



Oregon

Theodore R. Kulongoski, Governor

Department of Consumer and Business Services

Workers' Compensation Division
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To: Oregon Licensed Occupational Therapists and Assistants

Subject: New requirement

The 2005 Legislature unanimously passed Senate Bill 311. Effective July 1, 2006, the bill requires medical service providers to be authorized by the Director of the Department of Consumer and Business Services to conduct independent medical examinations (IMEs) for workers' compensation claims in Oregon. The bill also allows the Director to remove a medical provider from the list after a finding of a violation of professional conduct standards for performing IMEs.

Under workers' compensation rule OAR 436-010-0265, **physical capacity evaluations** and **work capacity evaluations** are considered IMEs if the workers' compensation insurer requests the evaluation. As of July 1, 2006, a provider selected by the workers' compensation insurer to perform these evaluations will have to be on the Director's list of medical service providers authorized to conduct IMEs. The rule requires providers to obtain training approved by the Workers' Compensation Division prior to being placed on the list.

Training opportunities and availability can be found under "Independent Medical Exams" on our Web site at www.oregonwcd.org.

OAR 436-010-0265 and other Workers' Compensation Division rules can be found at www.cbs.state.or.us/external/wcd/policy/rules/rules.html#permrules.

If you have any questions about this information, please contact Wendy Stone at (503) 947-7583 or send e-mail to wendy.m.stone@state.or.us.

John Shilts, Administrator
Workers' Compensation Division