

OWN MOTION Processing Flow Chart

Claimant Suffers Initial Work Related Injury

Note: "No" Response assumes that Carrier has properly investigated the claim and attempted to obtain necessary information without success. "Yes" response assumes that Carrier has obtained the necessary information.

Initial Claim Disabling-- Agg Rights Expire 5 Years From First Closure **OR** Initial Claim Non-Disabling--Agg Rights Expire 5 Yrs From Date of Injury or 1st Medical Treatment

Not "determined to be compensable" - Not an OM Claim - No OM processing required

Stop--Not in Own Motion Jurisdiction

"Worsened" Condition Claims

"Post-Agravation Rights" New/Omitted Medical Condition Claim

"Post-Agg Rights" worsened condition claim "determined to be compensable"

"Post Agg Rights" Worsened Condition

Requests OM Relief

New/Omitted Condition initiated after agg rights expired & "determined to be compensable"

"Determined to be Compensable:"
1) Insurer does not dispute compensability/responsibility of current condition; or
2) Current condition denial under ORS 656.262(6) or ORS 656.308(2) or *de facto* denial is set aside.
OAR 438-012-0001(3)(a), (b)

"Determined to be Compensable:"
1) Issued NOA under ORS 656.262(7)(a); or
2) Denial under ORS 656.262(7) or ORS 656.308(2) or *de facto* denial is set aside.
OAR 438-012-0001(4)(a), (b)

Not an OM Claim - No OM Processing Required

Issue Modified Notice of Acceptance (WCD's 1502 Form not Required)

Voluntarily Reopen **OR** Recommend Reopening to the Board

Recommend Reopen

Voluntarily Reopen

Board Issues Order Authorizing Reopening

Is claimant a "worker" under ORS 656.005(30)?

Don't pay timeloss

Does the attending physician authorize timeloss for the hospitalization, surgery or other curative treatment?

Pay Timeloss Pursuant to ORS 656.210, 656.212(2), & 656.262(4)

When Medically Stationary, Issue Notice of Closure and Close Claim

Recommend Against Reopening and Request Director review of medical treatment

Recommend Against Reopening

Is there a worsening requiring ORS 656.278(1)(a) medical treatment?

Is claimant in the workforce? (*Dawkins* factors)

Is the proposed treatment reasonable/necessary?

No

Yes

No

Yes

No

Yes

No

Yes

No

No

Yes

NC Claim

Yes

No

Yes

Voluntarily Reopen

Recommend Reopen

No

Yes

No

Yes

No