



OFFICE OF INJURED EMPLOYEE COUNSEL

NORMAN DARWIN, PUBLIC COUNSEL

Notice of Injured Employee Rights and Responsibilities in the Texas Workers' Compensation System

As an injured employee in Texas, you have the right to free assistance from the Office of Injured Employee Counsel (OIEC). This assistance is offered at local offices across the State. These local offices also provide other workers' compensation system services from the Texas Department of Insurance (TDI). TDI is the State agency that administers and regulates the workers' compensation system through the Division of Workers' Compensation (DWC).

Many services provided by OIEC and DWC can be completed over the telephone. You can contact OIEC by calling the toll-free telephone number 1-866-EZE-OIEC (1-866-393-6432). Additional information, including office locations, is available on the Internet at: www.oiec.texas.gov. You can contact DWC by calling the toll-free telephone number 1-800-252-7031. Information about DWC is available on the Internet at: www.tdi.texas.gov.

Your Rights in the Texas Workers' Compensation System:

- 1. You have the right to hire an attorney to help you with your workers' compensation claim.**
For assistance locating an attorney, contact the State Bar of Texas' lawyer referral service at 1-877-983-9227 or <http://www.texasbar.com/>. Attorney referral information can also be found on OIEC's website at www.oiec.texas.gov.
- 2. You have the right to receive assistance from OIEC if you do not have an attorney.**
OIEC Customer Service Representatives and Ombudsmen are available to answer your questions and provide assistance with your workers' compensation claim by calling OIEC or visiting an OIEC office. **You must sign a written authorization before an OIEC employee can access information on your claim.** Call or visit an OIEC office to fill out the written authorization. Customer Service Representatives and Ombudsmen are trained in the field of workers' compensation and can help you with scheduling a dispute resolution proceeding about your workers' compensation claim. An Ombudsman can also assist you at a benefit review conference (BRC), contested case hearing (CCH), and an appeal. However, Ombudsmen cannot make decisions for you or give legal advice.
- 3. You may have the right to receive medical and income benefits regardless of who was at fault for your injury, with certain exceptions. Your beneficiaries may be entitled to death and burial benefits.**
Information about the exceptions can be found at www.tdi.texas.gov or by visiting with OIEC staff.
- 4. You may have the right to receive medical care to treat your workplace injury or illness for as long as it is medically necessary and related to the workplace injury.**
You may have the right to reimbursement of your incurred expenses after traveling to attend a medical appointment or required medical examination if the trip meets qualifying conditions.
- 5. You may have the right to receive income benefits for your work-related injury.**
There are several types of income benefits and eligibility requirements. Information on the types of income benefits that may be available and the eligibility requirements can be found at www.tdi.texas.gov or by visiting with OIEC staff.
- 6. You may have the right to dispute resolution regarding income and medical benefits.**
You may request Medical Dispute Resolution if you disagree with the insurance carrier regarding medical benefits. You may request Indemnity (Income) Dispute Resolution if you disagree with the insurance carrier regarding income benefits. The law provides that your dispute proceedings will be held within 75 miles from your residence.
- 7. You have the right to choose a treating doctor.**

If you are in a Workers' Compensation Health Care Network (network), you must choose your doctor from the network's treating doctor list. You may change your treating doctor once without network approval. If you are not in a network, you may initially choose any doctor who is willing to treat your workers' compensation injury; however, changing your treating doctor must be pre-approved by the DWC if you are not in a network. If you are employed by a political subdivision (e.g. city, county, school district,) you must follow its rules for choosing a treating doctor. It is important to follow all the rules in the workers' compensation system. **If you do not follow these rules, you may be held responsible for payment of medical bills.** OIEC staff can help you to understand these rules.

8. You have the right for your workers' compensation claim information to be kept confidential.

In most cases, the contents of your claim file cannot be obtained by others. Some parties have a right to know what is in your claim file, such as your employer or your employer's insurance carrier. Also, an employer that is considering hiring you may get limited information about your claim from DWC.

Your Responsibilities in the Texas Workers' Compensation System

1. You have the responsibility to tell your employer if you have been injured at work while performing the duties of your job. You must tell your employer within 30 days of the date you were injured or first knew your injury or illness might be work-related.

2. You have the responsibility to know if you are in a Workers' Compensation Health Care Network (network).

If you do not know whether you are in a network, ask the employer you worked for at the time of your injury. If you are in a network, you have the responsibility to follow the network rules. If there is something you do not understand, ask your employer or call OIEC. If you would like to file a complaint about a network, call TDI's Customer Help Line at 1-800-252-3439 or file a complaint online at <http://www.tdi.texas.gov/consumer/complfrm.html#wc>.

3. If you worked for a political subdivision (e.g., city, county, school district) at the time of your injury, you have the responsibility to find out how to receive medical treatment.

Your employer should be able to provide you with the information you will need in order to determine which health care providers can treat you for your workplace injury.

4. You have the responsibility to tell your doctor how you were injured and whether the injury is work-related.

5. You have the responsibility to send a completed Employee's Claim for Compensation for a Work-Related Injury or Occupational Claim Form (DWC041) to DWC.

You have one year to send the form after you were injured or first knew that your illness might be work-related. Send the completed DWC041 form even if you already are receiving benefits. You may lose your right to benefits if you do not timely send the completed claim form to DWC. For a copy of the DWC041 form you may contact DWC or OIEC.

6. You have the responsibility to provide your current address, telephone number, and employer information to DWC and the insurance carrier. DWC can be contacted at 1-800-252-7031.

7. You have the responsibility to tell DWC and the insurance carrier anytime there is a change in your employment status or wages. (Examples of changes include: you stop working because of your injury; you start working; or you are offered a job).

8. Eligible beneficiaries or persons seeking death and burial benefits have the responsibility to send a completed Beneficiary Claim for Death Benefits (DWC-042) to DWC within one year following the employee's date of death.

9. You are prohibited from making frivolous or fraudulent claims or demands.

**FORM TO ELECT LEAVE BENEFITS WITH WORKERS' COMPENSATION
(OFFSET—ENGLISH VERSION)**

Name _____ Employee number _____

Position _____ Department/Campus _____

This employee is absent from duty because of a job-related illness or injury beginning on (date of first absence attributable to illness or injury). If eligible, workers' compensation insurance may begin paying a percentage of the employee's current wages on the eighth day of absence from duty if an extended absence is required.

District authorized signature

Date

Employee choice:

I am absent from duty because of a job-related illness or injury. I understand that I am not eligible for workers' compensation weekly income benefits until my absence exceeds seven calendar days. I also understand that the district will continue to pay its contribution toward the cost of my group health insurance coverage (if applicable) as long as I am on **paid** leave and/or family and medical leave (FMLA). I further understand that I will be responsible for paying all health insurance premiums if I am on **unpaid** leave that is not FMLA leave. I choose the following option:

- ☐ I choose to use only _____ days of available paid leave at this time.
- ☐ I choose to use all available paid leave. During the first seven days my leave will be used in full-day increments. I understand that once I begin to receive workers' compensation weekly income benefits my leave will be used in partial-day increments to supplement workers' compensation income benefits.
- ☐ I choose **not** to use any available paid leave at this time. I understand that I will not receive any regular salary payments from Tarkington ISD while receiving weekly income benefits under workers' compensation. No available paid leave will be deducted from my leave balance. I further understand that by selecting this option, I will receive only workers' compensation income benefits for any absences resulting from my work-related illness or injury, unless and until I communicate to the district a change in my decision.

Employee signature

Date

For Claims Reporting Purposes Only:

For all employees:

Amount of leave paid to employee: \$ _____.

Daily rate: \$ _____.

Period of payment: from ____/____/____ through ____/____/____
for ____ days or ____ weeks

For hourly employees only:

Hourly rate: \$ _____.

Number of hours paid: _____





PO Box 152539
Tampa, FL 33684-2539



MAKING IT EASY... TO GET WORKERS' COMPENSATION PRESCRIPTIONS FILLED.

Optum has been chosen to manage your workers' compensation pharmacy benefits for your employer or their insurer. Below is your First Fill card that will allow you to receive your injury-related prescriptions at your local pharmacy. Please fill out the card based on the instructions below.

Injured Employee:



If you need a prescription filled for a work-related injury or illness, go to an Optum Tmesys® network pharmacy. Give this temporary card to the pharmacist. The pharmacist will fill your prescription at low or no cost to you.



If your workers' compensation claim is accepted, you will receive a more permanent pharmacy card in the mail. Please use that card for other work-related injury or illness prescriptions.



Most pharmacies and all major chains are included in the network. To find a network pharmacy call 1-866-599-5426 or visit tmesys.com.

Questions? Need Help?



1-866-599-5426

WORKERS' COMPENSATION PRESCRIPTION DRUG PROGRAM

TASB Risk Mgmt. Fund	Tarkington ISD
CARRIER/TPA	EMPLOYER

INJURED WORKER NAME

Please provide directly to Pharmacist

SOCIAL SECURITY NUMBER

DATE OF INJURY (YYMMDD)

Notice to Cardholder: Present this card to the pharmacy to receive medication for your work-related injury. To locate a pharmacy: tmesys.com.

Attention Pharmacists: Enter RxBIN, RxPCN and GROUP. Member ID # format is the date of injury and SSN combined as follows: YYMMDD123456789.

Tmesys is the designated PBM for this patient.

Tmesys Pharmacy Help Desk
1-800-964-2531

	<u>NDC</u>		<u>Envoy</u>
RxBIN	004261	or	002538
RxPCN	CAL	or	Envoy Acct. #
GROUP	<u>TASBFF</u>		

NOTE: This First Fill card is only valid for your workers' compensation injury or illness.



Employer:

Immediately upon receiving notice of injury, fill in the information above and give this form to the employee.

The following entities comprise the Optum Workers Compensation and Auto No Fault division: PMSI, LLC, dba Optum Workers Compensation Services of Florida; Progressive Medical, LLC, dba Optum Workers Compensation Services of Ohio; Cypress Care, Inc., dba Optum Workers Compensation Services of Georgia; Healthcare Solutions, Inc., dba Optum Healthcare Solutions of Georgia; Settlement Solutions, LLC, dba Optum Settlement Solutions; Procura Management, Inc., dba Optum Managed Care Services; Modern Medical, dba Optum Workers Compensation Medical Services, collectively and individually referred to as "Optum."

tmesys®

IMP14-1813-37

**Provider Listing - 6/3/2020**

Primary Care Providers

Within 30 miles of 77327

19 Providers Located

Joseph Goin MD, Calvary Medical Clinic
General Practice

108 S. William Barnett Ave.
Cleveland, TX 77327
Phone: (281) 592-9775
Fax: (281) 432-0548

14.2 miles Additional Languages: Spanish

Duc Le MD, Cleveland Family Care
Family Medicine

210 E. Houston St.
Cleveland, TX 77327
Phone: (281) 593-1500
Fax: (281) 593-1509

14.3 miles Additional Languages: Vietnamese

Anand Basi MD, Prime Medic, P.A.
Internal Medicine

211 S. College Ave.
Cleveland, TX 77327
Phone: (281) 592-8622
Fax: (281) 592-8699

14.4 miles Additional Languages: Spanish

Sreenivasulu Cherlo MD, Prime Medic, P.A.
Internal Medicine

211 S. College Ave.
Cleveland, TX 77327
Phone: (281) 592-8622
Fax: (281) 592-8699

14.4 miles Additional Languages: Spanish

Robert Woodrome MD, Woodrome Medical, P.A., d.b.a. Family Health Clinic
Family Practice

16 N. Liberty
Shepherd, TX 77371
Phone: (936) 628-1694
Fax: (936) 628-3109

16.3 miles Additional Languages: Spanish

Don Callens MD, Liberty Medical Rural Health Clinic
Family Medicine

720 Travis St.
Liberty, TX 77575
Phone: (936) 336-6439
Fax: (936) 336-6517

16.7 miles

Steven Ellerbe DO, Liberty Medical Rural Health Clinic
Family Practice

720 Travis St.
Liberty, TX 77575
Phone: (936) 336-6439
Fax: (936) 336-6517

16.7 miles

Duc Le MD, New Caney Family Care
Family Medicine

20851 FM 1485, Ste. I
New Caney, TX 77357
Phone: (281) 689-1600
Fax: (281) 689-1635

23.8 miles Additional Languages: Vietnamese

Duc Le MD, Coldspring Family Care
Family Medicine

21 Alpine St.
Coldspring, TX 77331
Phone: (936) 653-5500
Fax: (936) 653-5600

26.1 miles Additional Languages: Vietnamese

Joseph Goin MD, Calvary Medical Clinic
General Practice

309 S. Hwy 59
Livingston, TX 77351
Phone: (936) 327-1055

27.3 miles Additional Languages: Spanish

UCP Physicians of Central Texas, NextCare Urgent Care
Urgent Care

1331 Northpark Dr.
Kingwood, TX 77339
Phone: (281) 359-5330
Fax: (281) 359-6117

27.9 miles

CareNow - Houston, CareNow
Urgent Care

300 Northpark Dr.
Kingwood, TX 77339
Phone: (281) 310-8445
Fax: (281) 312-4641

28.2 miles

CareNow - Houston, CareNow
Urgent Care

7072 FM 1960 E., Ste. 7
Humble, TX 77346
Phone: (281) 397-5258
Fax: (281) 812-0462

28.3 miles

CareNow - Houston, CareNow
Urgent Care

1450 Kingwood Dr.
Kingwood, TX 77339
Phone: (832) 548-4420
Fax: (512) 485-7393

28.6 miles

Urgent Doc, Urgent Doc
Urgent Care

1615 W. Church St., Ste. 100
Livingston, TX 77351
Phone: (936) 327-4644
Fax: (936) 328-5687

29 miles

Robert Woodrome MD, Woodrome Medical, P.A., d.b.a. Total Health & Wellness Clinic
Family Practice

1930 U.S. Hwy 190 W.
Livingston, TX 77351
Phone: (936) 327-9944
Fax: (936) 327-9945

29.2 miles Additional Languages: Spanish

Joseph Goin MD, Calvary Medical Clinic
General Practice

22999 N. Hwy 59
Kingwood, TX 77339
Phone: (281) 592-9775

29.6 miles Additional Languages: Spanish

Anand Basi MD, Prime Medic Urgent Care
Internal Medicine

19701 Kingwood Dr., Bldg. 10
Kingwood, TX 77339
Phone: (281) 593-3053

29.7 miles Additional Languages: Spanish

Sreenivasulu Cherlo MD, Prime Medic Urgent Care
Internal Medicine

19701 Kingwood Dr., Bldg. 10
Kingwood, TX 77339
Phone: (281) 593-3053

29.7 miles Additional Languages: Spanish
