

# 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.

Stop--Not in Own Motion Jurisdiction

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

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

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

**"Worsened" Condition Claims**

"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

No

Yes

NC Claim

Yes

No

Yes

Yes

No

Yes

Yes

No

Recommend Against Reopening

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

Yes

No

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

Yes

No

Is the proposed treatment reasonable/necessary?

No

Recommend Against Reopening and Request Director review of medical treatment

When Medically Stationary, Issue Notice of Closure and Close Claim

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

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

Voluntarily Reopen

Recommend Reopen

Board Issues Order Authorizing Reopening

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

No

Don't pay timeloss

Yes

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

Yes

No

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