

**OFFICE OF  
WORKERS' COMPENSATION  
ADMINISTRATION (OWCA)**

- ▽ Fraud  
(800) 201-3362
- ▽ Hearings  
(800) 201-2499
- ▽ Medical Services  
(800) 201-2494
- ▽ Occupational Safety & Health  
Administration (OSHA)  
Consultation/Safety  
(800) 201-2497
- ▽ Records Management  
(800) 201-3457
- ▽ Second Injury Board and  
Finance & Audit  
(800) 201-2493

<http://bit.ly/OWCACourts>



An employer or employee seeking additional information regarding any question or dispute about an on the job injury may contact one of the ten Workers' Compensation Courts located in the employee's domicile, the location of the accident, or the employer's principal place of business.



# Kids' Chance

Educating Children of Injured Workers

The Louisiana Bar Foundation Kids' Chance Scholarship Program provides scholarships to the children of Louisiana workers who have been killed or permanently and totally disabled in an accident compensable under a state or federal Workers' Compensation Act or law. Too young to think about college or vocational school? Sign up for Planning for the Future now and when the time is right, Kids' Chance will reach out to you.

[www.raisingthebar.org](http://www.raisingthebar.org)

# INJURED ON THE JOB



## EMPLOYEE AND EMPLOYER RIGHTS AND RESPONSIBILITIES

All employers must provide workers' compensation insurance for their employees to secure the payment of medical and indemnity for work-related injuries and/or disease.

## Employee Rights

- ▷ Medical treatment  
66 2/3% of wages\*
- ▷ Vocational Rehabilitation\*
- ▷ Choice of physician
- ▷ Death benefit\*
- ▷ Lump sum payment for catastrophic losses\*

## Employer Responsibilities

- ▷ Pay for all reasonable and necessary medical treatment
- ▷ Pay indemnity benefits\*
- ▷ Select and pay for a vocational rehabilitation counselor to assist the worker to return to the workforce\*

**\*When Appropriate**



<http://bit.ly/FAQWorksComp>

## Independent Medical Exam (IME) L.S.A.- R.S. 23:1123

If a dispute arises as to the condition or capacity of the injured worker, any party may request the appointment of a medical practitioner to examine the injured employee.

## Appeal Medical Treatment Denial L.S.A.- R.S. 23:1203.1

If any dispute arises as to whether the recommended care, services, or treatment is in accordance with the medical treatment schedule, or whether a variance is reasonably required, any aggrieved party shall file an appeal with the OWCA Medical Director by filing a Disputed Claim for Medical Treatment or 1009.

After issuance of the decision by the Medical Director, any party who disagrees with the decision, may then appeal by filing a Disputed Claim for Compensation or 1008.

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## You Should Know

### I am not getting my workers' compensation check. What should I do?

First, you should contact your employer or your employer's insurance carrier. If you cannot resolve the problem with them, you should contact your nearest Workers' Compensation Court. You may want to discuss the filing of a Form LWC-WC-1008.

*See QR Code on Back for Court List*

### Can my employer fire me because I filed a workers' compensation claim?

Under Louisiana Law, your employer cannot terminate your employment because you filed a workers' compensation claim. However, your employer does not have to keep a job open for you or make one available when you are able to return to work.

## Pertinent Forms

- ▷ 1008 Disputed Claim for Compensation
- ▷ 1009 Disputed Claim for Medical Treatment
- ▷ 1010 Health Care Provider Request for Treatment
- ▷ 1011 Request for Compromise or Lump Sum Settlement
- ▷ 1015 Request for IME or Independent Medical Exam
- ▷ 1020 Employee's Monthly Report of Earnings
- ▷ 1025.EE Employee Certificate of Compliance
- ▷ 1025.ER Employer Certificate of Compliance



<http://bit.ly/OWCADownloads>