

From: Timothy P Simmons <tims@compronet.com>
Sent: Tuesday, January 22, 2019 9:54 PM
To: ATKINS Kayleen R * DCBS <Kayleen.R.Atkins@oregon.gov>
Cc: OSBORN Virgil L * DCBS <Virgil.L.Osborn@oregon.gov>
Subject: RE: WCB Laws and Rules

Ms. Adkins,

Regarding #3 "Have any subsequent changes in the law required that the rule be repealed or amended?"

Please consider during review possible amendments pertaining to Supplemental Disability Benefits (SDB) expended from the Worker Benefit Fund (WBF) under ORS 656.210(2)(b) and OAR 436-060-0035(12).

In cases involving SDB, the paying agency's lien should include these costs.

Further, when an insurer has opted out of the duty to process SDB, the WBF and/or the director's assigned processing administrator may represent an ancillary paying agency also entitled to recovery.

Sincerely,

Timothy P Simmons
SDB Examiner
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