification by day 14 – make the payment by day 14.*

Please contact the Field Audit Unit if you have any questions or concerns regarding timely first payment of disability.

Sally Coen, Manager
Field Audit Unit, Compliance Section
Workers' Compensation Division
(503) 947-7687
sally.c.coen@state.or.us