

Table of Contents

CHAPTER 1. THE INDIANA WORKER'S COMPENSATION ACT

- § 1:1 Worker's Compensation Act—Purpose
- § 1:2 —Characteristics
- § 1:3 COVID-19 issues

CHAPTER 2. THE INDIANA WORKER'S COMPENSATION BOARD

- § 2:1 Worker's Compensation Board—Generally
- § 2:2 —Duties
- § 2:3 —Rules
- § 2:4 —Powers

CHAPTER 3. DEFINING THE ELIGIBILITY OF WORKERS AND INJURIES AND DETERMINING LIABILITY

- § 3:1 Basis for inclusion within Act
- § 3:2 —Employee defined
- § 3:3 —Employer defined
- § 3:4 —Necessity of employment relationship
- § 3:5 —Compliance; binding effect
- § 3:6 Act inapplicable to certain individuals—Railroad employees
- § 3:7 —Firefighters and police officers
- § 3:8 —Independent contractors
- § 3:9 —Casual employees
- § 3:10 —Farm or agricultural employees
- § 3:11 —Household employees
- § 3:12 —Employees and employers in interstate or foreign commerce
- § 3:13 —Real estate professionals
- § 3:14 Those to whom Act specifically applies
- § 3:15 —Volunteers
- § 3:16 —School-to-work students
- § 3:17 —Governmental employees
- § 3:18 —Persons engaged in mining coal
- § 3:19 Employer's duty to pay and employee's duty to accept compensation
- § 3:20 —Exclusivity of remedy

- § 3:21 Personal injury or death
- § 3:22 Accidents
- § 3:23 Injuries arising out of employment
- § 3:24 Injuries in the course of employment
- § 3:25 Bars to compensation
- § 3:26 —“Horseplay”
- § 3:27 Third-party liability
- § 3:28 —Subrogation
- § 3:29 Contractor liability; certificates of compliance or exemption

CHAPTER 4. CLAIMS AND BENEFITS

- § 4:1 Introduction
- § 4:2 Notice
- § 4:3 Limitation for filing claim
- § 4:4 Medical services
- § 4:5 —Liability
- § 4:6 —Examinations
- § 4:7 Temporary disability
- § 4:8 Impairment
- § 4:9 Subsequent permanent injuries
- § 4:10 —Second Injury Fund
- § 4:11 —Double compensation prohibited
- § 4:12 Death
- § 4:13 Payments
- § 4:14 —Deductions; credits
- § 4:15 —Lump sum payments
- § 4:16 —Guardians; trustees
- § 4:17 —Distribution of liability
- § 4:18 —Benefit limits
- § 4:19 —Modifications of awards

CHAPTER 5. ADMINISTRATION OF THE INDIANA WORKER'S COMPENSATION ACT

- § 5:1 Administration
- § 5:2 —Compensation agreements
- § 5:3 —Hearings; review
- § 5:4 —Appeals
- § 5:5 —Civil court judgments
- § 5:6 —Independent medical examinations
- § 5:7 —Fees of attorneys and physicians
- § 5:8 —Bad faith
- § 5:9 —Records and reports

TABLE OF CONTENTS

**CHAPTER 6. WORKER'S COMPENSATION
INSURANCE POLICIES**

- § 6:1 Insurance requirements
- § 6:2 —Policy forms; scope of coverage

**CHAPTER 7. THE INDIANA
OCCUPATIONAL DISEASES ACT**

- § 7:1 Occupational diseases
- § 7:2 —Essential elements to claim for compensation
- § 7:3 —Applicability of chapter
- § 7:4 —Exclusivity
- § 7:5 —Definitions; statutes of repose
- § 7:6 —Death
- § 7:7 —Disability; impairment; payments
- § 7:8 —Medical services and examinations
- § 7:9 —Bars to compensation
- § 7:10 —Administration
- § 7:11 —Insurance
- § 7:12 —Subrogation liens

CHAPTER 8. LEGAL REPRESENTATION

- § 8:1 Representation before Worker's Compensation Board

**CHAPTER 9. THE RESIDUAL ASBESTOS
INJURY FUND**

- § 9:1 Residual asbestos injury fund
- § 9:2 —Eligibility

**CHAPTER 10. VOCATIONAL
REHABILITATION**

- § 10:1 Vocational rehabilitation

**CHAPTER 11. THE EMPLOYERS'
LIABILITY ACT OF 1911**

- § 11:1 Employers' Liability Act
- § 11:2 —Burden of proof
- § 11:3 —Damages
- § 11:4 —Questions of fact
- § 11:5 —Statute of limitations
- § 11:6 —Definitions
- § 11:7 —Benefits and detriments

CHAPTER 12. FORMS

- § 12:1 First report of injury or illness
- § 12:2 Report of attending physician
- § 12:3 Application for review by full board
- § 12:4 Application for adjustment of claim for provider fee
- § 12:5 Application for adjustment of claim
- § 12:6 Report of temporary total disability/temporary partial disability (TPD) termination/reduction
- § 12:7 Notice of suspension of compensation and/or benefits
- § 12:8 Request for assistance
- § 12:9 Provider fee request for assistance
- § 12:10 Request for public record
- § 12:11 Notice of inability to determine liability/request for additional time
- § 12:12 Agreement to compensation of employee and employer
- § 12:13 Agreement to compensation between deceased employee's dependents and employer
- § 12:14 Agreement between parties for lump sum payment
- § 12:15 Subpoena
- § 12:16 Waiver of medical exam
- § 12:17 Notice of denial of benefits
- § 12:18 Notice for worker's compensation and occupational diseases coverage
- § 12:19 Application for worker's compensation clearance certificate—English
- § 12:20 —Spanish
- § 12:21 Certification of insurance carrier as to number of worker's compensation policies
- § 12:22 Second Injury Fund Report
- § 12:23 Application for Second Injury Fund benefits
- § 12:24 Request for prosthetic repair or replacement
- § 12:25 Certification for worker's compensation carriers
- § 12:26 Self-insured employer certification
- § 12:27 Self-insurance guidelines
- § 12:28 Surety bond
- § 12:29 Certificate of excess insurance
- § 12:30 Trucker's supplemental application
- § 12:31 Employer's application for permission to carry risk without insurance
- § 12:32 Employer's request to include subsidiary within its self-insurance program

TABLE OF CONTENTS

§ 12:33 Indemnity agreement by parent corporation for
wholly owned or majority owned subsidiary

APPENDIX

APPENDIX A. The Indiana Worker's Compensation Act

Table of Laws and Rules

Table of Cases

Index