

Index

ABSENCE

Earnings, **201:4**
Retaliation, **311:15**

ABSENCES, UNAUTHORIZED

Employee misconduct, **115:2**

ABUSE OF DRUGS OR ALCOHOL

Employee Misconduct (this index)

ABUSE OF PROCESS

Third persons, remedies against, **103:5**

ACCEPTANCE

Payments, **205:13**

ACCIDENTS AND INJURIES

Generally, **108:1 to 108:16.3**
Accident, generally, **108:2**
Accidental injury requirement, **108:1**
Admissibility of evidence, **306:11**
Apportionment between disease, injury,
and nonwork-related injury, **109:7**
Assault or firearms, accidental discharge
of firearms, **114:16**
Burn injuries, **108:16.1**
Causation, **108:10, 202:4**
Cerebrovascular accidents and traumatic
brain injury, **108:15.1**
Chronic whiplash, **108:16.2**
Claim Investigations (this index)
Claims, generally, **301:3**
Compensability, **108:14**
Compensation agreements, **204:4**
Compensation and benefits, **108:16**
Concurrent injuries as overlapping dis-
abilities, **200:24**
Covered dependents, **107:2, 107:3**
Crush injuries, **109:11**
Cumulative injuries, **108:11**
Death, **107:2, 107:3**
Diseases, **107:2, 107:3, 109:8**
Employee Misconduct (this index)
Employment Connection (this index)

ACCIDENTS AND INJURIES—Cont'd

Evidence

Admissibility of evidence, **306:11**
Causation, **108:10**
Presumptions and burden of proof,
305:8
Weight and sufficiency of evidence,
307:5

External force requirement, **108:8**

Fault or blame, **108:4, 108:5**

Harmful change in human organism,
108:3

Hernias, **108:13**

Injury, generally, **108:2**

In-state injuries, **104:14, 104:15**

Intentionally self-inflicted injury, **115:5**

Latex, reactions to, **109:34**

Maritime Injuries (this index)

Medical Benefits (this index)

Motor vehicle accidents, **102:25**

Noncompensable Injuries (this index)

Nondisabling injuries, **202:3**

Notice and claim, **303:1**

Notice of injury, **301:2**

Objective symptoms requirement, **108:9**

Off-Duty Injuries (this index)

Out-of-state injuries, **104:16, 104:17**

Overlapping disabilities, **200:23 to**
200:25

Parking lot injuries, **111:14**

Post-injury job offer, **305:22**

Presumptions and burden of proof,
305:8, 305:22

Prosthetic devices, injuries to, **108:12**

Reports, **306:11**

Same injury, **200:23**

Second injury fund claims, **204:4**

Statute, injuries not specified by, **200:21**

Subsequent Injuries (this index)

Successive Injuries (this index)

Sudden event, accident as, **108:7**

Third persons, **108:5, 202:4**

ACCIDENTS AND INJURIES—Cont'd

- Time, **107:3, 301:2, 301:3**
- Time limitations, **301:2, 301:3**
- Training injuries, **108:16.3**
- Treatment** (this index)
- Unexpected event, accident as, **108:6**
- Unscheduled injuries, **200:15 to 200:18**
- Weather Injuries** (this index)
- Weight and sufficiency of evidence, **307:5**

ACCURACY

- Presumptions and burden of proof, correctness of report, **305:27**

ACQUIESCENCE OF EMPLOYER

- Misconduct of employee, **115:22, 115:34**

ACT OF GOD

- Defenses, **113:3**

ACUPUNCTURE

- Medical benefits, **202:26**

ADDICTION

- Disease, drug and alcohol addiction as, **109:43**
- Opioid addiction, weaning off, **109:44**
- Subsequent injuries, alcohol or drug addiction as pre-existing condition, **116:11**

ADDITIONAL EVIDENCE

- Appeal and review, **315:7**
- Hearing, **316:6**

ADMINISTRATIVE INTERPRETATION

- Generally, **100:6**

ADMINISTRATIVE LAW JUDGE

- Admissibility of evidence, witness, **306:20.1**

ADMINISTRATIVE PROCEDURE ACT

- Generally, **300:4**

ADMINISTRATIVE PROCEEDINGS

- Generally, **300:1 et seq.**
- Administrative Procedure Act, **300:4**
- Administrative Review** (this index)
- Admissibility of Evidence** (this index)
- Advisors of claimant, **300:12**

ADMINISTRATIVE PROCEEDINGS—Cont'd

- Alternative dispute resolution, **300:9 to 300:11**
- Appeal and review. **Administrative Review** (this index)
- Arbitration, **300:11**
- Award** (this index)
- Collateral estoppel, **300:16**
- Death of claimant, **300:17.1**
- Estoppel, **300:14 to 300:16**
- Hearing** (this index)
- Impecunious claimants, **300:13**
- Investigations, **300:5**
- Jurisdiction, **300:3**
- Laches, **300:16.10**
- Legal immunity, **300:17**
- Mediation, **300:10**
- Medical Examinations** (this index)
- Notice and Claim** (this index)
- Ombudsmen, **300:12**
- Parties** (this index)
- Penalty proceedings, **300:7**
- Presumptions and Burden of Proof** (this index)
- Res judicata, **300:15**
- Retaliation** (this index)
- Review. **Administrative Review** (this index)
- Rulemaking, **300:6**
- Small claims, **300:8**
- Summary and simple nature, **300:2**
- Time Limitations** (this index)
- Weight and Sufficiency of Evidence** (this index)

ADMINISTRATIVE REVIEW

- Generally, **310:1 et seq.**
- Awards, stay pending review, **309:6**
- Cross-appeal, **310:7**
- Decision, **310:11**
- Hearing, **310:10**
- Interrogatories, application to review or modify prior award, **320:19**
- Judicial review. **Appeal and Review** (this index)
- Notice, **310:6**
- Orders as appealable, **310:3**
- Parties, **310:4**
- Petition for review, **310:5**

INDEX

ADMINISTRATIVE REVIEW—Cont'd

- Records, **310:8**
- Scope of review, **310:9**
- Time limitations, **310:2**

ADMISSIBILITY OF EVIDENCE

- Generally, **306:1 et seq.**
- Administrative law judge as witness, **306:20.1**
- Alcohol and drug test results, **306:21**
- AMA guides, **306:17**
- Claimant and witness testimony, **306:6.1**
- Criminal records, **306:22**
- Cross-examination, **306:3.10**
- Deceased's statements and conversations, **306:26**
- Depositions, **306:5**
- Earning capacity evidence, **306:25**
- Earnings evidence, **306:25**
- Employer reports, **306:10**
- Employer tax records, **306:10.1**
- Employment evidence, **306:23**
- Expert medical testimony, **306:16, 306:17**
- Expert nonmedical testimony, **306:19**
- False medical reports, **306:14.1**
- Formal rules of evidence, **306:2**
- Hearsay, **306:3**
- Injury reports, **306:11**
- Investigator's reports, **306:12**
- Lay disability testimony, **306:20**
- Medical and hospital records, **306:15**
- Medical evidence, generally, **306:13**
- Medical reports, **306:14**
- Medical treatises and articles, **306:18**
- Official publications, **306:8**
- Payment of compensation benefits, **306:27**
- Privileged communications, **306:9**
- Records and reports, see lines throughout this topic
- Settlement conferences, **306:9.1**
- Statements, **306:6, 306:26**
- Testimony, see lines throughout this topic
- Transcripts, **306:4**
- Videotapes, **306:7**
- Vocational evidence, **306:24**
- Witness, administrative law judge as, **306:20.1**

ADMISSIONS

- Discovery, **320:39**

ADVICE

- Failure to advise to obtain insurance, **101:29**

ADVISORS

- Claimant advisors in administrative proceedings, **300:12**

AFFIDAVITS

- Depositions, affidavit of attorney in support of de bene esse motion, **320:24**

AFTER HOURS TRAINING

- Off-duty injuries, **112:35 to 112:37**

AGENTS

- Real estate agents as covered employees, **106:52**

AGGRAVATION

- Diseases, **109:9**
- Subsequent injuries, **116:22**

AGREEMENTS

- Contracts and Agreements** (this index)

AGRICULTURE

- Cessation of farming, compensation and benefits, **200:37.2**
- Compulsory coverage, **101:13**
- Covered employees, **106:8**
- Covered employers, **105:8**

AIDS

- Generally, **109:16**

AIR AMBULANCES

- Airline Deregulation Act, federal preemption and, **104:28.2**

AIRLINE DEREGULATION ACT

- Air ambulances, federal preemption, **104:28.2**

AIR PATROL

- Covered employees in Civil Air Patrol, **106:18**

AIR QUALITY (INDOORS)

- Claim investigations, survey, **318:24**

ALCOHOL

- Addiction, **109:43, 116:11**
- Employee Misconduct** (this index)

ALCOHOL—Cont'd

- Evidence, **306:21, 307:20**
- Off-duty injuries, alcohol rehabilitation, **112:39**
- Subsequent injuries, alcohol addiction as pre-existing condition, **116:11**
- Test results, admissibility of, **306:21**
- Weight and sufficiency of evidence of intoxication, **307:20**

ALIENS

- Covered employees, **106:9**

ALLERGIC REACTIONS

- Diseases, **109:35**

ALLOWANCES

- Expense allowances, **201:31**

ALTERNATIVE DISPUTE RESOLUTION

- Administrative proceedings, **300:9 to 300:11**
- Arbitration, **300:11**
- Mediation, **300:10**

AMA GUIDES

- Admissibility of evidence, **306:17**
- Weight and sufficiency of evidence, **307:13**

AMBIGUITY

- Compensation agreements, **204:14**

AMBULANCE PERSONNEL

- Covered employees, **106:10**

AMYOTROPHIC LATERAL SCLEROSIS (ALS)

- Diseases, **109:31.8, 109:63**

ANCILLARY ACTIVITIES RULE

- Off-duty injuries, **112:2**

ANIMAL CARE PERSONNEL

- Independent contractors as covered employees, **106:34**

ANKYLOSIS

- Diseases, **109:13**

ANNUITIES

- Payments, **205:10**

ANSWER

- Interrogatories** (this index)

ANTI-COMPENSATION-AVOIDING DEVICES STATUTES

- Generally, **311:6**

ANTI-DISCHARGE STATUTES

- Generally, **311:3**

ANTI-DISCRIMINATION STATUTES

- Generally, **311:4**

ANTI-HARASSMENT STATUTES

- Generally, **311:5**

APPEALABLE ORDERS

- Administrative review, **310:3**

APPEAL AND REVIEW

- Administrative Review** (this index)
- Judicial Review** (this index)

APPEARANCE

- Hearing, nonappearances, **308:13**

APPELLATE JURISDICTION

- Jurisdiction, **313:6 to 313:8, 313:12**

APPLICATION FOR EMPLOYMENT

- Misrepresentation on application, **115:7 to 115:10**

APPORTIONMENT

- Covered dependents, apportionment of benefits, **107:18**
- Disease, injury, and nonwork-related injury, apportionment between, **109:8**
- Subsequent injuries, apportionment of liability, **116:19 to 116:21**

APPRENTICES

- Compulsory and elective coverage, **101:17**

APPROVAL

- Attorneys' fees, **317:2**
- Compensation agreements, **204:10**
- Lump sum payments, **205:8**

ARBITRATION

- Generally, **300:11**

ARISING OUT OF REQUIREMENT

- Employment connection as, **110:4**

ARREST

- Employment connection of workers' arrests, **110:15**

INDEX

ARRIVAL

Workplace, arrival at, **111:10**

ARTICLES

Admissibility of medical articles as evidence, **306:18**

ARTIFICIAL MEMBERS

Medical benefits, **202:18**

ARTS PERSONNEL

Covered employees, **106:11**

ASBESTOSIS

Generally, **109:21**

Medical misconduct, **115:37**

ASSAULT OR FIREARMS

Generally, **114:1 et seq.**

Accidental discharge of firearms, **114:16**

Assailant's motivation, **114:4**

Coemployees, **114:9, 114:12**

Danger, **114:8, 114:9**

Employers, remedies against, **102:16**

Increased risk requirement, **114:6 to 114:9**

Initial aggressor defense, **114:11**

Job nexus requirement, **114:2 to 114:5**

Job or locale as dangerous, **114:8**

Labor activity violence, **114:15**

On-premises assaults, **114:3**

Origin of dispute, **114:3**

Positional risk doctrine, **114:10**

Public, dealing with, **114:7**

Robbery involving firearm, **114:16.1**

Sexual assaults and harassment, **114:14**

Third persons

Generally, **114:13**

ASSIGNMENT

Payments, assignability of, **205:19**

Third persons, remedies against, **103:55**

ASSISTANTS OR HELPERS

Covered employees, **106:30**

ATHLETES AND ATHLETICS

Compulsory and elective coverage, **101:20**

Covered employees, **106:12**

Covered employers, **105:11**

Off-duty injuries, after hours training, **112:38**

AT-HOME INJURIES

Off-duty injuries, **112:20 to 112:23**

ATTENDANT CARE

Medical benefits, **202:37**

ATTENDING PHYSICIAN

Weight and sufficiency of evidence, **307:23**

ATTORNEY, POWER OF

Payments under, **205:3**

ATTORNEYS

Compensation agreements, **204:12**

Covered employees, **106:13**

Medical Investigations (this index)

Representation, generally, **308:6**

Third persons, remedies against, **103:19**

ATTORNEYS' FEES

Costs, Fees, and Expenses (this index)

Frivolous claims, **317:11.50**

Retaliation, **311:33**

Third party subrogation liens, **206:9**

Worthless claims, **317:3.1**

AUDIOLOGY

Medical benefits, **202:20**

AUTHORIZED RELEASE OF INFORMATION

Claim Investigations (this index)

Medical Investigations (this index)

AUTHORIZED REST BREAKS

Off-duty injuries, **112:4**

AUTOMOBILES

Motor Vehicles (this index)

AUTOPSIES

Generally, **304:9**

AVAILABILITY OF WORK

Presumptions and burden of proof, **305:23**

AWARD

Generally, **309:1 et seq.**

Entry, **309:2**

Finality, **309:5**

Interrogatories, application to review or modify prior award, **320:19**

Modification, **309:10, 320:19**

AWARD—Cont'd

- Post-death awards, **309:4**
- Reconsideration, **309:9**
- Reopening, **309:11**
- Rescission, **309:10**
- Stay pending review, **309:6**
- Sufficiency, **309:3**
- Summary judgment, **309:7**
- Suspension of benefits, **309:8**

BACKPAY

- Retaliation, **311:30**

BACK PROBLEMS

- Weight and sufficiency of evidence, **307:9**

BARBERS

- Covered employees, **106:14**

BARRED CLAIMS

- Compensation agreements, **204:16**
- Jurisdiction, **313:5**
- Presumptions and burden of proof, **305:21**
- Time-barred claims, **305:21, 313:5**

BENEFIT-ENDING EVENTS

- Covered dependents, **107:20**

BENEFITS

- Compensation and Benefits** (this index)

BOARD, LODGING AND OTHER ADVANTAGES

- Earnings, **201:33**

BONDS

- Jurisdiction, failure to post bond, **313:9**

BONE

- Diseases, **109:12**
- Osteoarthritis, **109:13**

BONUSES

- Generally, **201:29**

BORROWING AND LOANING EMPLOYERS

- Covered employers, **105:9**

BREAKS

- Authorized rest breaks, **112:4**
- Meal Breaks** (this index)

BREAKS—Cont'd

- Personal comfort breaks, **112:5**

BREAST REDUCTION SURGERY

- Medical benefits, **202:17**

BROTHERS AND SISTERS

- Covered dependents, **107:11**

BURDEN OF PROOF

- Presumptions and Burden of Proof** (this index)

BURIAL EXPENSES

- Covered dependents, **107:23**

BURN INJURIES

- Accidents and injuries, **108:16.1**

BUSINESS EARNING CAPACITY

- Compensation and benefits, generally, **200:6**

CANCELLATION OF POLICY

- Compulsory coverage, **101:30**

CANCER

- Generally, **109:33**

CARDIOVASCULAR DISEASE

- Supplemental interrogatories, **320:11**

CARPOOLS

- Generally, **111:6**

CARRIER

- Jurisdictional boundary of carrier operation, federal statutory preemption, **104:28**

CASE PREPARATION

- Medical examinations, **202:10**

CASUAL WORKERS

- Compulsory and elective coverage, **101:15**
- Covered employees, **106:6**
- Earnings, **201:9**

CAUSAL CONNECTION

- Misrepresentation on employment application, **115:9**

CAUSATION

- Accidents and injuries, **108:10, 202:4**
- Diseases, **109:7**
- Independent intervening cause, **116:15**

INDEX

CAUSATION—Cont'd

- Requirement of. **Causation Requirement** (this index)
- Retaliation, **311:12**
- Subsequent injuries, **116:9, 116:15**
- Third persons, injuries caused by, **202:4**
- Time limitations, good cause, **301:13**
- Weight and Sufficiency of Evidence** (this index)

CAUSATION REQUIREMENT

- Accidents and injuries, **108:10**
- Violation of specific safety requirement (VSSR), **115:27**
- Weather injuries, **113:2 to 113:4**

CEREBROVASCULAR ACCIDENTS AND TRAUMATIC BRAIN INJURY

- Treatment, **108:15.1**

CERTIFIED QUESTIONS

- Generally, **312:8**

CERTIORARI

- Generally, **312:4**

CHANGE OR MODIFICATION

- Awards, **309:10, 320:19**
- Compensation agreements, **204:15**
- Disability changes, **200:40**
- Harmful change in human organism, **108:3**
- Interrogatories, application to review or modify prior award, **320:19**
- Job, change in, **200:36**
- Medical benefits, change in physician, **202:47**

CHARITY OR NONPROFIT ORGANIZATION

- Covered employees, **106:16, 106:17**
- Recipients of charity, **106:17**

CHECKLISTS

- Wrongful discharge, claim investigation, **318:2**

CHEMICAL EXPOSURE

- Diseases, **109:38**

CHEMICAL SUBSTANCES

- Claim Investigations** (this index)

CHILDREN AND MINORS

- Compensation, generally, **200:47**
- Compensation agreements, **204:13**
- Covered dependents, **107:8, 107:9**
- Covered employees, **106:46**
- Earnings, **201:16**
- Employers, remedies against, **102:2**
- Grandchildren as covered dependents, **107:9**
- Payments, **205:14**
- Subrogation, **200:47.1**

CHIROPRACTIC

- Medical benefits, **202:24**

CHOICE OF LAW

- Retaliation, **311:25**
- Torts, **104:30 to 104:32**

CHOICE OF REMEDIES

- Third persons, employee has choice of remedies against, **103:1**

CHRISTIAN SCIENCE TREATMENT

- Medical misconduct, **115:36**

CHRONIC FATIGUE SYNDROME

- Diseases, **109:56**

CHURCHES

- Compulsory coverage, **101:2.1**
- Covered employees, church members and trustees, **106:17.1**
- Covered employers, **105:15.1**

CIVIL AIR PATROL

- Covered employees, **106:18**

CIVIL DEFENSE WORKERS

- Covered employees, **106:19**

CIVIL PENALTIES

- Retaliation, **311:31**

CLAIMANT ADVISORS

- Administrative proceedings, **300:12**

CLAIMANTS' LIENS

- Payments, **205:23**

CLAIM INVESTIGATIONS

- Generally, **318:1 et seq.**
- Access to employee exposure and medical records by OSHA, **318:14**

CLAIM INVESTIGATIONS—Cont'd

- Accident or injury. See entries throughout this topic
- Air quality (indoors), survey, **318:24**
- Authorization for release of information
 - Designated representative, authorization letter for release of employee record information to, **318:15**
 - Temporary disability information, **318:8**
- Checklist, wrongful discharge, **318:2**
- Chemical substances
 - National Institute of Occupational Safety and Health, *infra*
 - Worker and community right to know laws, *infra*
- Community right to know law. Worker and community right to know law, *infra*
- Criminal sanctions against employer for wrongful discharge, **318:2**
- Demand or request. Requests, *infra*
- Department of insurance, request for carrier name from, **318:4**
- Designated representative, authorization letter for release of employee record information to, **318:15**
- Disability. Requests, *infra*
- Division of Workers' Compensation, request for prior records from, **318:9**
- Earnings, request for Social Security Administration information, **318:6**
- Employee certifications, request for, **318:7**
- Employee exposure, access to employee exposure and medical records by OSHA, **318:14**
- Employee failure to cooperate with investigation, **318:24.1**
- Employer certifications, request for, **318:7**
- Environmental hazardous substances, **318:19**
- Exposure, access to employee exposure and medical records by OSHA, **318:14**
- Extremely hazardous substance list, **318:20**

CLAIM INVESTIGATIONS—Cont'd

- Federal income tax statements, request for, **318:5**
- Forms
 - See also other entries throughout this topic
 - Interview questionnaire, occupational disease information form, **318:3**
 - Worker and community right to know law, information request form, **318:21**
- Hazardous substances
 - Generally, **318:19, 318:20**
 - See also Toxic substances, *infra*
- Income tax statements, request for, **318:5**
- Indoor air quality survey, **318:24**
- Insurance, request for carrier name from department of insurance, **318:4**
- Interview questionnaire (occupational disease information form), **318:3**
- Letter authorizing release of information to designated representative, **318:15**
- List of extremely hazardous substances, **318:20**
- Medical certifications, request for, **318:7**
- Medical records, access to employee exposure and medical records by OSHA, **318:14**
- Motor vehicle services: request for information, **318:11**
- National Institute of Occupational Safety and Health (NIOSH)
 - Chemical substances, registry of toxic effects of, **318:23**
 - Indoor air quality and work environment survey, **318:24**
 - National Toxicology Program, testing for harmful chemicals, **318:22 to 318:24**
- National Toxicology Program, **318:22**
- NIOSH. National Institute of Occupational Safety and Health, *supra*
- Notice of accident to employer, **318:1**
- Occupational disease information form, **318:3**
- Occupational safety and health
 - Access to employee exposure and medical records by OSHA, **318:14**

INDEX

CLAIM INVESTIGATIONS—Cont'd

- Occupational safety and health—Cont'd
 - National Institute of Occupational Safety and Health (NIOSH), *supra*
 - OSHA, generally, **318:14**
 - Request for information, generally, **318:13**
 - State occupational safety and health acts, **318:16**
- Occupational Safety and Health Administration. Occupational safety and health, *supra*
- OSHA. Occupational safety and health, *supra*
- Police report request, **318:10**
- Prior records from Division of Workers' Compensation, request for, **318:9**
- Records. See entries throughout this topic
- Registry of toxic effects of chemical substances, **318:23**
- Release of information. See entries throughout this topic
- Representative, letter authorizing release of information to designated, **318:15**
- Requests
 - See also other entries throughout this topic
 - Carrier name requested from department of insurance, **318:4**
 - Disability. Temporary disability information, *infra* this group
 - Federal income tax statements, request for, **318:5**
 - Motor vehicle services: request for information, **318:11**
 - Occupational safety and health request, **318:13**
 - Police report request, **318:10**
 - Prior records from Division of Workers' Compensation, request for, **318:9**
 - Social Security Administration information request, detailed earnings information, **318:6**
 - Temporary disability information
 - Authorization for release of information, **318:8**

CLAIM INVESTIGATIONS—Cont'd

- Requests—Cont'd
 - Temporary disability information—Cont'd
 - Copy of employee, employer and medical certifications, request for, **318:7**
 - Worker and community right to know law, information request form, **318:21**
 - Right to know law. Worker and community right to know law, *infra*
 - Social Security Administration information request, detailed earnings information, **318:6**
 - State occupational safety and health acts, **318:16**
 - State records, **318:12**
 - Surveys
 - Indoor air quality and work environment survey, **318:24**
 - Worker and community right to know law, **318:18**
 - Tax statements, request for, **318:5**
 - Temporary disability. Requests, *supra*
 - Testing for harmful chemicals, **318:22 to 318:24**
 - Toxic substances
 - National Institute of Occupational Safety and Health, *supra*
 - National Toxicology Program, **318:22**
 - Worker and community right to know laws, *infra*
 - Work environment survey, **318:24**
 - Worker and community right-know law
 - Generally, **318:17 to 318:21**
 - Worker and community right to know law
 - Environmental hazardous substances, **318:19, 318:20**
 - Extremely hazardous substance list, **318:20**
 - Information request form, **318:21**
 - Surveys, **318:18**
 - Wrongful discharge, criminal sanctions against employer for, **318:2**

CLAIMS

- Barred Claims** (this index)
- Compensation agreements, **204:4, 204:16**

CLAIMS—Cont'd

- Investigations. **Claim Investigations** (this index)
- Migrant workers' statutory claims, **102:31**
- Notice and Claim** (this index)
- Retaliation, **311:10, 311:19, 311:21**
- Second injury fund claims, **204:4**
- Subsequent injuries, claims of employee, **116:28**
- Third persons, remedies against, **103:5, 103:44, 103:45**
- Time Limitations** (this index)
- Unfair compensation claim processing, **102:29**

CLASS ACTIONS

- Generally, **312:15**

CLEARED FOR WORK

- Generally, **200:30**

CLOSELY HELD CORPORATIONS

- Third persons, remedies against, **103:15**

COCCIDIOIDOMYCOSIS

- Diseases, **109:58**

COEMPLOYEES

- Generally, **103:7**
- Assault or firearms, **114:9, 114:12**
- Employment connection requirement, **103:9**
- Intoxication, **103:10**
- Public coemployees, **103:8**
- Vehicular negligence, **103:11**

COEMPLOYEE SAFETY VIOLATION

- Employee conduct, **115:41**

COHABITANTS

- Covered dependents, **107:7**

COLLATERAL ESTOPPEL

- Administrative proceedings, **300:16**

COLLATERAL SOURCE PAYMENTS

- Medical benefits, **202:40**

COLLECTIVE BARGAINING AGREEMENTS

- Compensation agreements, **204:3**

COMFORT BREAKS

- Off-duty injuries, **112:5**

COMING AND GOING

- Activity, going to and from, **112:34**
- Meal break, going and coming during, **112:10**
- Off-duty injuries, **112:10, 112:34**
- Off-duty injuries, leaving workplace, **112:14**
- Rule, **111:1**

COMMERCIAL TRAVELERS

- Generally, **111:15**

COMMISSION

- Summons to commission, review by, **312:5**

COMMON-LAW TORT ACTIONS

- Retaliation, **311:2**

COMMUNICATIONS

- Admissibility of evidence, **306:9, 306:26**
- Deceased's statements and conversations, **306:26**
- Privileged communications, **306:9**

COMMUNITY PROPERTY

- Third persons, remedies against, **103:62**

COMMUNITY RIGHT TO KNOW LAW

- Claim Investigations** (this index)

COMMUNITY SERVICE, EMPLOYER SPONSORED

- Off-duty injuries, **112:24.1**

COMMUNITY SERVICE WORKERS

- Covered employees, **106:20**

COMMUTABLE PAYMENTS

- Lump sum payments, **205:5**

COMMUTING

- Travel and Commuting** (this index)

COMPENSABILITY

- Accidents and injuries, **108:14**
- Presumptions and burden of proof, **305:3**

COMPENSATION AGREEMENTS

- Generally, **204:1 et seq.**
- Ambiguity, **204:14**
- Approval of settlement, **204:10**

INDEX

COMPENSATION AGREEMENTS

—Cont'd

- Barred claims, **204:16**
- Collective bargaining agreements, **204:3**
- Employer credits, **204:21**
- Enforcement of agreements, **204:17**
- Formalities of settlement, **204:7**
- Fraud, misrepresentation, or mistake, **204:14**
- Minors, settlement with, **204:13**
- Modification of agreement, **204:15**
- Official recommendations, **204:11**
- Pay compensation costs, agreements to, **204:1**
- Powers of settlement, **204:6**
- References, **204:18**
- Reporting/filing of settlement, **204:9**
- Second injury fund claims, **204:4**
- Settlements with incapacitated claimants, **204:13.10**
- Structured settlements, **204:8**
- Substitute systems, **204:2**
- Unrepresented claimants, settlements with, **204:12**
- Waiver of compensation, **204:5**

COMPENSATION AND BENEFITS

- Generally, **200:1 et seq.**
- Accidents and injuries, treatment, **108:16**
- Ceasing farming, **200:37.2**
- Complex regional pain syndrome, **200:3.1**
- Discontinuance of third-party action, **204:20**
- Earnings** (this index)
- Elective procedures, **200:29.1**
- Employers, remedies against, bad faith refusal to pay benefits, **102:14.5**
- False benefit statements, employee misconduct, **115:11**
- Farming, ceasing, **200:37.2**
- Lifestyle choice, **200:37.1**
- Lifetime benefits, **200:21.2**
- Low percentage physical impairment, **200:20.1**
- Medical Benefits** (this index)
- Permanent total disability
 - Advances in workplace technology, **200:21.4**

COMPENSATION AND BENEFITS

—Cont'd

- Prescriptions, **202:41**
 - Settlement of future claims, **204:19**
 - Vocational Rehabilitation** (this index)
- ### COMPLIANCE
- Medical examinations, sanctions for noncompliance with examination request, **304:4**
- ### COMPROMISE AND SETTLEMENT
- Compensation Agreements** (this index)
 - Future claims, **204:19**
 - Presumptions and burden of proof, **305:26**
 - Third party claims, **321:19**
 - Third party subrogation liens, demand to employee to effect settlement or institute proceedings, **206:13**
 - Third persons, remedies against, **103:54**
- ### COMPULSORY COVERAGE
- Generally, **101:1 et seq.**
 - Apprentices, **101:17**
 - Athletes, **101:20**
 - Casual or seasonal employees, **101:15**
 - Churches, **101:2.1**
 - Conscientious objectors, **101:19**
 - Contractors, **101:11**
 - Corporate officers, directors, or stockholders, **101:8**
 - Domestics, **101:14**
 - Elective Coverage** (this index)
 - Exempt employers, **101:2**
 - Failure to advise to obtain insurance, **101:29**
 - Farmworkers, **101:13**
 - Firefighters, volunteer, **101:5**
 - Fraud in procurement of insurance, **101:27**
 - Handicapped workers, **101:16**
 - Independent contractors, **101:11**
 - Involuntary coverage rejections as invalid, **101:3**
 - Lapse or cancellation of policy, **101:30**
 - Out-of-state employees, **101:12**
 - Partners, **101:9**
 - Penalties for failure to maintain insurance, **101:31**
 - Public employers, **101:4**

COMPULSORY COVERAGE—Cont'd

- Public offenders, **101:7**
- Public safety personnel, **101:5**
- Real estate salespersons, **101:18**
- Risk classification codes, **101:28**
- Small employers, **101:10**
- Sole proprietors, **101:9**
- Subject worker status regarding equipment, **101:9.10**
- Trainees, **101:17**
- Uninsured subcontractors, **101:20.10**
- Volunteer workers, **101:5, 101:6**

COMPUTATIONS

- Award, lump sum payments, **205:7**
- Earnings, **201:1, 201:5**
- Offsets, computation sheet for social security, **207:3**
- Time for determining wages, **201:5**

COMPUTER USE

- Diseases, **109:59**

CONCURRENT BENEFITS

- Subsequent injuries, **116:26**

CONCURRENT INJURIES

- Overlapping disabilities, concurrent injuries as, **200:24**

CONCUSSION OR CONCUSSIVE SYNDROME

- Diseases, **109:30**

CONDUCT AND MISCONDUCT

- Defense, misconduct as, **109:33**
- Discharge for misconduct, **200:38**
- Employee Misconduct** (this index)
- Employers, remedies against, **102:14**
- Presumptions and burden of proof, **305:18**
- Third persons, remedies against, **103:39, 103:40**
- Willful misconduct, **102:14, 103:39, 103:40**

CONFIRMATION

- Medical investigations, confirmation of examination by respondent's medical expert, **319:18**

CONNECTION TO EMPLOYMENT

- Employment Connection** (this index)

CONSCIENTIOUS OBJECTORS

- Compulsory coverage, **101:19**

CONSERVATION PERSONNEL

- Covered employees, **106:21**

CONSORTIUM

- Employers, remedies against, **102:34**
- Third persons, remedies against, **103:47**

CONSTITUTIONAL PROVISIONS

- Construction and interpretation, **100:7.1**

CONSTRUCTION AND INTERPRETATION

- Generally, **100:1 et seq.**
- Administrative interpretation, **100:6**
- Liberal construction, **100:4**
- Out-of-state construction, **100:7**
- State constitutional provisions, **100:7.1**
- Statutory purposes, **100:3**
- Terms, construction according to, **100:5**
- Third persons, remedies against, statutory interpretation, **103:2**
- Tort system, replacement of, **100:1**

CONSTRUCTION DESIGN PROFESSIONALS

- Third persons, remedies against, **103:34**

CONSTRUCTION PERSONNEL

- Independent contractors as covered employees, **106:35**

CONTAGIOUS DISEASES

- Generally, **109:15**
- Aids, **109:16**

CONTAINMENT OF COST

- Medical benefits, **202:49**

CONTEMPT

- Generally, **308:19**

CONTINUANCES

- Generally, **308:12**
- Experts, **320:37**
- Extra-territorial deposition, **320:36**

CONTINUATION OF INJURY IN ESTABLISHED CASE

- Subsequent injuries, **116:22.10**

INDEX

CONTRACT OF HIRE REQUIREMENT

Covered employees, **106:4**

CONTRACTORS

Compulsory coverage, **101:11**

General contractors, **103:27**

Independent Contractors (this index)

Subcontractors (this index)

CONTRACTS AND AGREEMENTS

Compensation Agreements (this index)

Earnings, special contracts for, **201:11**

Employer-employee agreements, **104:8**

Employer indemnification agreement,
103:53

Governing law, generally, **104:7, 104:8**

Interstate agreements, **104:7**

CONTRIBUTIONS

Retirement plan contributions, **201:27**

CONTROL

Covered employers, control require-
ments, **105:4**

Travel and commuting, employer
ownership and control, **111:13**

CONTROVERTED OR UNCONTROVERTED CASES

Costs, fees, and expenses, **317:4, 317:5**

CONVENIENCE OF EMPLOYEE

Off-duty injuries, **112:18**

COOPERATION

Vocational rehabilitation, **203:6**

COPIES

Medical investigations, patient's right to
obtain copies of physician's
records, **319:5**

CORPORATIONS

Compulsory coverage, **101:8**

Covered employees, **106:22**

Directors, **101:8, 103:16, 106:22**

Earnings, **201:15**

Mergers, remedies against employers,
102:11

Officers, **101:8, 106:22, 201:15**

Related corporations, **103:14**

Stockholders, **101:8, 106:22, 201:15**

CORPORATIONS—Cont'd

Third persons, remedies against

Generally, **103:14**

Closely held corporations, **103:15**

CORRECTION OFFICERS

Covered employees, **106:51.5**

CORRECTNESS OF REPORT

Presumptions and burden of proof,
305:27

COSMETOLOGISTS

Covered employees, **106:15**

COST OF LIVING ADJUSTMENTS

Generally, **200:21.1**

COSTS, FEES, AND EXPENSES

Generally, **317:1 et seq.**

Amount, generally, **317:9**

Approval requirement, **317:2**

Attorney discipline, **317:11.75**

Attorneys' fees, generally, **317:1**

Burial expenses, **107:23**

Compensation agreements to pay
compensation costs, **204:1**

Controverted or uncontroverted cases,
317:4, 317:5

Costs, generally, **317:12**

Court proceedings, generally, **317:8**

Covered dependents, **107:22, 107:23**

Discontinuance of benefits, **317:7**

Frivolous claims, **317:11.50**

Interest, **317:13**

Jurisdiction, failure to pay fees, **313:9**

Liens, **206:9, 206:10**

Lump sum payment, **317:10**

Medical benefits, **202:38, 317:6**

Medical expenses, **107:22, 307:19**

No fees on penalty for late benefits pay-
ment cases, **317:14**

Penalties, **317:11**

Reduction of benefits, **317:7**

Reimbursements and allowances for
expense, **201:31**

Retaliation, **311:33**

Success requirement, **317:3**

Third party subrogation liens, **206:9,
206:10**

Travel expenses, **202:38**

Uncontroverted cases, **317:5**

COSTS, FEES, AND EXPENSES

—Cont'd

- Weight and sufficiency of evidence, **307:19**
- Worthless claim, attorney's fees and, **317:3.1**

COUNSELING

- Medical benefits, **202:29**

COUNTERCLAIMS

- Offsets (this index)

COURIERS

- Independent contractors, **106:37.1**

COURT ORDER REQUIREMENTS

- Medical investigations, military record requests, **319:12**

COVERED DEPENDENTS

- Generally, **107:1**
- Accidents and injuries, generally, **107:2, 107:3**
- Apportionment of benefits, **107:18**
- Benefit-ending events, **107:20**
- Brothers and sisters, **107:11**
- Burial expenses, **107:23**
- Ceasing benefits to less than all dependents, **107:21**
- Children, **107:8**
- Cohabitants, **107:7**
- Death, **107:2, 107:3**
- Determination of dependency, date of, **107:5**
- Disease, **107:2, 107:3**
- Domestic partner benefits, **107:7.1**
- Domestic partners and significant others, **107:7.1**
- Fianc0233e as dependent, **107:15.10**
- Fianc0233e as family, **107:15.15**
- Full-time student, **107:19.10**
- Grandchildren, **107:9**
- Grandparents, **107:12**
- Injuries resulting in death, **107:2, 107:3**
- Medical expenses, **107:22**
- Nature of benefits, **107:17**
- No dependents, **107:16**
- Nonresident dependents, **107:14**
- Parents, **107:10**
- Partial dependents, **107:15**
- Payment, to whom made, **107:19**

COVERED DEPENDENTS—Cont'd

- Priority among dependents, **107:6**
- Public employees' dependents, **107:13**
- Significant others, domestic partners and, **107:7.1**
- Spouse, **107:7**
- Termination, **107:20, 107:21**
- Tests of dependency, **107:4**
- Time and date, **107:3, 107:5**

COVERED EMPLOYEES

- Generally, **106:1**
- Agricultural labor, **106:8**
- Aliens, **106:9**
- Ambulance personnel, **106:10**
- Animal care personnel, **106:34**
- Arts personnel, **106:11**
- Athletic personnel, **106:12**
- Attorneys, **106:13**
- Barbers, **106:14**
- Bus and transportation drivers, **106:15.10**
- Casual workers, **106:6**
- Charity or nonprofit organization personnel, **106:16, 106:17**
- Charity recipients, **106:17**
- Church members and trustees, **106:17.1**
- Civil Air Patrol, **106:18**
- Civil defense workers, **106:19**
- Community service workers, **106:20**
- Conservation personnel, **106:21**
- Construction personnel, **106:35**
- Contract of hire requirement, **106:4**
- Corporate officers, directors, stockholders, **106:22**
- Correction officers, **106:51.5**
- Cosmetologists, **106:15**
- Definitions, **106:2, 106:32**
- Disaster workers, **106:23**
- Domestic workers, **106:24**
- Emergency and rescue personnel, **106:10, 106:25**
- Employee defined, **106:2**
- Entertainment personnel, **106:11**
- Exotic dancers, **106:25.1**
- Factors, **106:32**
- Family members, **106:26**
- Firefighters, **106:27, 106:28**
- Forest firefighters, **106:28**
- Gratuitous work, **106:28.1**

INDEX

COVERED EMPLOYEES—Cont'd

Health care personnel, **106:29**
Helpers or assistants, **106:30**
Independent Contractors (this index)
In-home care service personnel,
106:36.1
Interviewees, **106:37.2**
Joint employees, **106:38**
Jurors, **106:39**
Law enforcement personnel, **106:40**
Lawful employment, **106:3**
Loaned employees and staffing agencies, **106:41**
Loggers, **105:12, 106:36**
Maritime employment, **106:42**
Mental health program participants,
106:43
Military personnel, **106:44**
Miners, **106:45**
Minors, **106:46**
New hires, **106:47.1**
Newspaper employees, **106:47**
Oil and gas workers, **106:37.4**
Outworkers, **106:48**
Paramedics, **106:51.4**
Partners, **106:49**
Pecuniary gain requirement, **106:7**
Permanent residents/green cards,
106:9.10
Police, **106:40.1**
Prisoners, **106:50**
Public employees, generally, **106:51**
Racetrack workers, **106:51.2**
Railroad employees, **106:51.1**
Real estate agents, **106:52**
Religious personnel, **106:53**
Sales representatives, **106:54**
Security, **106:37.3**
Ski workers, **106:55**
Sole proprietors, **106:56**
Staffing agencies, **106:41**
Statutory employees, **106:57**
Stockbrokers, **106:51.3**
Student workers, **106:58**
Subcontractors, **106:33**
Taxi drivers and for hire drivers, **106:59**
Tests, **106:32**
Trade show greeter, **106:6.11**
Transportation personnel, **106:37**

COVERED EMPLOYEES—Cont'd

Truckers, **106:60**
Union pickets, **106:61**
Unlicensed contractors, **106:6.10**
Vocational trainees, **106:62**
Volunteers, generally, **106:63**
Welfare workers, **106:64**
Working in employer's business requirement, **106:5**

COVERED EMPLOYERS

Generally, **105:1**
Agricultural employers, **105:8**
Borrowing and loaning employers,
105:9
Churches, **105:15.1**
Compensation law evaders, **105:19**
Contractors, **105:17 to 105:19**
Control requirements, **105:4**
Domestic service employers, **105:10**
Entertainment, **105:11**
Franchisors and franchisees, **105:18.1**
Hire requirements, **105:2**
Joint ventures, **105:5.1**
Little income, **105:7.10**
Loggers, **105:12**
Minimum payroll, **105:7**
Mining, **105:13**
Newspaper distributors, **105:14**
Nonprofit organizations, **105:15,**
105:15.1
Nonresident employers, **105:16**
Number of employees, **105:6**
Oil and gas well owners and operators,
105:23.10
Owners, **105:17**
Part or partial, contracting out part of
one's business, **105:18**
Public employers, **105:20**
Real estate agent employers, **105:21**
Rehabilitation employers, **105:22**
Remuneration requirements, **105:3**
Sports, **105:11**
Trade or business requirements, **105:5**
Training employers, **105:22**
Transportation employers, **105:23**

COVERED PERSONS AND ENTITIES

Compulsory Coverage (this index)
Covered Dependents (this index)

COVERED PERSONS AND ENTITIES

—Cont'd

Covered Employees (this index)

Covered Employers (this index)

Elective Coverage (this index)

COVID-19

Diseases, **109:65**

Psychological diseases and stress injuries, **109:65.60**

Vaccine injury, **109:65.50**

CREDIBILITY DETERMINATIONS

Appeal and review, **315:3**

Weight and sufficiency of evidence, **307:3**

CRIMES AND OFFENSES

Compulsory coverage for public offenders, **101:7**

Employers, remedies against, **102:14.1, 102:33**

Victims' compensation, **102:33**

CRIMINAL RECORDS

Admissibility of evidence, **306:22**

CRIMINAL STATUTES

Retaliation, **311:8**

CROSS-APPEAL

Administrative review, **310:7**

CRUSH INJURIES

Generally, **109:11**

CUMULATIVE INJURIES

Generally, **108:11**

DAMAGES

Appeal and review, **312:6**

Defenses to damage suits, **102:7**

Employers, remedies against, **102:6 to 102:8**

Retaliation, **311:21.1, 311:28, 311:29**

Waiver of rights, **102:8**

DANGER

Coemployees, **114:9**

Job or locale as dangerous, **114:8**

DEATH

Admissibility of evidence, statements and conversations of deceased, **306:26**

DEATH—Cont'd

Compensation and benefits, generally, **200:44**

Covered dependents, **107:2, 107:3**

Found dead presumption, **305:13**

Medical investigations, letter to secure medical report from treating physician in fatal claim, **319:4**

Parties, **302:7**

Post-death awards, **309:4**

Presumptions and burden of proof, **305:13**

Remedies against employer, death of employer, **102:36**

Time limitations for death claims, **301:6**

Unwitnessed, **305:14**

Weight and sufficiency of evidence, **307:11**

DE BENE ESSE

Depositions (this index)

DECEIT

Fraud and Deceit (this index)

DECISION

Administrative review, **310:11**

DEEP VEIN THROMBOSIS

Generally, **109:61**

DEFAULT JUDGMENT

Notice and claim, **303:8**

DEFECTIVE APPEAL PAPERS

Jurisdiction, **313:8**

DEFENSES

Act of God defense, **113:3**

Assault or firearms, **114:11**

Damage suits, **102:7**

Diseases, **109:33, 109:34**

Initial aggressor defense, **114:11**

Misconduct defense, **109:33**

Misrepresentation defense, **109:34**

Negligence of employee, **103:51**

Negligence of employer, **103:52**

Retaliation (this index)

Third persons, remedies against, **103:51 to 103:53**

Weather defenses, **113:3**

INDEX

DEFINITIONS

- Employee, **106:2**
- Independent contractors, **106:32**

DELAYED-REACTION INJURIES

- Off-duty injuries, **112:22**

DEMAND OR REQUEST

- Requests** (this index)

DE NOVO REVIEW

- Generally, **315:6**

DENTISTRY

- Medical benefits, **202:21**

DEPARTMENT OF INSURANCE

- Claim investigations, request for carrier name from department of insurance, **318:4**

DEPENDENTS AND DEPENDENCY

- Covered Dependents** (this index)
- Diseases, **109:32, 320:10**
- Interrogatories** (this index)
- Weight and sufficiency of evidence, **307:17**

DEPENDENTS COMPENSATION

- Diseases, **109:66**

DEPOSITIONS

- Admissibility of evidence, **306:5**
- Affidavit of attorney in support of de bene esse motion, **320:24**
- De bene esse, motion
 - Generally, **320:23 to 320:26**
 - Affidavit of attorney in support of motion, **320:24**
 - Order to take deposition, **320:26**
 - Physician's certification, **320:25**
- Extraterritorial deposition
 - Generally, **320:35**
 - Continuance, **320:36**
- Liability deposition, **320:30**
 - Certification, **320:32**
 - Notice of motion, **320:31**
 - Order for depositions, **320:34**
 - Service, certification of, **320:33**
- Motions
 - De bene esse, supra
 - Liability deposition, notice of motion, **320:31**

DEPOSITIONS—Cont'd

- Notice of motion, liability deposition, **320:31**
- Order for depositions, liability deposition, **320:34**
- Order to take deposition, de bene esse motion, **320:26**
- Physician's certification, de bene esse motion, **320:25**
- Process and service of process, certification, **320:33**
- Service, certification of, **320:33**
- Videotaped deposition, **320:28**

DEPOSITS

- Payments, **205:11**

DEPRESSED ECONOMIC CONDITIONS

- Generally, **200:47.2**

DESIGN

- Construction design professionals, **103:34**

DETERMINATIONS

- Generally, **316:7, 316:8**
- Appeal and review, **315:3**
- Credibility Determinations** (this index)
- Factual determinations, **313:13**
- Issues determinable, **308:10**
- Judgments and Decrees** (this index)
- Jurisdiction, **313:13**
- Notice and claim, **303:6**
- Remand, **316:8**
- Request for determination, **303:6**
- Weight and sufficiency of evidence, **307:3**

DEVIATIONS

- Police officers, **111:22**
- Re-entry, **111:20**
- Substantial deviations, **111:21**
- Travel and commuting, **111:19 to 111:22**

DEVICES

- Anti-compensation-avoiding devices statutes, **311:6**
- Safety devices as improper, **103:42**

DIABETIC SEIZURES

- Diseases, **109:28**

DIAGNOSIS

- Medical benefits, diagnostic services as, **202:9**
- Mental illness requirements, **109:53**

DILATORY TACTICS

- Depositions, **320:27**

DIRECTORS

- Corporations, **101:8, 103:16, 106:22**

DIRECT RESULT

- Subsequent injuries, **116:14**

DISABILITY

- Admissibility of evidence, **306:20**
- Causal link between injury and disability or death, **305:15**
- Changes in disability, **200:40**
- Claim Investigations** (this index)
- Compensation and benefits, Disability, **200:2**
- Compensation and benefits, pain, **200:3**
- Evidence
 - Admissibility of evidence, **306:20**
 - Lay disability testimony, **306:20**
 - Presumptions and burden of proof, **305:9**
 - Weight and Sufficiency of Evidence** (this index)
- Exaggerated disability, employee misconduct, **115:16**
- Lay disability testimony, **306:20**
- Liens, temporary disability liens, **206:2**
- Maximum disability period, **200:27**
- Medical benefits, insurance coverage during disability, **202:52**
- Overlapping disabilities, **200:22 to 200:25**
- Permanent partial disability, generally, **200:9**
- Permanent total
 - Advances in workplace technology, **200:21.4**
- Permanent total disability, **200:19 to 200:21**
- Presumptions and burden of proof, **305:9**
- Short-term disability plan, offset against, **207:6.3**
- Specific losses, **200:20**
- Temporary Disability** (this index)

DISABILITY—Cont'd

- Termination of disability, **200:26**
- Weight and Sufficiency of Evidence** (this index)

DISASTER WORKERS

- Covered employees, **106:23**

DISBURSEMENT OF RECOVERY

- Third persons, remedies against, **103:59**

DISCHARGE

- Generally. **Release** (this index)

DISCHARGE FROM EMPLOYMENT

- Anti-discharge statutes, **311:3**
- Employers, remedies against, **102:14.4**
- Misconduct, discharge for, **200:38**
- No-fault discharge or layoff, **200:39**
- Retirement, **200:41**
- Voluntary quit, **200:37**
- Wrongful Discharge** (this index)

DISCONTINUANCE OF BENEFITS

- Judicial proceedings, **317:7**
- Payments, generally, **205:18**

DISCOVERY

- Generally, **320:1 et seq.**
- Admissions, **320:39**
- After settlement conference, **320:46**
- Certification of service, demand for medical information, **320:7**
- De Bene Esse-Motion, **320:23**
- Demand for medical information. Medical information, demand for, *infra*
- Depositions, Generally, **320:22**
- Depositions** (this index)
- Dilatory deposition tactics, **320:27**
- Failure to appear for deposition, **320:21.10**
- Financially interested physician, **320:44**
- Immigration status, **320:45**
- Interrogatories** (this index)
- Medical information, demand for
 - Generally, **320:3 to 320:7**
 - Certification of service, **320:7**
 - Demand, **320:4**
 - Demand, generally, **320:3**
 - Introduction, **320:3**
 - Motion, **320:5**
 - Order, **320:6**

INDEX

DISCOVERY—Cont'd

- Motions
 - Demand for medical information, **320:5**
 - Depositions** (this index)
 - Interrogatories** (this index)
- Notice and claim, **303:10**
- Orders
 - Demand for medical information, **320:6**
 - Deposition, order to take, **320:26**
 - Interrogatories** (this index)
- Privacy of benefits information, **320:2**
- Privilege, **320:43**
- Production of documents, generally, **320:38**
- Production of medical reports, **320:38, 320:41**
- Request or demand. Medical information, demand for, supra
- Sanctions, **320:42**
- Service of process, demand for medical information; certification of service, **320:7**
- Spoilation, **320:40**

DISCRIMINATION

- Anti-discrimination statutes, **311:4**
- Employment discrimination, **102:30**

DISEASES

- Generally, **109:1**
- Accidents and injuries, **107:2, 107:3, 109:8**
- Addictions, alcohol and drug, **109:43**
- Aggravation, **109:9**
- Aids, **109:16**
- Alcohol and drug addictions, **109:43**
- Allergic reactions, **109:35**
- Amyotrophic lateral sclerosis (ALS), **109:31.8, 109:63**
- Ankylosis, **109:13**
- Apportionment between disease, injury, and nonwork-related injury, **109:8**
- Asbestosis, **109:21**
- Bone diseases, **109:12**
- Cancer, **109:33**
- Causation, **109:7**
- Chemical exposure, **109:38**
- Chronic fatigue syndrome, **109:56**

DISEASES—Cont'd

- Claim investigations, interview questionnaire; occupational disease information form, **318:3**
- Claims, **301:4, 301:5**
- Coccidioidomycosis, **109:58**
- Computer use related, **109:59**
- Concussion or concussive syndrome, **109:30**
- Contagious diseases, **109:15, 109:16**
- Covered dependents, **107:2, 107:3**
- Covid-19, **109:65**
- Covid-19 psychological, stress injuries, **109:65.60**
- Covid-19 vaccine injury, **109:65.50**
- Crush injuries, **109:11**
- Death, **107:2, 107:3**
- Deep vein thrombosis, **109:61**
- Defenses, **109:33, 109:34**
- Dependents, **107:2, 107:3, 109:32, 320:10**
- Dependents compensation, **109:66**
- Diabetic seizures, **109:28**
- Diagnosis requirement for mental illness, **109:53**
- Drug addiction, **109:43**
- Dust exposure, **109:22**
- Electromagnetic exposure, **109:36**
- Evidence, **109:7, 109:53, 307:5, 307:8**
- Explosive personality disorder, **109:51**
- Exposure of employment, **109:4**
- Exposure to bodily fluids, **109:52**
- Exposure to fumes, **109:39**
- Eye disorders, **109:34**
- Fibromyalgia, **109:55**
- Fungus exposure, **109:22**
- Hearing loss, **109:40**
- Heart disease, **109:24**
- Interrogatories** (this index)
- Last exposure rule, **109:6**
- Latex, reactions to, **109:34**
- Lung diseases, generally, **109:18**
- Lupus, **109:57**
- Lyme disease, **109:62**
- Mental Illness** (this index)
- Mesothelioma, **109:21**
- Migraine headaches, **109:42**
- Misconduct defense, **109:33, 109:67**

DISEASES—Cont'd

- Misrepresentation defense, **109:34, 109:68**
- Mold exposure, **109:22**
- Nature of employment, **109:2**
- Notice of disease, **301:2**
- Obesity, **109:54**
- Opioid addiction, weaning off, **109:44**
- Osteoarthritis, **109:13**
- Pneumoconiosis, **109:23**
- Poisons, **109:32**
- Public safety personnel, **109:25**
- Radiation exposure, **109:37**
- Repetitive motion diseases, **109:59**
- Repetitive motion diseases and injuries, **109:10**
- Rheumatoid arthritis, **109:14**
- Risk characteristic of employment, **109:3**
- Seizure, diabetic, **109:28**
- Seizure disorder, **109:29**
- Self-exposure, **109:5**
- Silicosis, **109:21**
- Skin disorders, **109:34**
- Sleep apnea, **109:19**
- Spine diseases, **109:12**
- Staph infections, **109:17**
- Stomach disorders, **109:31**
- Stress-caused mental illness, **109:47**
- Stress from employer's conduct challenging workers' compensation claim, **109:48**
- Stroke, **109:27**
- Time limitations, **301:2, 301:4, 301:5**
- Tinnitus, **109:41**
- Trauma-caused mental illness, **109:46**
- Tuberculosis, **109:20**
- Vascular injuries, **109:64**
- Venous status, **109:60**
- Weight and sufficiency of evidence, **307:5, 307:8**
- Work-relation requirement for mental illness, **109:50**

DISFIGUREMENT

- Compensation and benefits, generally, **200:14**

DISMISSAL

- Claim, dismissal of, **303:7**

DISORDERS

- Diseases** (this index)

DISPUTES

- Alternative dispute resolution, **300:9 to 300:11**
- Assault or firearms, origin of dispute, **114:3**
- Medical services, dispute over, **202:51**

DISTRIBUTORS

- Newspaper distributors, covered employers, **105:14**
- Third persons, remedies against, **103:22**

DIVISION OF WORKERS' COMPENSATION

- Claim investigations, request for prior records, **318:9**

DOGS

- Owner's liability, **102:24**

DOMESTIC PARTNER BENEFITS

- Covered dependents, **107:7.1**

DOMESTIC WORKERS

- Compulsory coverage, **101:14**
- Covered employees, **106:24**
- Covered employers, **105:10**

DOMICILE

- Substantially in one state, domiciled in, **104:12**

DRIVERS

- Taxi drivers and for hire drivers as covered employees, **106:59**

DRUGS

- Addiction, **109:43, 116:11**
- Employee Misconduct** (this index)
- Medical benefits, **202:12**
- Rehabilitation, off-duty injuries, **112:39**
- Subsequent injuries, drug addiction as pre-existing condition, **116:11**
- Testing, **115:30**
- Tests results, admissibility of evidence, **306:21**

DUAL CAPACITY DOCTRINE

- Employers, remedies against, **102:9**

INDEX

DUAL PERSONAL DOCTRINE

Employers, remedies against, **102:10, 102:11**

DUAL PURPOSE TRAVEL

Generally, **111:18**

DURATION

Vocational rehabilitation, **203:5**

DUST

Diseases, exposure to dust, **109:22**

EARNING CAPACITY

Admissibility of evidence, **306:25**

Business earning capacity, **200:6**

Compensation and benefits, generally, **200:4 to 200:6**

Evidence, see lines throughout this topic

Wage-earning capacity, generally, **200:17**

Weight and sufficiency of evidence, **307:18**

EARNINGS

Generally, **201:1 et seq.**

Absences, **201:4**

Admissibility of evidence, **306:25**

Board, lodging and other advantages, **201:33**

Bonuses, **201:29**

Casual labor, **201:9**

Claim investigations, request for Social Security Administration information, **318:6**

Computation of wages, **201:1**

Corporate officers and stockholders, **201:15**

Equipment rental, **201:32**

Evidence, **306:25, 307:18**

Expense reimbursements and allowances, **201:31**

Fringe benefits, **201:26 to 201:28**

Health care premiums, **201:28.1**

Holiday pay, **201:28**

Independent contractors, **201:12**

Irregular earnings, **201:3**

Lifestyle choice and loss of wages, **200:37.1**

Loss of wages, generally, **200:17**

Meal breaks, picking up pay during, **112:12**

EARNINGS—Cont'd

Military personnel, **201:22**

Offsets, request for average current earnings information, **207:2**

Output workers, **201:10**

Overtime earnings, **201:25**

Partners, **201:14**

Parttime employment, **201:6**

Prison inmates, **201:19**

Public safety workers, **201:21**

References, **201:35**

Rehabilitating employees, **201:17**

Retaliation, backpay, **311:30**

Retirement plan contributions, **201:27**

Seasonal workers, **201:8**

Self-employed persons, **201:13**

Short-term workers, **201:2**

Special contracts, **201:11**

Special public employees, **201:23**

Subsequent injuries, **116:27**

Supplemental earnings benefits, **116:27**

Time for determining wages, **201:5**

Tips, **201:30**

Trainees, **201:16**

Transportation, **201:34**

Tuition, **201:35.1**

Two-job workers, **201:7**

Unemployment programs, **201:20**

Union employees, **201:24**

Vacation pay, **201:28**

Veterans, **201:18**

Weight and sufficiency of evidence, **307:18**

Workfare, **201:20**

Youthful workers, **201:16**

ECONOMIC CONDITIONS

Generally, **200:47.2**

Basis for compensation, **200:6.1**

ELECTIVE COVERAGE

Generally, **101:21 to 101:26**

Compulsory Coverage (this index)

Employees, election by notice to, **101:24**

Employer, election by notice to, **101:25**

Insurance, election by obtaining, **101:22**

Insurer, election by notice to, **101:23**

Legislative action, election by, **101:26**

ELECTIVE COVERAGE—Cont'd

Public body or official, election by notice to, **101:21**

ELECTIVE PROCEDURES

Rehabilitation, **200:29.1**

EMERGENCIES

Emergency personnel, **110:12, 110:13**

Employment connection, **110:11 to 110:13**

Firefighters, **110:12**

Police, **110:13**

EMERGENCY AND RESCUE PERSONNEL

Covered employees, **106:10, 106:25**

Employment connection, **110:12**

EMOTIONAL DISTRESS

Intentional infliction, **102:19, 103:38**

Negligent infliction, **102:19**

EMPLOYEE CERTIFICATIONS

Claim investigations, requests, **318:7**

EMPLOYEE MISCONDUCT

Generally, **115:1 et seq.**

Absences, unauthorized, **115:2**

Acquiescence of employer, **115:22, 115:34**

Alcohol or drug abuse

Generally, **115:28 to 115:34**

Acquiescence of employer, **115:34**

Criminal standards, inapplicability of, **115:31**

Degree of intoxication, **115:29**

Substantial cause, intoxication as, **115:32**

Testing for drugs and alcohol, **115:30**

Application for employment, misrepresentation on, **115:7 to 115:10**

Asbestosis, **115:37**

Benefit statements, false, **115:11**

Causal connection, **115:9**

Causation requirements of VSSR, **115:27**

Christian Science treatment as medical misconduct, **115:36**

Coemployee safety violation, **115:41**

Convicted of crime, **115:45**

Criminal standards, inapplicability of, for drug and alcohol abuse, **115:31**

EMPLOYEE MISCONDUCT—Cont'd

Degree of intoxication, **115:29**

Exaggerated disability, **115:16**

Exaggeration of injury, **115:18**

Failure to attend mandatory event, **115:39**

Failure to disclose prior compensated work injury, **115:19**

False claims and false benefit statements, **115:11**

Feigning of injury, **115:18**

Gambling, **115:44**

Horseplay, **115:4**

Inquiry focused on VSSR cases, **115:26**

Intentionally self-inflicted injury, **115:5**

Knowing and willful misrepresentation on employment application, **115:8**

Medical misconduct, **115:35 to 115:37**

Misrepresentation about return to work, **115:13**

Misrepresentation by employer, **115:17**

Misrepresentation on employment application, **115:7 to 115:10**

Online sales activity, undisclosed, **115:15**

Ordinary misconduct, **115:1**

Regulation of employee conduct, **115:21**

Rehabilitation plan, failure to comply with, **115:38**

Reliance of employer on misrepresentation on employment application, **115:10**

Rules violations, **115:20 to 115:115:22**

Safety violations, **115:23**

Serious or willful misconduct, **115:3**

Silicosis, medical misconduct, **115:37**

Smoking, **115:33**

Specific safety requirements, **115:25**

Staging accidents, **115:12**

Statutory violations, **115:40**

Subsequent injuries, **116:17**

Substantial cause, intoxication as, **115:32**

Suicide, **115:6**

Testing for drugs and alcohol, **115:30**

Texting while driving, **115:43**

Violation of specific safety requirement (VSSR), **115:24 to 115:27**

INDEX

EMPLOYEES

Generally, see lines throughout this index

Covered Employees (this index)
Employee Misconduct (this index)

EMPLOYER CERTIFICATIONS

Claim investigations, requests, **318:7**

EMPLOYER CREDITS

Compensation agreements, **204:21**

EMPLOYER-EMPLOYEE AGREEMENTS

Governing law, generally, **104:8**

EMPLOYER-FURNISHED HOTEL ROOM

Travel and commuting, **111:3.1**

EMPLOYER-FURNISHED TRANSPORTATION

Generally, **111:2, 111:3**

EMPLOYER-REQUIRED TRANSPORTATION

Generally, **111:4**

EMPLOYERS

Generally, see lines throughout this index

Covered Employers (this index)
Employers, Remedies Against (this index)

No longer acting as, **102:1.1**

EMPLOYERS, REMEDIES AGAINST

Generally, **102:1 et seq.**

Assault, **102:16**

Benefits, bad faith refusal to pay, **102:14.5**

Co-employees, **102:2.10**

Consortium, **102:34**

Corporate mergers, **102:11**

Crime victims' compensation, **102:33**

Criminal conduct, **102:14.1**

Damage suits, **102:6 to 102:8**

Death of employer, **102:36**

Defenses to damage suits, **102:7**

Dog owner's liability, **102:24**

Dual capacity doctrine, **102:9**

Dual personal doctrine, **102:10, 102:11**

Employee theft, **102:14.3**

EMPLOYERS, REMEDIES AGAINST

—Cont'd

Employment discrimination, **102:30**

Exclusion of workers or survivors, **102:3**

Exclusivity, generally, **102:1 et seq.**

Failure to disclose blood test results, **102:19.2**

False imprisonment, **102:14.2**

Fetus, injury to employee's, **102:18**

Fraud, **102:28**

Intentional infliction of emotional distress, **102:19**

Intentional torts, **102:13**

Involuntary transfers; bankruptcy, **102:11.1**

Limited liability companies, **102:37**

Medical malpractice, **102:26**

Mental injuries, **102:19.1**

Migrant workers' statutory claims, **102:31**

Minors, **102:2**

Negligence, **102:12**

No longer acting as employer, **102:1.1**

Noncompensable injuries, **102:4**

Noncomplying employers, **102:5**

Premises liability, **102:23**

Product liability, **102:27**

Qui Tam actions and Insurance Fraud Protection Acts, **102:28.1**

References, **102:35**

Respondeat superior liability, **102:15**

Safe workplace, failure-provide, **102:20 to 102:22**

Safe workplace, failure to provide, **102:22.1**

Service losses, **102:34**

Sexual harassment, **102:17**

Statutory violations, **102:21**

Termination, **102:14.4**

Theft by employee, **102:14.3**

Unfair compensation claim processing, **102:29**

Vehicular accidents, **102:25**

Waiver of right to workers' compensation, **102:8**

Willful misconduct, **102:14**

Wrongful discharge, **102:32**

EMPLOYMENT CONNECTION

- Generally, **110:1 et seq.**
- Aging, generally, **110:15.2**
- Arising out of requirement, **110:4**
- Arrest of workers, **110:15**
- Assaults or Firearms** (this index)
- Coemployees, **103:9**
- In course of requirement, **110:5**
- Emergencies, **110:11 to 110:13**
- Emergency personnel, **110:12**
- Employee Misconduct** (this index)
- Firefighters, **110:12**
- Leaving work force, **110:15.1**
- Mental illness, **109:50**
- Neutral risks, **110:9**
- Off-Duty Injuries** (this index)
- Off-premises injuries, **110:10**
- On-premises injuries, **110:7 to 110:9**
- Personal risk, **110:8**
- Police, **110:13**
- Posttermination, **110:6**
- Pre-existing condition, **116:13**
- Prehire, **110:6**
- Public good will injuries, **110:14**
- Single work-relation test, **110:2**
- Subsequent Injuries** (this index)
- Tests, **110:2, 110:3**
- Travel and Commuting** (this index)
- Travel for compensation, **110:15.50**
- Twin-test rule, **110:3**
- Use of defibrillator, **110:13.10**
- Vacating work force, **110:15.1**
- Volunteer activities garnering business, **110:15.3**
- Weather Injuries** (this index)
- Work, what does not constitute, **110:1.1**

EMPLOYMENT DISCRIMINATION

- Employers, remedies against, **102:30**

EMPLOYMENT EVIDENCE

- Admissibility, **306:23**

EMPLOYMENT TASKS

PERFORMED AT HOME

- Off-duty injuries, **112:23**

ENFORCEMENT

- Compensation agreements, **204:17**
- Judicial proceedings, **312:9**

ENFORCEMENT—Cont'd

- Payments, enforcement of awards, **205:24**

ENTERTAINMENT

- Covered employees, **106:11**
- Covered employers, **105:11**

ENTRY

- Awards, **309:2**

ENTRY OF JUDGMENT

- Generally, **316:7**

EQUIPMENT RENTAL

- Earnings, **201:32**

EQUITABLE JURISDICTION

- Generally, **313:3**

EQUITABLE RELIEF

- Retaliation, **311:32**
- Subrogation, **206:7.10**

ERRANDS

- Employer errand, **112:13**
- Special missions or errands, **111:16**

ESTOPPEL

- Corporation by estoppel, **103:15.1**
- Waiver and Estoppel** (this index)

EVASION

- Compensation law evaders, **105:19**

EVIDENCE

- Accidents and Injuries** (this index)
- Additional Evidence** (this index)
- Admissibility of Evidence** (this index)
- Alcohol, **306:21, 307:20**
- AMA guides, **306:17, 307:13**
- Appeal and review, **315:3, 315:7, 315:8**
- Disability** (this index)
- Diseases, **109:7, 109:53, 307:5, 307:8**
- Earning Capacity** (this index)
- Earnings, **306:25, 307:18**
- Expert Evidence** (this index)
- Hearing** (this index)
- Introduction of evidence, **308:15**
- Medical Evidence** (this index)
- Mental illness, proof requirement for, **109:53**
- Presumptions and Burden of Proof** (this index)

INDEX

EVIDENCE—Cont'd

- Retaliation, **311:26**
- Undisputed evidence, **315:8**
- Weight and Sufficiency of Evidence**
(this index)

EXAGGERATION OF INJURY

- Employee misconduct, **115:18**

EXAMINATIONS

- Medical Examinations** (this index)
- Off-duty injuries, **112:37**

EXCLUSION OF WORKERS OR SURVIVORS

- Employers, remedies against, **102:3**

EXCLUSIVITY

- Employers, Remedies Against** (this index)
- Third Persons, Remedies Against** (this index)

EXCUSE

- Time limitations for reasonable excuse, **301:13**

EXEMPTIONS

- Compulsory coverage, **101:2**
- Payments, **205:20**

EXERTIONS

- Subsequent injuries, unusual exertions, **116:6**

EXHAUSTION OF ADMINISTRATIVE REMEDIES

- Jurisdiction, **313:10**

EXPEDITED HEARINGS

- Generally, **308:5**

EXPENSES

- Costs, Fees, and Expenses** (this index)

EXPERT EVIDENCE

- Admissibility of evidence, **306:16, 306:17, 306:19**
- Medical examinations, testimony of results, **304:5**
- Medical testimony, **304:5, 306:16, 306:17**
- Nonmedical testimony, admissibility of evidence, **306:19**

EXPERT EVIDENCE—Cont'd

- Weight and sufficiency of evidence, **307:2**

EXPLOSIVE PERSONALITY DISORDER

- Diseases, **109:51**

EXPOSURE

- Claim investigations, access to employee exposure and medical records by OSHA, **318:14**
- Diseases, **109:4, 109:6, 109:37**
- Hazardous fumes, **116:7**
- Last exposure rule, **109:6**
- Last injurious exposure, **116:23**
- Radiation exposure, **109:37**
- Subsequent injuries, **116:7, 116:23**

EXTERNAL FORCE REQUIREMENT

- Accidents and injuries, **108:8**

EXTRATERRITORIAL DEPOSITION

- Generally, **320:35**
- Continuance, **320:36**

EXTREMELY HAZARDOUS SUBSTANCE LIST

- Claim investigations, worker and community right to know law, **318:20**

EYE DISORDERS

- Generally, **109:34**

FACTUAL DETERMINATIONS

- Jurisdiction, **313:13**

FAILURE TO PROSECUTE

- Time limitations, **301:8.10**

FALSE BENEFIT STATEMENTS

- Employee misconduct, **115:11**

FALSE CLAIMS

- Employee misconduct, **115:11**

FALSE IMPRISONMENT

- Employers, remedies against, **102:14.2**

FALSE MEDICAL REPORTS

- Admissibility of evidence, **306:14.1**

FAMILY MEMBERS

- Covered Dependents** (this index)
- Covered employees, **106:26**

FARMS AND FARMING

Agriculture (this index)

FAULT OR BLAME

Employee fault, **108:4**

Third person's fault, **108:5**

FEDERAL JURISDICTION

Generally, **313:14**

Federal Preemption (this index)

FEDERALLY FUNDED PROGRAMS

Governing law, **104:28.1**

FEDERAL PREEMPTION

Air ambulances, **104:28.2**

Airline Deregulation Act, **104:28.2**

Assertion of jurisdiction as far as permissible, **104:25**

Carrier operation jurisdictional boundary, **104:28**

Federal enclaves, **104:29**

Federal statutory jurisdictional boundary, **104:27**

Interstate/intrastate jurisdictional boundary, **104:26**

Jurisdiction asserted as far as permissible, **104:25**

Retaliation, **311:22**

Statutory preemption, generally, **104:24 to 104:28**

FEES

Costs, Fees, and Expenses (this index)

No fees on penalty for late benefits payment cases, **317:14**

FEIGNING OF INJURY

Employee misconduct, **115:18**

FETUS AND FETAL CARE

Injury to employee's fetus, remedies against employers, **102:18**

Medical benefits, **202:32**

FIBROMYALGIA

Diseases, **109:55**

FINALITY

Awards, **309:5**

Jurisdiction, finality requirement, **313:11**

FINDINGS AND CONCLUSIONS

Appeal and review, hearing officers' findings, **315:5**

FINDINGS AND CONCLUSIONS

—Cont'd

Hearing, **308:21**

FIREARMS

Assault or Firearms (this index)

FIREFIGHTERS

Compulsory coverage, **101:5**

Covered employees, **106:27, 106:28**

Employment connection, **110:12**

Forest firefighters, **106:28**

Presumptions and burden of proof, **305:29**

Volunteer firefighters, **101:5**

FITNESS FOR WORK

Retaliation, **311:14**

FOREIGN STATE

Compulsory coverage, **101:12**

Construction and interpretation, **100:7**

Injuries out-of-state, **104:16, 104:17**

Interaction of local and out-of-state remedies, **104:18**

Payments to foreign claimants, **205:16**

FOREST FIREFIGHTERS

Covered employees, **106:28**

FORMER EMPLOYERS

Third persons, remedies against, **103:16**

FORMS

Claim Investigations (this index)

FOUND DEAD PRESUMPTION

Generally, **305:13**

FRANCHISORS AND FRANCHISEES

Covered employers, **105:18.1**

FRAUD AND DECEIT

Application for employment, misrepresentation on, **115:7 to 115:10**

Compensation agreements, **204:14**

Compulsory coverage, fraud in procurement of insurance, **101:27**

Diseases, misrepresentation as defense, **109:34**

Employer misrepresentations, **115:17**

Notice and claim, **303:11**

Remedies against employers, **102:28**

Retaliation, **311:16**

INDEX

FRAUD AND DECEIT—Cont'd

- Staging accidents, **115:12**
- Third persons, remedies against, **103:5**

FRINGE BENEFITS

- Generally, **201:26 to 201:28**

FRIVOLOUS CLAIMS

- Sanctions, **317:11.50**

FULL FAITH AND CREDIT

- Generally, **104:6**

FUMES

- Subsequent injuries, exposure to hazardous fumes, **116:7**

FUNDS

- Compensation agreements, second injury fund claims, **204:4**
- Subsequent injuries, funds for, **116:24, 116:25**

FUNGUS

- Diseases, exposure to fungus, **109:22**

FUTURE COMPENSATION

- Offsets, **207:6.2**

FUTURE MEDICAL CARE

- Benefits, **202:8**
- Medical benefits, **202:8**

GAIN OR LOSS

- Pecuniary gain requirement, **106:7**

GENERAL CONTRACTORS

- Third persons, remedies against, **103:27**

GOING AND COMING

- Coming and Going** (this index)

GOOD CAUSE

- Misdiagnosis, **301:13.1**
- Time limitations, **301:13**

GOOD WILL

- Employment connection, public good will injuries, **110:14**

GOVERNING LAW

- Generally, **104:1 et seq.**
- Federally funded programs, **104:28.1**

GRANDCHILDREN

- Covered dependents, **107:9**

GRANDPARENTS

- Covered dependents, **107:12**

GUARANTORS

- Third persons, remedies against, **103:4, 103:5**

GYM MEMBERSHIP

- Medical benefits, **202:53**

HANDICAPPED WORKERS

- Compulsory coverage, **101:16**

HARASSMENT

- Anti-harassment statutes, **311:5**
- Sexual harassment, **102:17, 114:14**

HAZARDOUS SUBSTANCES

- Claim Investigations** (this index)

HAZARDS

- Claim investigations, worker and community right to know law, **318:19, 318:20**
- Subsequent injuries, exposure to hazardous fumes, **116:7**
- Travel and commuting, special hazards, **111:7 to 111:9**

HEALTH CARE PERSONNEL

- Covered employees, **106:29**

HEALTH CARE PREMIUMS

- Earnings, **201:28.1**

HEARING

- Generally, **308:1 et seq., 316:1 to 316:8**
- Additional evidence, **316:6**
- Administrative review, **310:10**
- Appearances, **308:13**
- Contempt, **308:19**
- Continuances, **308:12**
- Expedited hearings, **308:5**
- Findings and conclusions, **308:21**
- Hearing officers, **308:7**
- Introduction of evidence, **308:15**
- Issues determinable, **308:10**
- Judicial notice, **316:5**
- Judicial review, **316:2**
- Limitation of time, **301:9**
- Location of hearing, **308:5.1**
- Medical evidence, **308:18**
- Notice of appeal, **316:2**
- Notice of hearing, **308:4**

HEARING—Cont'd

- Open hearings, **308:14**
- Prehearing conferences, **308:8**
- Questions of law and fact, **308:20**
- Record, **308:22, 316:4**
- References for determination, **308:9**
- Rehearing, **308:23**
- Representation, **308:6**
- Request for hearing, **308:3**
- Right to hearing, **308:2**
- Stipulations, **308:11**
- Time, **301:9, 316:3**
- Witnesses, **308:16**
- Written testimony, **308:17**

HEARING LOSS

- Generally, **109:40**
- Time limitations, **301:5**
- Weight and sufficiency of evidence, **307:15**

HEARING OFFICERS

- Generally, **308:7**
- Findings of, appeal and review, **315:5**

HEARSAY

- Admissibility of evidence, **306:3**

HEART CONDITIONS

- Weight and sufficiency of evidence, **307:10**

HEART DISEASE

- Generally, **109:24**
- Heart transplants, **109:26**
- Public safety personnel, **109:25**

HEART TRANSPLANTS

- Heart disease, **109:26**

HELPERS OR ASSISTANTS

- Covered employees, **106:30**

HERNIAS

- Generally, **108:13**

HIRING FOR EMPLOYMENT

- Covered employees, contract of hire requirement, **106:4**
- Covered employers, hire requirements, **105:2**
- Place of hire factor, **104:9**
- Retaliation, **311:7**
- Statutes, **311:7**

HOLIDAY PAY

- Generally, **201:28**

HOME ALTERATIONS

- Medical benefits, **202:36**

HORSEPLAY

- Employee misconduct, **115:4**

HOSPITAL RECORDS

- Admissibility of evidence, **306:15**
- Medical investigations, request for hospital records, **319:2**

HOSTILE WORK ENVIRONMENT

- Supplemental interrogatories, **320:14**

HUSBAND AND WIFE

- Workers' compensation actions, matrimonial liens on, **206:6**

IDIOPATHIC CONDITIONS

- Subsequent injuries, **116:10**

IMMIGRATION STATUS

- Permanent residents/green cards, covered employees, **106:9.10**

IMMUNITY

- Legal immunity, **300:17**

IMPAIRMENT

- Weight and Sufficiency of Evidence**
(this index)

IMPECUNIOUS CLAIMANTS

- Administrative proceedings, **300:13**

IMPLEADER

- Generally, **302:4**

IMPROVEMENT

- Maximum improvement, **116:21, 200:28**
- Subsequent injuries, **116:21**

INABILITY TO WORK WITH OTHERS

- Retaliation, **311:16.1**

INCAPACITATED CLAIMANTS

- Compensation agreements, **204:13.10**

INCAPACITY

- Time limitations, **301:11**

INDEX

INCOME TAX STATEMENTS

Claim investigations, request for federal income tax statements, **318:5**

INCOMPETENTS

Payments, **205:14**

IN COURSE OF REQUIREMENT

Employment connection, **110:5**

INCREASED RISK REQUIREMENT

Assault or firearms, **114:6 to 114:9**

Public, dealing with, **114:7**

INDEMNIFICATION

Employer indemnification agreement, remedies against third persons, **103:53**

INDEPENDENT CONTRACTORS

Generally, **106:31**

Animal care personnel, **106:34**

Compulsory coverage, **101:11**

Construction personnel, **106:35**

Couriers, **106:37.1**

Covered employees

Animal care personnel, **106:34**

Construction personnel, **106:35**

Couriers, **106:37.1**

Factors, **106:32**

Loggers, **106:36**

Subcontractors, **106:33**

Tests, **106:32**

Transportation personnel, **106:37**

Definitions, **106:32**

Earnings, **201:12**

Factors, **106:32**

Loggers, **106:36**

Subcontractors, **106:33**

Tests, **106:32**

Third persons, remedies against, **103:29**

Transportation personnel, **106:37**

INDEPENDENT INTERVENING CAUSE

Subsequent injuries, **116:15**

INDISPENSABLE PARTIES

Generally, **314:3**

INDOOR AIR QUALITY

Claim investigations, survey, **318:24**

INITIAL AGGRESSOR DEFENSE

Assault or firearms, **114:11**

INJUNCTIONS PROCEEDINGS

Generally, **312:12**

INJURIES

Accidents and Injuries (this index)

INSPECTIONS

Safe workplace, failure to provide, **102:22.1**

IN-STATE INJURIES

Generally, **104:14, 104:15**

INSTITUTIONALIZED WORKERS

Compensation and benefits, generally, **200:42**

INSUFFICIENT PROCEEDS

Third persons, remedies against, **103:61**

INSURANCE

Claim investigations, request for carrier name from department of insurance, **318:4**

Elective coverage, **101:22, 101:23**

Inspections, failure to provide safe workplace, **102:22.1**

Judicial proceedings, direct actions against insurers, **312:11**

Liens (this index)

Medical benefits, insurance coverage during disability, **202:52**

No-fault insurance, **103:45**

Notice to insurer, elective coverage by, **101:23**

Obtaining insurance, election by, **101:22**

Third party action subrogation liens, insurance company's notice to employer, **206:14**

Third persons, remedies against, **103:4, 103:5, 103:45, 103:46**

Uninsured Motorist Coverage (this index)

INTENT OR MOTIVE

Assault or firearms, assailant's motivation, **114:4**

Emotional distress, intentional infliction of, **102:19, 103:38**

Retaliation, **311:11**

Self-inflicted injury as intentional, **115:5**

INTENT OR MOTIVE—Cont'd

Torts as intentional, **102:13, 103:37, 103:38**

INTERACTION OF LOCAL AND OUT-OF-STATE REMEDIES

Generally, **104:18**

INTEREST

Costs, fees, and expenses, **317:13**

INTERLOCUTORY ORDERS

Appeal and review, **315:12**

INTERROGATORIES

Generally, **320:8**

Administrative review, application to review or modify prior award, **320:19**

Answer

Motions, *infra*

Orders, *infra*

Application to review or modify prior award, **320:19**

Award, application to review or modify prior, **320:19**

Cardiovascular disease, supplemental interrogatories, **320:11**

Dependency interrogatories

Petitioner, standard occupational disease interrogatories directed to, **320:18**

Respondent, standard occupational disease interrogatories directed to, **320:10**

Diseases

Standard occupational disease interrogatories directed to petitioner, *infra*

Standard occupational disease interrogatories directed to respondent, *infra*

Hostile work environment, supplemental interrogatories, **320:14**

Judicial review, application to review or modify prior award, **320:19**

Modification, application to review or modify prior award, **320:19**

Motions

Standard occupational disease interrogatories directed to petitioner, motion to compel petitioner to answer, **320:20**

INTERROGATORIES—Cont'd

Motions—Cont'd

Standard occupational disease interrogatories directed to respondent, motion to compel respondent to answer, **320:15**

Occupational disease interrogatories

Standard occupational disease interrogatories directed to petitioner, *infra*

Standard occupational disease interrogatories directed to respondent, *infra*

Orders

Standard occupational disease interrogatories directed to petitioner, order directing petitioner to answer, **320:21**

Standard occupational disease interrogatories directed to respondent, order directing respondent to answer, **320:16**

Petitioner, generally. Standard occupational disease interrogatories directed to petitioner, *infra*

Prior award, application to review or modify, **320:19**

Pulmonary disease, supplemental interrogatories, **320:12**

Repetitive motion trauma interrogatories, **320:13**

Respondent, generally. Standard occupational disease interrogatories directed to respondent, *infra*

Review, application to review or modify prior award, **320:19**

Standard occupational disease interrogatories directed-petitioner

Generally, **320:17 to 320:21**

Standard occupational disease interrogatories directed to petitioner

Award, application to review or modify prior, **320:19**

Dependency interrogatories, **320:18**

Motion to compel petitioner to answer, **320:20**

Order directing petitioner to answer, **320:21**

Standard occupational disease interrogatories directed to respondent

Generally, **320:9**

INDEX

INTERROGATORIES—Cont'd

- Standard occupational disease interrogatories directed to respondent—Cont'd
- Dependency interrogatories, **320:10**
- Hostile work environment, supplemental interrogatories, **320:14**
- Motion to compel respondent to answer, **320:15**
- Order directing respondent to answer, **320:16**
- Pulmonary disease, supplemental interrogatories, **320:12**
- Repetitive motion trauma, supplemental interrogatories, **320:13**
- Supplemental interrogatories
 - Cardiovascular disease interrogatories, **320:11**
 - Hostile work environment, **320:14**
 - Pulmonary disease interrogatories, **320:12**
 - Repetitive motion trauma, **320:13**

INTERSTATE

- Contracts and agreements, **104:7**
- Jurisdictional boundary, **104:26**

INTERSTATE/INTRASTATE JURISDICTIONAL BOUNDARY

- Federal statutory preemption, **104:26**

INTERVENORS

- Parties, **314:5**

INTERVENTION

- Parties, **302:3**

INTERVIEWS

- Claim investigations, interview questionnaire (occupational disease information form), **318:3**
- Medical examinations, interviews of treating physicians, **304:7**

INTOXICATION

- Alcohol (this index)

INTRASTATE

- Jurisdictional boundary, **104:26**

INTRODUCTION OF EVIDENCE

- Hearing, **308:15**

INVESTIGATIONS

- Administrative proceedings, **300:5**
- Admissibility of evidence, **306:12**
- Claim Investigations (this index)
- Medical Investigations (this index)
- Report of investigator, **306:12**

INVOLUNTARY ACTIVITIES

- Off-Duty Injuries (this index)

IRREGULAR EARNINGS

- Generally, **201:3**

ISSUES

- Determinable issues, **308:10**
- Preclusion of issue, **311:21**

JOB NEXUS REQUIREMENT

- Assault or firearms, **114:2 to 114:5**

JOINT EMPLOYEES

- Covered employees, **106:38**

JOINT VENTURES

- Covered employers, **105:5.1**
- Third persons, remedies against, **103:33**

JUDGMENTS AND DECREES

- Default judgment, **303:8**
- Summary judgment, **309:7**

JUDICIAL NOTICE

- Hearing, **316:5**

JUDICIAL PROCEDURE AND PROCEEDINGS

- Generally, **312:1 et seq.**
- Appeal and review. **Judicial Review** (this index)
- Certified questions, **312:8**
- Certiorari, **312:4**
- Compensation lawsuits, **312:10**
- Costs, Fees, and Expenses (this index)
- Damages suit, review as in, **312:6**
- Death during appeal, **312:2.1**
- Determination (this index)
- Direct actions against insurers, **312:11**
- Enforcement proceedings, **312:9**
- Hearing (this index)
- Injunctions proceedings, **312:12**
- Judicial Review (this index)
- Jurisdiction (this index)
- Mandamus, **312:13**

JUDICIAL PROCEDURE AND PROCEEDINGS—Cont'd

- Parties** (this index)
- Petition for review, **312:3**
- Prohibition, **312:13**
- References, **312:15**
- Reserved cases, **312:7**
- Retaliation, **311:23**
- Review. **Judicial Review** (this index)
- Show cause proceedings, **312:14**
- Summons to commission, review by, **312:5**
- Venue** (this index)

JUDICIAL REVIEW

- Generally, **315:1 et seq.**
- Additional evidence, **315:7**
- Credibility determination, **315:3**
- Damages suit, review as in, **312:6**
- Defective appeal papers, **313:8**
- De novo review, **315:6**
- Evidence, **315:3, 315:7, 315:8**
- Hearing, notice of appeal, **316:2**
- Hearing officers' findings, **315:5**
- Interlocutory orders, **315:12**
- Interrogatories, application to review or modify prior award, **320:19**
- Jurisdiction, **313:6 to 313:8, 313:12**
- Misapplications of law, **315:10**
- Parties, standing to appeal, **314:2**
- Petition for review, **312:3**
- Proceedings, generally, **312:2, 312:3, 312:5, 312:6**
- Questions not preserved for review, **315:11**
- Questions of law and fact, **315:2, 315:9**
- Ripeness for review, **313:12**
- Summons to commission, review by, **312:5**
- Timeliness of appeals, **313:7**
- Two-tiered judicial review, **315:4**
- Undisputed evidence, **315:8**

JURISDICTION

- Generally, **313:1 to 313:15**
- Administrative proceedings, **300:3**
- Appellate jurisdiction, **313:6**
- Defective appeal papers, **313:8**
- Equitable jurisdiction, **313:3**

JURISDICTION—Cont'd

- Exhaustion of administrative remedies, **313:10**
- Factual determinations, **313:13**
- Federal Jurisdiction** (this index)
- Finality requirement, **313:11**
- Original jurisdiction, **313:2**
- Pay fees, failure to, **313:9**
- Personal jurisdiction, **313:4**
- Post bond, failure to, **313:9**
- Ripeness for review, **313:12**
- Time-barred suits, **313:5**
- Untimely appeals, **313:7**
- Venue, **313:15**

JURORS

- Covered employees, **106:39**

KNOWLEDGE

- Notice and Knowledge** (this index)

LABOR ACTIVITIES

- Assault or firearms, **114:15**
- Off-duty injuries, **112:40**

LABOR UNIONS

- Unions** (this index)

LAND-BASED INJURIES

- Maritime injuries, **104:20**

LANDOWNERS

- Third persons, remedies against, **103:20**

LAPSE OF POLICY

- Compulsory coverage, **101:30**

LAST EXPOSURE RULE

- Diseases, **109:6**

LAST INJURIOUS EXPOSURE

- Subsequent injuries, **116:23**

LATE PAYMENTS

- Generally, **205:17**
- No fees on penalty for late benefits payment cases, **317:14**

LATEX

- Reactions to, accidents and injuries, **109:34**

LAW ENFORCEMENT PERSONNEL

- Police** (this index)

INDEX

LAWFUL EMPLOYMENT

Covered employees, **106:3**

LAY EVIDENCE

Disability testimony, admissibility of, **306:20**

Weight and sufficiency of evidence, **307:2**

LAYOFF

No-fault discharge or layoff, **200:39**

LEGAL IMMUNITY

Administrative proceedings, **300:17**

LEGAL VIOLATIONS

Weight and sufficiency of evidence, **307:21**

LEGISLATIVE ACTION

Elective coverage by legislative action, **101:26**

LIABILITY

Apportionment of liability, **116:19 to 116:21**

Multiemployer liability for payments, **205:21**

Subsequent employer liability, **116:20**

Subsequent injuries, **116:19 to 116:21**

LIABILITY DEPOSITION

Depositions (this index)

LIBERAL CONSTRUCTION

Generally, **100:4**

LIENS

Generally, **206:1 to 206:19**

Amounts subject to third party action subrogation lien, **206:8**

Apportionment of attorneys' fees, petition for, **206:10**

Attorneys' fees, third party subrogation liens, **206:9, 206:10**

Claimants' liens, **205:23**

Compromise and settlement, demand to employee to effect settlement or institute proceedings, **206:13**

Disability, temporary disability liens, **206:2**

Equitable subrogation, **206:7.10**

LIENS—Cont'd

Husband and wife, matrimonial liens on workers' compensation actions, **206:6**

Insurance

No fault benefits, **206:17**

Third party action subrogation liens, insurance company's notice to employer, **206:14**

Uninsured motorist coverage, lien on, **206:16**

Matrimonial liens on workers' compensation actions, **206:6**

Medicaid lien, **206:5**

Medicare lien, **206:4**

Misconduct, **206:19**

No fault benefits, **206:17**

Notice. Third party action subrogation liens, *infra*

Payments, **205:23**

Release of third party action subrogation liens, **206:15**

Settlement, demand to employee to effect settlement or institute proceedings, **206:13**

Spouses, matrimonial liens on workers' compensation actions, **206:6**

Statutes, **206:18**

Subrogation. Third party action subrogation liens, *infra*

Temporary disability liens, **206:2**

Third party action subrogation liens

Generally, **206:7**

Amounts subject to lien, **206:8**

Apportionment of attorneys' fees, petition for, **206:10**

Attorneys' fees, **206:9**

Insurance company's notice to employer, **206:14**

Notice

Generally, **206:11**

Insurance company's notice to employer, **206:14**

Third party, notice of lien to, **206:12**

Release, **206:15**

Settlement, demand to employee to effect settlement or institute proceedings, **206:13**

LIENS—Cont'd

- Third persons
 - Notice of third party action subrogation lien to third party, **206:12**
 - Remedies against, **103:57**
 - Subrogation liens. Third party action subrogation liens, *supra*
- Uninsured motorist coverage, lien on, **206:16**
- Veterans Administration and other medical liens, generally, **206:3**
- Workers' compensation benefits, liens against, generally, **206:1**

LIFE CARE

- Generally, **202:7**

LIFESTYLE CHOICE

- Compensation and benefits, **200:37.1**

LIMITATIONS AND RESTRICTIONS

- Off-duty injuries, limited liability of employer, **112:31**
- Subsequent injuries, limits on reimbursement, **116:25**
- Time Limitations** (this index)

LIMITED LIABILITY COMPANIES

- Employers, remedies against, **102:37**

LOANED SERVANTS

- Third persons, remedies against, **103:30, 103:31**

LOANING EMPLOYER

- Covered employers, **105:9**
- Third persons, remedies against, **103:31**

LOCAL EMPLOYMENT

- Principally localized employment factor, **104:10 to 104:12**

LOCAL REMEDIES

- Interaction of local and out-of-state remedies, **104:18**

LODGING

- Generally, **201:33**

LOGGERS

- Covered employers, **105:12, 106:36**

LOST TIME

- Medical benefits, **202:39**

LUMP SUM PAYMENT

- Payments** (this index)

LUNCHTIME

- Off-duty injuries, **112:11**

LUNG DISEASES

- Generally, **109:18**

LUPUS

- Diseases, **109:57**

MALPRACTICE

- Medical Malpractice** (this index)

MANAGERS

- Third persons, remedies against, **103:12**

MANDAMUS

- Judicial proceedings, **312:13**

MANUFACTURERS

- Third persons, remedies against, **103:21**

MARITIME EMPLOYMENT

- Covered employees, **106:42**

MARITIME INJURIES

- Generally, **104:19**
- Land-based injuries, **104:20**
- Outer Continental Shelf injuries, **104:21**
- Puerto Rican waters, **104:22**
- Virgin Island waters, **104:23**

MATRIMONIAL LIENS

- Workers' compensation actions, **206:6**

MAXIMUM DISABILITY PERIOD

- Compensation and benefits, generally, **200:27**

MAXIMUM RECOVERY

- Compensation and benefits, generally, **200:28, 200:35**
- Subsequent injuries, **116:21**

MAXIMUM STABILITY

- Compensation and benefits, generally, **200:28**

MEAL BREAKS

- Generally, **112:6 to 112:13**
- Employer errand, **112:13**
- Going and coming during meal break, **112:10**
- Lunchtime recreation, **112:11**

INDEX

MEAL BREAKS—Cont'd

- Off-Duty Injuries** (this index)
- Off-premises meal breaks, **112:8, 112:9**
- On-premises meal breaks, **112:7**
- Outside employees, **112:9**
- Picking up pay during, **112:12**

MEDIATION

- Administrative proceedings, **300:10**

MEDICAID

- Liens, **206:5**

MEDICAL ARTICLES

- Admissibility of evidence, **306:18**

MEDICAL BENEFITS

- Generally, **202:1 et seq.**
- Acupuncture, **202:26**
- Alternative medicine, **202:27**
- Artificial members, **202:18**
- Attendant care, **202:37**
- Audiology, **202:20**
- Breast reduction surgery, **202:17**
- Case preparation, medical examination for, **202:10**
- Change of physician, **202:47**
- Chiropractic, **202:24**
- Collateral source payments, **202:40**
- Costs, fees, and expenses, **202:49, 317:6**
- Counseling, **202:29**
- Dentistry, **202:21**
- Diagnostic services, **202:9**
- Dispute over medical services, **202:51**
- Drugs, **202:12**
- Failure of employer to provide care, **202:45**
 - Medical expenses and Medicaid, **202:46**
- Fetal care, **202:32**
- Future medical care, **202:8**
- Gym membership, **202:53**
- Home alterations, **202:36**
- Insurance coverage during disability, **202:52**
- Knee, hip, other replacements, **202:34**
- Life care, **202:7**
- Lost time, **202:39**
- Medical expenses and Medicaid, **202:46**
- Medical marijuana and CBD products, **202:14**

MEDICAL BENEFITS—Cont'd

- Necessary, requirement that treatment be, **202:5**
- Noncompensable injuries, **202:2**
- Nondisabling injuries, **202:3**
- Nurse practitioners, **202:19**
- Opioids, **202:15**
- Optometry, **202:22**
- Osteopathy, **202:24**
- Pain therapy, **202:31**
- Period of treatment, **202:42**
- Physical therapy, **202:25**
- Physician, **202:44, 202:47**
- Podiatry, **202:23**
- Preventive care, **202:6**
- Refusal of treatment, **202:48**
- Selection of pharmacy, **202:13**
- Selection of physician, **202:44**
- Self-providers of medical care, employer as, **202:43**
- Specialist treatment, **202:11**
- Special vehicles, **202:35**
- Spiritual treatment, **202:28**
- Surgery, **202:16**
- Third persons, injuries caused by, **202:4**
- Travel expenses, **202:38**
- Treatment** (this index)
- Utilization review, **202:50**
- Weight-loss programs, **202:30**

MEDICAL CARE AND SERVICES

- Dispute over medical services, **202:51**
- Examinations. **Medical Examinations** (this index)
- Medical Benefits** (this index)
- Preventive care, **202:6**
- Self-providers of medical care, employer as, **202:43**

MEDICAL CERTIFICATIONS

- Claim investigations, requests, **318:7**

MEDICAL COMPLICATIONS

- Subsequent injuries, **116:12**

MEDICAL EQUIPMENT

- Medical benefits, **202:33**

MEDICAL EVIDENCE

- Admissibility of Evidence** (this index)
- Hearing, generally, **308:18**
- Medical Examinations** (this index)

MEDICAL EXAMINATIONS

- Generally, **304:1 et seq.**
- Autopsies, **304:9**
- Case preparation, medical examination for, **202:10**
- Employee's duty to submit to, **304:1**
- Employee's rights during, **304:2**
- Failure to follow physician's instructions, **304:10**
- Interviews of treating physicians, **304:7**
- Investigations. **Medical Investigations** (this index)
- Medical Investigations** (this index)
- Neutral examinations, **304:3**
- Official investigations
 - As to investigations, generally. **Medical Investigations** (this index)
 - Generally, **304:8**
- Pre-employment physicals and vaccinations, **304:1.1**
- Records, **304:6**
- Reports, **304:5, 304:6**
- Results, **304:5**
- Rights of employee during, **304:2**
- Sanctions for noncompliance with examination request, **304:4**
- Submission to, employee's duty to, **304:1**
- Testimony of results, **304:5**
- Vaccinations, **304:1.1**

MEDICAL EXPENSES

- Generally, **107:22, 307:19**
- Covered dependents, **107:22**
- Weight and sufficiency of evidence, **307:19**

MEDICAL INFORMATION

- Discovery** (this index)
- Investigations. **Medical Investigations** (this index)
- Records, generally. **Medical Records and Reports** (this index)

MEDICAL INVESTIGATIONS

- Generally, **319:1 et seq.**
- Attorneys
 - Release of medical records to attorney, medical authorization for, **319:7**

MEDICAL INVESTIGATIONS

—Cont'd

- Attorneys—Cont'd
 - Respondent's request for medical examination to petitioner's attorney, **319:14**
- Authorization of release of medical records. Medical authorization for release of medical records, *infra*
- Confirmation of examination by respondent's medical expert, request for, **319:18**
- Copies of physician's records, patient's right to obtain copies of, **319:5**
- Court order requirements, military record requests, **319:12**
- Death, letter to secure medical report from treating physician in instance of, **319:4**
- Demand or request. Requests, *infra*
- Examinations (medical)
 - Official investigations, **304:8**
 - Requests, *infra*
- Experts
 - Petitioner's medical expert, request to client to submit to examination by, **319:16**
 - Respondent's medical expert, request to client to submit to examination by, **319:17, 319:18**
- Fatal claim, letter to secure medical report from treating physician in, **319:4**
- Hospital/medical records, request for, **319:2**
- Legal representative of estate, medical authorization for release of medical records, **319:7**
- Letter to secure medical report from treating physician, **319:3, 319:4**
- Medical authorization for release of medical records
 - Legal representative of estate, **319:7**
 - Patient's right to copies, **319:5**
 - Petitioner, **319:6**
- Medical examinations
 - Generally. Requests, *infra*
 - Official investigations, **304:8**
- Medical experts. Experts, *supra*
- Medical records
 - Generally, **319:2 et seq.**

INDEX

MEDICAL INVESTIGATIONS

—Cont'd

- Medical records—Cont'd
 - See also other entries throughout this topic
- Military record requests, **319:10 to 319:12**
- Pathology requests, **319:8**
- Patient's right to obtain copies of physician's records, **319:5**
- Petitioner, medical authorization for release of medical records to, **319:6**
- Petitioner's attorney, respondent's request for medical examination to, **319:14**
- Petitioner's medical expert, request to client to submit to, **319:16**
- Physicians
 - See also other entries throughout this topic
 - Letter to secure medical report from, **319:3, 319:4**
- Radiology requests, **319:9**
- Records. See entries throughout this topic
- Release of medical records, generally, **319:5 to 319:7**
- Representative of estate, medical authorization for release of medical records, **319:7**
- Requests
 - Confirmation of examination by respondent's medical expert, **319:18**
 - Court order requirements, military records, **319:12**
 - Examinations (medical), generally, **319:13**
 - Hospital/medical records, request for, **319:2**
 - Medical examination, generally, **319:13**
 - Military records, **319:10 to 319:12**
 - Pathology requests, **319:8**
 - Petitioner's attorney, respondent's request for medical examination to, **319:14**
 - Petitioner's medical expert, request to client to submit to, **319:16**
 - Radiology requests, **319:9**

MEDICAL INVESTIGATIONS

—Cont'd

- Requests—Cont'd
 - Respondent's medical expert, request to client to submit to examination by, **319:17, 319:18**
 - Same sex, request for medical examination by physician same sex as claimant, **319:15**
 - Veterans Administration records, **319:10**
- Respondent's medical expert, request to client to submit to examination by, **319:17, 319:18**
- Respondent's request for medical examination to petitioner's attorney, **319:14**
- Same sex, request for medical examination by physician same sex as claimant, **319:15**
- Sex of physician, request for medical examination by physician same sex as claimant, **319:15**
- Treating physician, letter to secure medical report from, **319:3, 319:4**
- Veterans Administration record requests, **319:10**

MEDICAL MALPRACTICE

- Employers, remedies against, **102:26**
- Third persons, remedies against, **103:44**

MEDICAL MISCONDUCT

- Employee misconduct, **115:35 to 115:37**

MEDICAL RECORDS

- Weight and sufficiency of evidence, **307:22**

MEDICAL RECORDS AND REPORTS

- Admissibility of evidence, **306:14, 306:15**
- Claim investigations, access to employee exposure and medical records by OSHA, **318:14**
- Examinations, **304:5, 304:6**
- Investigations
 - Claim investigations, access to employee exposure and medical records by OSHA, **318:14**
- Medical Investigations** (this index)

MEDICAL TRAVEL

Generally, **111:23**

MEDICAL TREATISES

Admissibility of evidence, **306:18**

MEDICAL TREATMENT

Treatment (this index)

MEDICARE

Liens, **206:4**

MENTAL HEALTH PROGRAM PARTICIPANTS

Covered employees, **106:43**

MENTAL ILLNESS

Generally, **109:45**

Diagnosis requirement, **109:53**

Proof requirement, **109:53**

Remedies against employers, mental injuries, **102:19.1**

Stress-caused, **109:47**

Trauma-caused, **109:46**

Weight and sufficiency of evidence, **307:16**

Work-relation requirement, **109:50**

MERGERS

Employers, remedies against, **102:11**

MESOTHELIOMA

Diseases, **109:21**

MIGRAINE HEADACHES

Diseases, **109:42**

MIGRANT WORKERS

Statutory claims, **102:31**

MILITARY AND MILITARY PERSONNEL

Covered employees, **106:44**

Earnings, **201:22**

Medical investigations, **319:10 to 319:12**

Veterans Administration (this index)

MINERS AND MINING

Covered employees, **106:45**

Covered employers, **105:13**

MINIMUM PAYROLL

Covered employers, **105:7**

MINORS

Time limitations, **301:7.1**

MISAPPLICATIONS OF LAW

Judicial review, **315:10**

MISCONDUCT

Conduct and Misconduct (this index)

Liens, **206:19**

MISCONDUCT DEFENSE

Diseases, **109:67**

MISDIAGNOSIS

Good cause, misdiagnosis as, **301:13.1**

MISREPRESENTATION

Fraud and Deceit (this index)

MISREPRESENTATION DEFENSE

Diseases, **109:68**

MISSIONS

Special missions or errands, **111:16**

MISTAKE

Compensation agreements, **204:14**

MITIGATION OF DAMAGES

Retaliation, **311:21.1**

MODIFICATION

Change or Modification (this index)

MOLD

Diseases, exposure to mold, **109:22**

MONETARY BENEFITS

Generally, **104:4**

MOTIONS

Depositions (this index)

Discovery, demand for medical information, **320:5**

Interrogatories (this index)

Offsets, motion for recognition of right to social security offset, **207:4**

MOTOR VEHICLES

Employers, remedies against, **102:25**

Special vehicles, **202:35**

Taxi drivers and for hire drivers as covered employees, **106:59**

Third persons, remedies against, **103:11, 103:46**

Truckers as covered employees, **106:60**

INDEX

MOTOR VEHICLES—Cont'd

- Uninsured motorist claims, **103:46**
- Vehicular negligence, **103:11**

MOTOR VEHICLE SERVICES

- Claim investigations, request for information, **318:11**

MULTIEMPLOYER LIABILITY

- Payments, **205:21**

MUTUAL BENEFIT TRAVEL

- Generally, **111:17**

NATIONAL INSTITUTE OF OCCUPATIONAL SAFETY AND HEALTH (NIOSH)

- Claim Investigations (this index)

NATIONAL TOXICOLOGY PROGRAM

- Claim investigations, **318:22**

NATURAL RESULT

- Subsequent injuries, **116:14**

NECESSARY

- Treatment, requirement that treatment be necessary, **202:5**

NECESSARY PARTIES

- Generally, **314:3**

NEGLIGENCE

- Coemployees, vehicular negligence, **103:11**
- Emotional distress, negligent infliction of, **102:19**
- Employee negligence as defense, **103:51**
- Employer negligence as defense, **103:52**
- Employers, remedies against, **102:12**

NEUTRAL EXAMINATIONS

- Medical examinations, **304:3**

NEUTRAL RISKS

- Employment connection, **110:9**

NEW HIRES

- Covered employees, **106:47.1**

NEWSPAPER DISTRIBUTORS

- Covered employers, **105:14**

NEWSPAPER EMPLOYEES

- Covered employees, **106:47**

NIOSH

- Claim Investigations (this index)

NO DEPENDENTS

- Covered dependents, **107:16**

NO-FAULT BENEFITS

- Liens, **206:17**

NO-FAULT DISCHARGE OR LAYOFF

- Compensation and benefits, generally, **200:39**

NO-FAULT INSURANCE

- Generally, **103:45**

NONCOMPENSABLE INJURIES

- Employers, remedies against, **102:4**
- Medical benefits, **202:2**

NONCOMPLYING EMPLOYERS

- Employers, remedies against, **102:5**

NONCOOPERATION

- Vocational rehabilitation, **203:6**

NONDISABLING INJURIES

- Medical benefits, **202:3**

NON-ENGLISH SPEAKING EMPLOYEES

- Notice and claim, **303:1.10**

NONPROFIT ORGANIZATIONS

- Covered employees, **106:16, 106:17, 106:17.1**
- Covered employers, **105:15, 105:15.1**

NONRESIDENT DEPENDENTS

- Covered dependents, **107:14**

NONRESIDENT EMPLOYERS

- Covered employers, **105:16**

NOTICE AND CLAIM

- Generally, **303:1 et seq.**
- Compensation claim, **303:3**
- Default judgment, **303:8**
- Discovery, **303:10**
- Dismissal of claim, **303:7**
- Employer notice of injury, **303:1**
- Employer report, **303:2**
- Fraud, **303:11**
- Non-English speaking employees, **303:1.10**
- Petition to reopen, **303:9**

NOTICE AND CLAIM—Cont'd

- Request for determination, **303:6**
- Response to claim, **303:4**
- Retaliation, untimeliness of notice or claim, **311:19**
- Termination of benefits, notice of, **303:5**

NOTICE AND KNOWLEDGE

- Administrative review, **310:6**
- Application for employment, knowing and willful misrepresentation on, **115:8**
- Claim investigations, notice of accident to employer, **318:1**
- Depositions, notice of motion; liability deposition, **320:31**
- Elective Coverage** (this index)
- Hearing, notice of, **308:4**
- Injury or disease, time limitations for notice of, **301:2**
- Judicial notice, **316:5**
- Liens** (this index)
- Prejudice from lack of notice, **305:6**
- Presumptions and burden of proof, **305:5**
- Third party action subrogation liens. **Liens** (this index)

NOTICE OF APPEAL

- Generally, **316:2**

NURSE PRACTITIONERS

- Medical benefits, **202:19**

OBESITY

- Diseases, **109:54**

**OBJECTIVE SYMPTOMS
REQUIREMENT**

- Accidents and injuries, **108:9**

**OCCUPATIONAL DISEASE
INFORMATION FORM**

- Claim investigations, interview questionnaire, **318:3**

**OCCUPATIONAL DISEASE
INTERROGATORIES**

- Interrogatories** (this index)

**OCCUPATIONAL SAFETY AND
HEALTH ADMINISTRATION**

- Claim Investigations** (this index)

ODD-LOT DISABILITY

- Compensation and benefits, generally, **200:5**
- Presumptions and burden of proof, **305:10**
- Weight and sufficiency of evidence, **307:14**

OFF-DUTY INJURIES

- Generally, **112:1 et seq.**
- Activities benefiting employer, **112:33**
- After hours training, **112:35 to 112:37**
- Ancillary activities rule, **112:2**
- Assigned participation, **112:29**
- Athletic activities in after hours training, **112:38**
- At-home injuries, **112:20 to 112:23**
- Authorized rest breaks, **112:4**
- Coming and going, **112:10, 112:34**
- Community service, employer sponsored, **112:24.1**
- Convenience of employee, **112:18**
- Delayed-reaction injuries, **112:22**
- Drug and alcohol rehabilitation, **112:39**
- Employer errand, meal breaks, **112:13**
- Employment tasks performed at home, **112:23**
- Examinations and tests, after hours training, **112:37**
- Expected participation, **112:30, 112:31**
- Injury at gym, **112:31.1**
- Involuntary activities
 - Generally, **112:26 to 112:31**
 - Expected participation, **112:30, 112:31**
 - Limited liability of employer, **112:31**
 - Ordered or assigned participation, **112:29**
 - Required participation, **112:28**
 - Voluntariness, generally, **112:27**
- Labor activities, **112:40**
- Leaving workplace, **112:14**
- Limited liability of employer, **112:31**
- Lunchtime recreation, meal breaks, **112:11**
- Off-premises meal breaks, **112:8, 112:9**
- On-call employees, **112:16**
- On-premises injuries, **112:32**
- On-premises meal breaks, **112:7**
- Ordered participation, **112:29**

INDEX

OFF-DUTY INJURIES—Cont'd

- Outside employees, off-premises meal breaks, **112:9**
- Period before work, **112:3**
- Personal comfort breaks, **112:5**
- Picking up pay, meal breaks, **112:12**
- Recreation and social activities, generally, **112:24**
- Remaining after work, **112:15**
- Requirement of employer, **112:19**
- Resident employees, **112:17 to 112:19**
- Statutory reflection of traditional requirements, **112:25**
- Travel to after hours training, **112:36**
- Voluntary activities. Involuntary activities, *supra*
- Work-originated injuries, **112:21**

OFFENSES

- Crimes and Offenses** (this index)

OFFER

- Post-injury job offer, presumptions and burden of proof, **305:22**

OFFICERS

- Compulsory and elective coverage, **101:8**
- Corporations, **101:8, 106:22, 201:15**
- Covered employees, **106:22**
- Earnings, **201:15**
- Hearing Officers** (this index)
- Third persons, remedies against, **103:13**

OFFICIAL PUBLICATIONS

- Admissibility of evidence, **306:8**

OFFICIAL RECOMMENDATIONS

- Compensation agreements, **204:11**

OFF-PREMISES INJURIES

- Employment connection, **110:10**

OFF-PREMISES MEAL BREAKS

- Off-duty injuries, **112:8, 112:9**

OFFSETS

- Generally, **207:1 to 207:6.4**
- Average current earnings information, request for, **207:2**
- Computation sheet, **207:3**
- Earnings, request for average current earnings information, **207:2**
- Future compensation, **207:6.2**

OFFSETS—Cont'd

- Medicaid, **207:6.4**
- Motion for recognition of right to social security offset, **207:4**
- Order recognizing right to social security offset, **207:5**
- Pensions, **207:6.1**
- Short-term disability plan, **207:6.3**
- Social Security offsets
 - Generally, **207:1**
 - Average current earnings information, request for, **207:2**
 - Computation sheet, **207:3**
 - Motion for recognition of right to, **207:4**
 - Order recognizing right, **207:5**
- Statutes, **207:6**

OIL AND GAS WELL OWNERS AND OPERATORS

- Covered employers, **105:23.10**

OIL AND GAS WORKERS

- Covered employees, **106:37.4**

OMBUDSMEN

- Administrative proceedings, **300:12**

OMISSIONS

- Time limitations, **301:14, 301:15**

ON-CALL EMPLOYEES

- Off-duty injuries, **112:16**

ON-PREMISES INJURIES

- Assault, **114:5**
- Employment connection, **110:7 to 110:9**
- Off-duty injuries, **112:32**

ON-PREMISES MEAL BREAKS

- Off-duty injuries, **112:7**

OPEN HEARINGS

- Hearing, **308:14**

OPIOIDS

- Addiction, weaning off, **109:44**

OPTOMETRY

- Medical benefits, **202:22**

ORDERS

- Appealable orders, **310:3**
- Depositions** (this index)

ORDERS—Cont'd

- Discovery, demand for medical information, **320:6**
- Interlocutory orders, **315:12**
- Interrogatories** (this index)
- Medical investigations, military record requests; court order requirements, **319:12**
- Offsets, order recognizing right to social security offset, **207:5**
- Validity of order or regulation, **305:28**

OSHA

- Claim Investigations** (this index)

OSTEOARTHRITIS

- Diseases, **109:14**

OSTEOPATHY

- Medical benefits, **202:24**

OUTER CONTINENTAL SHELF INJURIES

- Maritime injuries, **104:21**

OUT-OF-STATE INJURIES

- Generally, **104:16, 104:17**

OUTPUT WORKERS

- Earnings, **201:10**

OUTSIDE EMPLOYEES

- Off-duty injuries, off-premises meal breaks, **112:9**

OUTWORKERS

- Covered employees, **106:48**

OVERLAPPING DISABILITIES

- Compensation and benefits, generally, **200:22 to 200:25**

OVERTIME EARNINGS

- Generally, **201:25**

OWNERSHIP

- Covered employers, **105:17**
- Dog owner's liability, **102:24**
- Landowners, **103:20**
- Sole Proprietors** (this index)
- Travel and commuting, employer ownership and control, **111:13**

PAIN

- Compensation and benefits, generally, **200:3**

PAIN—Cont'd

- Therapy, **202:31**

PAPERS

- Defective appeal papers, **313:8**

PARAMEDICS

- Covered employees, **106:51.4**

PARENTS

- Covered dependents, **107:10**

PARKING LOT INJURIES

- Generally, **111:14**

PART

- Partial** (this index)

PARTIAL CONTRACTING OF BUSINESS

- Generally, **105:18**

PARTIAL DEPENDENTS

- Covered dependents, **107:15, 107:21**

PARTIAL DISABILITY OR LOSS

- Compensation and benefits, generally, **200:12, 200:13**
- Permanent partial disability, generally, **200:9**
- Temporary partial disability, **200:7**
- Vision, **200:13**

PARTIES

- Generally, **302:1 et seq., 314:1 et seq.**
- Administrative review, **310:4**
- Death of party, **302:7**
- Impleader, **302:4**
- Indispensable parties, **314:3**
- Intervenors, **314:5**
- Intervention, **302:3**
- Necessary parties, **314:3**
- Petitioners, **302:2**
- Respondents, **302:5**
- Standing to appeal, **314:2**
- Substitution of parties, **302:6, 314:4**
- Third persons, remedies against, **103:50**

PARTNERS

- Compulsory coverage, **101:9**
- Covered employees, **106:49**
- Earnings, **201:14**
- Third persons, remedies against, **103:32**

INDEX

PARTTIME EMPLOYMENT

Earnings, **201:6**

PATHOLOGY REQUESTS

Medical investigations, **319:8**

PAYMENTS

Generally, **205:1 et seq.**

Acceptance of payment, **205:13**

Admissibility of evidence, **306:27**

Advance, **205:16.1**

Annuities, **205:10**

Approval procedures, **205:8**

Assignability, **205:19**

Child support, **205:9.1**

Claimants' liens, **205:23**

Collateral source payments, **202:40**

Commutable benefits, **205:5**

Compensation agreements, **204:1**

Computation of award, **205:7**

Covered dependents, **107:19**

Deposits, **205:11**

Discontinuance of, **205:18**

Enforcement of awards, **205:24**

Exemption, **205:20**

Foreign claimants, **205:16**

Form of payment, **205:2**

Grounds for commutation, **205:6**

Incompetents, **205:14**

Jurisdiction, **313:9**

Late payments, **205:17**

Liens against compensation, **205:23**

Lump sum payments

Generally, **205:4 to 205:9**

Approval procedures, **205:8**

Commutable benefits, **205:5**

Computation of award, **205:7**

Costs, fees, and expenses, generally,
317:10

Grounds for commutation, **205:6**

Payment of award, **205:9**

Minors, **205:14**

Multiemployer liability, **205:21**

Power of attorney, payments under,
205:3

Preferences, **205:22**

Presumptions and burden of proof,
305:25

Priority, **205:22**

Receipts, **205:13**

PAYMENTS—Cont'd

Relocating workers, **205:15**

Security, **205:11**

Time limitations, **301:10**

Travel, employer-paid, **111:5**

Trusts, **205:12**

PAYROLL

Minimum payroll, covered employers,
105:7

PECUNIARY GAIN REQUIREMENT

Covered employees, **106:7**

PENALTIES

Generally, **317:11**

Administrative proceedings, **300:7**

Civil penalties, **311:31**

Failure to maintain insurance, **101:31**

No fees on penalty for late benefits pay-
ment cases, **317:14**

PENSIONS

Offsets, **207:6.1**

PERIOD BEFORE WORK

Off-duty injuries, **112:3**

PERIOD OF TREATMENT

Medical benefits, **202:42**

PERMANENT DISABILITY

Permanent partial disability, **200:9**

Permanent total disability, **200:19 to**
200:21

PERMANENT RESIDENTS

Covered employees, **106:9.10**

PERSONAL COMFORT BREAKS

Off-duty injuries, **112:5**

PERSONAL JURISDICTION

Generally, **313:4**

PERSONAL RISK

Employment connection, **110:8**

PETITIONS AND PETITIONERS

Generally, **302:2**

Administrative review, **310:5**

Interrogatories (this index)

Judicial review, **312:3**

Medical Investigations (this index)

Notice and claim, **303:9**

PHYSICAL AGGRESSION

Third persons, remedies against, **103:43**

PHYSICAL EXAMINATIONS

Medical Examinations (this index)

PHYSICAL THERAPY

Medical benefits, **202:25**

PHYSICIANS

Change of physician, **202:47**

Depositions, physician's certification; de bene esse motion, **320:25**

Medical Examinations (this index)

Medical Investigations (this index)

Selection of physician, **202:44**

PICKETS

Covered employees, **106:61**

PLACE OF BUSINESS

Workplace (this index)

PLACE OF HIRE FACTOR

Generally, **104:9**

PLAN DEVELOPMENT

Vocational rehabilitation, **203:3**

PLEADINGS

Notice and Claim (this index)

PNEUMOCONIOSIS

Generally, **109:23**

PODIATRY

Medical benefits, **202:23**

POISONS

Generally, **109:32**

POLICE

Claim investigations, police report request, **318:10**

Covered employees, **106:40, 106:40.1**

Employment connection, **110:13**

Travel and commuting, **111:22**

POOR ECONOMY

Basis for compensation, **200:6.1**

POSITIONAL RISK

Generally, **113:4, 114:10**

POST-DEATH AWARDS

Generally, **309:4**

POST-INJURY

Job offer, presumptions and burden of proof, **305:22**

POSTTERMINATION

Employment connection, **110:6**

POWER OF ATTORNEY

Payments under, **205:3**

PRECLUSION

Retaliation, preclusion of claim or issue, **311:21**

PREEMPTION

Federal Preemption (this index)

PRE-EXISTING CONDITION

Alcohol or drug addiction as, **116:11**

Employment aggravation of pre-existing condition, **116:2**

Weight and sufficiency of evidence, **307:7**

Work-related pre-existing condition, **116:13**

PREFERENCES

Payments, **205:22**

PREHEARING CONFERENCES

Generally, **308:8**

PREHIRE

Employment connection, **110:6**

PREJUDICE

Presumptions and burden of proof, prejudice from lack of notice, **305:6**

PREMISES

Workplace (this index)

PREMISES LIABILITY

Employers, remedies against, **102:23**

PREMISES RULE

Travel and commuting, **111:11, 111:12**

PRESCRIPTIONS

Compensation and benefits, **202:51**

PRESERVATION OF QUESTIONS

Appeal and review, **315:11**

PRESUMPTIONS AND BURDEN OF PROOF

Generally, **305:1 et seq.**

INDEX

PRESUMPTIONS AND BURDEN OF PROOF—Cont'd

- Accidents and injuries, **305:8, 305:22**
- Availability of work, **305:23**
- Causal link between injury and disability or death, **305:15**
- Claim time-barred, **305:21**
- Compensability, **305:3**
- Correctness of report, **305:27**
- Death, **305:13**
- Dependency, **305:17**
- Disability, **305:9**
- Earning capacity, **305:16**
- Employment relationships, **305:7**
- Firefighters, **305:29**
- Found dead presumption, **305:13**
- Medical treatment, **305:19**
- Misconduct, **305:18**
- Notice, **305:5**
- Odd-lot status, **305:10**
- Payment, **305:25**
- Post-injury job offer, **305:22**
- Prejudice from lack of notice, **305:6**
- Private sector claimants, **305:4**
- Public safety personnel, **305:12**
- Search for work, **305:24**
- Settlement, **305:26**
- Statutory applicability, **305:2**
- Subsequent injuries, presumption of accidental injury, **116:5**
- Unwitnessed accident, **305:13.10**
- Validity of order or regulation, **305:28**
- Vocational rehabilitation, **305:20**
- Work connection, **305:11**

PREVENTIVE CARE

- Medical benefits, **202:6**

PRINCIPALLY LOCALIZED EMPLOYMENT FACTOR

- Generally, **104:10 to 104:12**

PRINCIPALS

- Third persons, remedies against, **103:26**

PRIOR AWARD

- Interrogatories, application to review or modify prior award, **320:19**

PRIORITY

- Covered dependents, **107:6**
- Payments, **205:22**

PRISONERS

- Compensation and benefits, generally, **200:43**
- Covered employees, **106:50**
- False imprisonment, remedies against employer, **102:14.2**

PRISON INMATES

- Earnings, **201:19**

PRIVILEGED COMMUNICATIONS

- Admissibility of evidence, **306:9**

PROCEEDS

- Division of recovery proceeds, **103:60, 103:61**
- Insufficient proceeds, **103:61**

PROCESS AND SERVICE OF PROCESS

- Depositions, liability deposition; certification of service, **320:33**
- Discovery; demand for medical information, certification of service, **320:7**

PRODUCT LIABILITY

- Employers, remedies against, **102:27**

PROFESSIONALS

- Construction design professionals, **103:34**

PROHIBITION

- Judicial proceedings, **312:13**

PROSPECTIVE STATUTES

- Generally, **104:3 to 104:5**

PROSTHETIC DEVICES

- Injuries to, **108:12**

PROTECTED ACTIVITIES

- Retaliation, **311:9, 311:10**

PSYCHOLOGICAL DISEASES AND STRESS INJURIES

- Covid-19, **109:65.60**

PUBLIC

- Assault or firearms, dealing with public, **114:7**

PUBLICATIONS

- Admissibility of evidence, **306:8, 306:18**
- Medical articles or treatises, **306:18**

PUBLICATIONS—Cont'd

Official publications, **306:8**

PUBLIC BODY OR OFFICIAL

Elective coverage, election by notice to, **101:21**

PUBLIC EMPLOYEES

Generally, **104:13**

Coemployees, **103:8**

Covered dependents, **107:13**

Covered employees, **106:51**

Special public employees, earnings of, **201:23**

PUBLIC EMPLOYER

Compulsory coverage, **101:4**

Covered employers, **105:20**

Defenses, retaliation, **311:20**

Third persons, remedies against, **103:25**

PUBLIC GOOD WILL INJURIES

Employment connection, **110:14**

PUBLIC OFFENDERS

Compulsory coverage, **101:7**

PUBLIC SAFETY WORKERS

Compensation and benefits, generally, **200:46**

Compulsory coverage, **101:5**

Earnings, **201:21**

Heart disease, **109:25**

Presumptions and burden of proof, **305:12**

PUBLIC THOROUGHFARES

Generally, **111:8**

PUBLIC UTILITIES

Third persons, remedies against, **103:24**

PUERTO RICAN WATERS

Maritime injuries, **104:22**

PULMONARY DISEASE

Supplemental interrogatories, **320:12**

PUNITIVE DAMAGES

Retaliation, **311:29**

QUESTION CERTIFICATION

Judicial proceedings, **312:8**

QUESTIONNAIRES

Claim investigations, interview questionnaire (occupational disease information form), **318:3**

QUESTIONS NOT PRESERVED

Appeal and review, **315:11**

QUESTIONS OF LAW AND FACT

Appeal and review, **315:2, 315:9**

Hearing, **308:20**

QUI TAM ACTIONS AND INSURANCE FRAUD PROTECTION ACTS

Employers, remedies against, **102:28.1**

RACETRACK WORKERS

Covered employees, **106:51.2**

RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS ACT (RICO)

Third persons, remedies against, **103:6**

RADIATION EXPOSURE

Generally, **109:37**

RADIOLOGY REQUESTS

Medical investigations, **319:9**

RAILROAD EMPLOYEES

Covered employees, **106:51.1**

REAL ESTATE AGENTS AND SALESPERSONS

Compulsory coverage, **101:18**

Covered employees, **106:52**

Covered employers, **105:21**

REASONABLE EXCUSE

Time limitations, **301:13**

RECALL

Statutes, **311:7**

RECEIPTS

Payments, **205:13**

RECONSIDERATION

Awards, **309:9**

RECORDS AND REPORTS

Administrative review, **310:8**

Admissibility of Evidence (this index)

Claim Investigations (this index)

INDEX

RECORDS AND REPORTS—Cont'd

- Compensation agreements, **204:9**
- Hearing, **308:22, 316:4**
- Hospital Records** (this index)
- Medical examinations, **304:5, 304:6**
- Medical Investigations** (this index)
- Medical Records and Reports** (this index)
- Notice and claim, employer report, **303:2**
- Omission, failure to file report as, **301:15**
- Presumptions and burden of proof, correctness of report, **305:27**
- Time limitations, **301:8, 301:15**
- Weight and sufficiency of evidence, medical records and testing, **307:22**

RECOVERY

- Disbursement of recovery, **103:59**
- Division of recovery proceeds, **103:60, 103:61**
- Lien on recovery, **103:57**
- Maximum recovery, **200:35**
- Subrogation, recovery subject to, **103:56**

RECREATION

- Off-Duty Injuries** (this index)

RECURRENCE

- Subsequent injuries, **116:22**

REDUCTION OF BENEFITS

- Generally, **317:7**

RE-ENTRY

- Travel and commuting, **111:20**

REFERENCES

- Compensation agreements, **204:18**
- Earnings, **201:35**
- Employers, remedies against, **102:35**
- Judicial proceedings, **312:15**
- Time limitations, **301:17**
- Venue, **313:16**
- Weight and sufficiency of evidence, **307:22**

REFERENCES FOR DETERMINATION

- Hearing, **308:9**

REFUSAL

- Suitable work, **200:32**
- Treatment, refusal of, **116:18, 202:48**

REHABILITATION

- Compensation and benefits, generally, **200:29**
- Covered employers, **105:22**
- Drug and alcohol rehabilitation, **112:39**
- Earnings, **201:17**
- Employee misconduct, failure to comply with rehabilitation plan, **115:38**
- Presumptions and burden of proof, vocational rehabilitation, **305:20**
- Vocational Rehabilitation** (this index)

REHEARING

- Generally, **308:23**

REHIRE

- Retaliation, statutes, **311:7**

REIMBURSEMENT

- Expense reimbursements and allowances, **201:31**
- Limits on reimbursement, **116:25**
- Third person's reimbursement rights, **104:32**

REINSTATEMENT

- Retaliation, **311:30**

REJECTION

- Compulsory coverage, involuntary coverage rejections as invalid, **101:3**

RELATED CORPORATIONS

- Third persons, remedies against, **103:14**

RELATION-BACK DOCTRINE

- Generally, **301:17**

RELATION TO EMPLOYMENT

- Employment Connection** (this index)

RELEASE

- Claim Investigations** (this index)
- Discharge from Employment** (this index)
- Medical Investigations** (this index)
- Retaliation, **311:18**
- Third party action subrogation liens, **206:15**

RELIGIOUS PERSONNEL

Covered employees, **106:53**

RELOCATING WORKERS

Payments, **205:15**

REMAND

Determinations, **316:8**

REMEDIES

Employers, Remedies Against (this index)

Third Persons, Remedies Against (this index)

REMOTE WORKSITE

Travel and commuting, **111:3**

REMUNERATION REQUIREMENTS

Covered employers, **105:3**

RENTALS

Equipment rental, **201:32**

REOPENING

Awards, **309:11**

Notice and claim, petition to reopen, **303:9**

REPETITIVE MOTION DISEASES OR TRAUMA

Generally, **109:10**

Diseases, **109:59**

Supplemental interrogatories, **320:13**

REPETITIVE TRAUMA

Subsequent injuries, **116:6**

REPORTS

Records and Reports (this index)

REPRESENTATION

Attorneys (this index)

REPRESENTATIVES

Claim investigations, letter authorizing release of information to designated representative, **318:15**

Medical investigations, medical authorization for release of medical records, **319:7**

Sales representatives as covered employees, **106:54**

REQUESTS

Claim Investigations (this index)

REQUESTS—Cont'd

Discovery (this index)

Hearing, request for, **301:9, 308:3**

Medical examinations, sanctions for noncompliance with examination request, **304:4**

Medical Investigations (this index)

Notice and claim, request for determination, **303:6**

Time limitations, failure to request hearing, **301:9**

RESCISSION

Awards, **309:10**

RESCUE PERSONNEL

Covered employees, **106:25**

RESERVED CASES

Judicial proceedings, **312:7**

RESIDENT EMPLOYEES

Off-duty injuries, **112:17 to 112:19**

RES JUDICATA

Administrative proceedings, **300:15**

RESOLUTION

Alternative dispute resolution, **300:9 to 300:11**

RESPONDEAT SUPERIOR LIABILITY

Employers, remedies against, **102:15**

RESPONDENTS

Generally, **302:5**

Interrogatories (this index)

Medical Investigations (this index)

RESPONSE

Claim, response to, **303:4**

REST

Off-duty injuries, authorized rest breaks, **112:4**

RESULTS

Alcohol and drug test results, admissibility of evidence, **306:21**

Medical examinations, **304:5**

RESUMING WORK

Compensation and benefits, generally, **200:31**

INDEX

RETALIATION

Generally, **311:1 et seq., 311:24**
Absence, **311:15**
Administrative procedure, **311:24**
Anti-compensation-avoiding devices statutes, **311:6**
Anti-discharge statutes, **311:3**
Anti-discrimination statutes, **311:4**
Anti-harassment statutes, **311:5**
Attorneys' fees, **311:33**
Backpay, **311:30**
Causation, **311:12**
Choice of law, **311:25**
Civil penalties, **311:31**
Claim or issue preclusion, **311:21**
Common-law tort actions, **311:2**
Costs of action, **311:33**
Criminal statutes, **311:8**
Damages, **311:21.1, 311:28, 311:29**
Defenses
 Generally, **311:13 to 311:20**
 Absence, **311:15**
 Dishonesty, **311:16**
 Employee's inability to work with others, **311:16.1**
 Public employer defenses, **311:20**
 Release, **311:18**
 Tardiness, **311:15**
 Theft, **311:20.2**
 Unfitness for work, **311:14**
 Untimeliness of notice or claim, **311:19**
 Waiver, **311:17**
Dishonesty, **311:16**
Employee's inability to work with others, **311:16.1**
Equitable relief, **311:32**
Evidence, **311:26**
Federal preemption, **311:22**
Hire, rehire, or recall statutes, **311:7**
Intent, **311:11**
Judicial procedure, **311:23**
Mitigation of damages, **311:21.1**
Prima facie case and summary judgment, **311:1.1**
Protected activities, **311:9, 311:10**
Public employer defenses, **311:20**
Punitive damages, **311:29**
Reinstatement, **311:30**

RETALIATION—Cont'd

Release, **311:18**
Stalking, **311:20.1**
Statutes
 Anti-compensation-avoiding devices statutes, **311:6**
 Anti-discharge statutes, **311:3**
 Anti-discrimination statutes, **311:4**
 Anti-harassment statutes, **311:5**
 Criminal statutes, **311:8**
 Hire, rehire, or recall statutes, **311:7**
Tardiness, **311:15**
Theft, **311:20.2**
Third party claims, **321:20**
Trial, **311:27**
Undocumented workers, **311:8.1**
Unfitness for work, **311:14**
Unsuccessful claims, **311:10**
Untimeliness of notice or claim, **311:19**
Waiver, **311:17**

RETIREMENT

Compensation and benefits, generally, **200:41**

RETIREMENT PLAN

Contributions, **201:27**

RETROACTIVE STATUTES

Generally, **104:3 to 104:5**

REVIEW

Administrative Review (this index)
Judicial Review (this index)

RHEUMATOID ARTHRITIS

Diseases, **109:14**

RICO

Third persons, remedies against, **103:6**

RIDESHARES

Generally, **111:6**

RIGHT TO KNOW LAW

Claim Investigations (this index)

RIPENESS FOR REVIEW

Jurisdiction, **313:12**

RISKS

Classification codes, **101:28**
Diseases, risk characteristic of employment, **109:3**

RISKS—Cont'd

- Employment connection, **110:8, 110:9**
- Increased risk requirement, **114:6 to 114:9**
- Neutral risks, **110:9**
- Personal risk, **110:8**
- Positional risk, **113:4, 114:10**
- Weather injuries, **113:4**

ROAD RAGE

- Travel and commuting, **111:23.1**

ROUTE

- Workplace, route to, **111:9**

RULEMAKING

- Administrative proceedings, **300:6**

RULES VIOLATIONS

- Employee misconduct, **115:20 to 115:22**

SAFETY

- Employee misconduct, safety violations, **115:23**
- Employers, remedies against, failure-provide safe workplace, **102:20 to 102:22**
- Employers, remedies against, failure to provide safe workplace, **102:22.1**
- Public Safety Workers** (this index)
- Third persons, remedies against, unsafe workplace, **103:41**
- Violation of specific safety requirement (VSSR), **115:24 to 115:27**
- Weight and sufficiency of evidence, **307:21**
- Willful conduct, safety violations, **103:40**

SAFETY DEVICES

- Employers, remedies against, safety devices as inadequate, **102:22**
- Third persons, remedies against, improper safety devices, **103:42**

SALESPERSONS

- Compulsory coverage, real estate salespersons, **101:18**
- Covered employees, **106:54**

SAME INJURY

- Overlapping disabilities, **200:23**

SANCTIONS

- Claim investigations, criminal sanctions against employer for wrongful discharge, **318:2**
- Frivolous claims, **317:11.50**
- Medical examinations, sanctions for noncompliance with examination request, **304:4**
- Penalties** (this index)

SCHEDULED LOSSES

- Generally, **200:10 to 200:14**
- Disfigurement, **200:14**
- Offsets, **200:14.10**
- Partial loss, **200:12**
- Unscheduled injuries, comparison to, **200:16**
- Use, loss of, **200:11**
- Vision, partial loss of, **200:13**

SCHOOLS AND EDUCATION

- Earnings, tuition, **201:35.1**
- Third persons, remedies against, principals, **103:26**
- Training** (this index)

SEARCH FOR WORK

- Failure to make search for work, **200:34**
- Presumptions and burden of proof, **305:24**

SEASONAL WORKERS

- Compulsory coverage, **101:15**
- Earnings, **201:8**

SECOND INJURY FUND CLAIMS

- Compensation agreements, **204:4**

SECURITY

- Covered employees, **106:37.3**
- Payments, **205:11**

SEIZURES

- Diseases, **109:28, 109:29**

SELF-EMPLOYED PERSONS

- Earnings, **201:13**

SELF-EXPOSURE

- Diseases, **109:5**

SELF-INFLICTED OFFENSES

- Intent, **115:5**

INDEX

SELF-PROVIDERS

Medical benefits, employer as self-providers, **202:43**

SERVANTS

Third persons, remedies against, loaned servants, **103:30, 103:31**

SERVICE LOSSES

Employers, remedies against, **102:34**

SERVICE OF PROCESS

Process and Service of Process (this index)

SETTLEMENTS

Compromise and Settlement (this index)

SEX OF PHYSICIAN

Medical investigations, request for medical examination by physician same sex as claimant, **319:15**

SEXUAL HARASSMENT

Generally, **114:14**
Employers, remedies against, **102:17**

SHORT-TERM DISABILITY PLAN

Offsets, **207:6.3**

SHORT-TERM WORKERS

Earnings, **201:2**

SHOW CAUSE PROCEEDINGS

Generally, **312:14**

SIGNIFICANT OTHER BENEFITS

Covered dependents, **107:7.1**

SILICOSIS

Generally, **109:21**
Employee misconduct, medical misconduct, **115:37**

SINGLE WORK-RELATION TEST

Employment connection, **110:2**

SISTERS AND BROTHERS

Covered dependents, **107:11**

SKIN DISORDERS

Generally, **109:34**

SKI WORKERS

Covered employees, **106:55**

SLEEPING ON JOB

Generally, **115:42**

SMALL CLAIMS

Administrative proceedings, **300:8**

SMOKING

Employee misconduct, **115:33**

SOCIAL ACTIVITIES

Off-Duty Injuries (this index)

SOCIAL SECURITY ADMINISTRATION

Claim investigations, request for Social Security Administration information and detailed earnings information, **318:6**

SOCIAL SECURITY OFFSET

Offsets (this index)

SOLE PROPRIETORS

Compulsory coverage, **101:9**
Covered employees, **106:56**

SPECIAL CLAIMS

Time limitations, **301:7**

SPECIAL CONTRACTS

Earnings, **201:11**

SPECIAL HAZARDS

Travel and commuting, **111:7 to 111:9**

SPECIALIST TREATMENT

Medical benefits, **202:11**

SPECIAL MISSIONS OR ERRANDS

Travel and commuting, **111:16**

SPECIAL PUBLIC EMPLOYEES

Earnings, **201:23**

SPECIAL VEHICLES

Medical benefits, **202:35**

SPECIFIC LOSSES

Permanent total disability, **200:20**

SPINE

Diseases, **109:12**

SPIRITUAL TREATMENT

Medical benefits, **202:28**

SPORTS

Compulsory coverage, **101:20**

SPORTS—Cont'd

Covered employees, **106:12**
 Covered employers, **105:11**
 Off-duty, **112:38**

SPOUSE

Covered dependents, **107:7**

STABILITY

Maximum stability, **200:28**

STAFFING AGENCIES

Covered employees, **106:41**

STAGING ACCIDENTS

Fraud and deceit, **115:12**

**STANDARD OCCUPATIONAL
 DISEASE INTERROGATORIES**

Interrogatories (this index)

STANDING TO APPEAL

Generally, **314:2**

**STATE CONSTITUTIONAL
 PROVISIONS**

Construction and interpretation, **100:7.1**

STATEMENTS

Admissibility of evidence, **306:6,**
306:26

**STATE OCCUPATIONAL SAFETY
 AND HEALTH ACTS**

Claim investigations, **318:16**

STATE RECORDS

Claim investigations, **318:12**

STATUTES

Construction and Interpretation (this index)

Covered employees, **106:57**
 Employee misconduct, **115:40**
 Employees, statutory, **103:18, 106:57**
 Employers, statutory, **103:17**
Federal Preemption (this index)
 Liens, **206:18**
 Migrant workers' statutory claims,
102:31
 Off-duty injuries, statutory reflection of
 traditional requirements, **112:25**
 Offsets, **207:6**
 Permanent total disability, **200:21**

STATUTES—Cont'd

Presumptions and burden of proof,
305:2
 Prospective statutes, **104:3 to 104:5**
Retaliation (this index)
 Retroactive statutes, **104:3 to 104:5**
 Safe workplace, failure to provide,
102:21
 Third persons, remedies against, **103:2,**
103:17, 103:18
 Weight and sufficiency of evidence,
307:4

STATUTORY COMPARISON

Generally, **321:1 et.seq**
 Attorneys Fees, **321:9**
 Claim Time Limitations, **321:7**
 Compulsory and Elective Coverage,
321:2
 Covered Employees, **321:4**
 Death Benefits, **321:15**
 Definition of Injury and Accident, **321:3**
 Disfigurement, **321:16**
 Injury Arising Out of the Employment,
321:5
 Medical Benefits, **321:8**
 Notice of Injury Requirements, **321:6**
 Occupational Disease, **321:14**
 Permanent Partial Disability and
 Benefits, **321:12**
 Permanent Total Disability and Benefits,
321:13
 Rehabilitation Benefits, **321:17**
 Retaliation, **321:20**
 Selection of Physician, **321:18**
 Temporary Partial Disability and
 Benefits, **321:11**
 Temporary Total Disability and Benefits,
321:10
 Third Party Claims Generally and Third
 Party Settlement, **321:19**

STAY

Awards, stay pending review, **309:6**

STIPULATIONS

Hearing, **308:11**

STOCKBROKERS

Covered employees, **106:51.3**

INDEX

STOCKHOLDERS

- Compulsory coverage, **101:8**
- Covered employees, **106:22**
- Earnings, **201:15**

STOMACH DISORDERS

- Diseases, **109:31**

STORE OPERATORS

- Third persons, remedies against, **103:23**

STRESS-CAUSED MENTAL ILLNESS

- Generally, **109:47**

STROKE

- Diseases, **109:27**

STRUCTURED SETTLEMENTS

- Compensation agreements, **204:8**

STUDENT WORKERS

- Covered employees, **106:58**

SUBCONTRACTORS

- Compulsory and elective coverage, **101:20.10**
- Covered employees, **106:33**
- Third persons, remedies against, **103:28**

SUBMISSION TO EXAMINATION

- Employee's duty to submit to, **304:1**

SUBROGATION

- Liens (this index)
- Minors' compensation, **200:47.1**
- Payor, subrogation of claim to, **103:55**
- Questions, **104:31**
- Recovery subject to subrogation, **103:56**
- Third party actions, **206:7.10**

SUBSEQUENT EMPLOYER LIABILITY

- Subsequent injuries, **116:20**

SUBSEQUENT INJURIES

- Generally, **116:1 et seq.**
- Accidental injury requirement, **116:4 to 116:7**
- Aggravation, **116:22**
- Alcohol or drug addiction as pre-existing condition, **116:11**
- Apportionment of liability, **116:19 to 116:21**
- Causation, **116:9**
- Claims of employee, **116:28**

SUBSEQUENT INJURIES—Cont'd

- Concurrent benefits, **116:26**
- Continuation of injury in established case, **116:22.10**
- Direct result, **116:14**
- Employee misconduct, **116:17**
- Employment connection, generally, **116:8, 116:13**
- Funds for, **116:24, 116:25**
- Hazardous fumes, exposure to, **116:7**
- Idiopathic conditions, **116:10**
- Independent intervening cause, **116:15**
- Last injurious exposure, **116:23**
- Maximum medical improvement, **116:21**
- Medical complications, **116:12**
- Natural result, **116:14**
- Pre-existing condition, **116:2, 116:11, 116:13**
- Presumption of accidental injury, **116:5**
- Recurrence, **116:22**
- Refusal of medical treatment, **116:18**
- Refusal of treatment, **116:18**
- Reimbursement, limits on, **116:25**
- Repetitive trauma, **116:6**
- Subsequent employer liability, **116:20**
- Substantial factor test, **116:3**
- Supplemental earnings benefits, **116:27**
- Traveling for treatment, **116:16**
- Unusual exertions, **116:6**

SUBSTANTIAL CAUSE

- Intoxication, **115:32**

SUBSTANTIAL DEVIATIONS

- Travel and commuting, **111:21**

SUBSTANTIAL FACTOR TEST

- Subsequent injuries, **116:3**

SUBSTITUTION OF PARTIES

- Generally, **302:6, 314:4**

SUCCESSIVE INJURIES

- Generally, **104:17**
- Governing law, generally, **104:17**
- Overlapping disabilities, **200:25**

SUCCESS REQUIREMENT

- Costs, fees, and expenses, **317:3**

SUFFICIENCY

- Awards, **309:3**

SUFFICIENCY—Cont'd

Evidence. **Weight and Sufficiency of Evidence** (this index)

SUICIDE

Employee misconduct, **115:6**

SUITABLE WORK

Availability, **200:33**

Refusal, **200:32**

Vocational rehabilitation, transfer to other suitable work, **203:7**

SUMMARY JUDGMENT

Awards, **309:7**

SUMMONS

Review by summons to commission, **312:5**

SUPERVISORS

Third persons, remedies against, **103:12**

SUPPLEMENTAL EARNINGS

BENEFITS

Subsequent injuries, **116:27**

SUPPLEMENTAL

INTERROGATORIES

Interrogatories (this index)

SURGERY

Medical benefits, **202:16**

SURVEYS

Claim Investigations (this index)

SURVIVORS

Exclusion of, **102:3**

SUSPENSION OF BENEFITS

Generally, **309:8**

TARDINESS

Retaliation, **311:15**

TAXI DRIVERS

Covered employees, **106:59**

TAX STATEMENTS

Claim investigations, request for federal income tax statements, **318:5**

TECHNOLOGY

Advances, Permanent total disability, **200:21.4**

TELEPHONIC

Deposition, **320:29**

TEMPORARY DISABILITY

Claim Investigations (this index)

Liens, **206:2**

Partial disability, **200:7**

Temporary partial disability, **200:7**

Temporary total disability, **200:8**

Total disability, **200:8**

TEMPORARY IN-STATE WORK

Generally, **104:15**

TERMINATION

Covered dependents, **107:20, 107:21**

Disability, end of, **200:26**

Discharge From Employment (this index)

Employers, remedies against, **102:14.4**

Employment connection, posttermination, **110:6**

Notice of termination of benefits, **303:5**

Payments, discontinuance of benefits, **205:18**

TERMS

Construction according to, **100:5**

TESTIMONY

Admissibility of Evidence (this index)

Expert Evidence (this index)

Hearing, generally, **308:16**

Written testimony, **308:17**

TESTS

Admissibility of evidence, **306:21**

Alcohol and drug testing, **115:30, 306:21**

Claim investigations, testing for harmful chemicals by NIOSH, NIEHS, and FDA, **318:22 to 318:24**

Covered dependents, tests of dependency, **107:4**

Covered employees, **106:32**

Employee misconduct, **115:30**

Employment connection, **110:2, 110:3**

Off-duty injuries, after hours training, **112:37**

Single work-relation test, **110:2**

Subsequent injuries, substantial factor test, **116:3**

INDEX

TESTS—Cont'd

Twin-test rule, **110:3**

THEFT

Remedies against employers, employee theft, **102:14.3**

Retaliation, **311:20.2**

THIRD PARTY CLAIMS

Generally, **321:19**

Discontinuance, **204:20**

Retaliation, **321:20**

Settlement, **321:19**

THIRD PERSONS

Assault or Firearms (this index)

Causation, **202:4**

Fault or blame, **108:5**

Liens (this index)

Reimbursement rights, **104:32**

Remedies. **Third Persons, Remedies Against** (this index)

THIRD PERSONS, REMEDIES

AGAINST

Generally, **103:1 et seq.**

Abandonment, insufficiency of claim, **103:49.1**

Abuse of process and fraud, **103:5**

Assignment/subrogation of claim to compensation payor, **103:55**

Attorney, **103:19**

Choice of remedies, **103:1**

Claims processing, **103:4**

Closely held corporations, **103:15**

Coemployees (this index)

Community property, **103:62**

Consortium, loss of, **103:47**

Construction design professionals, **103:34**

Contractors, **103:27 to 103:29**

Corporations

Generally, **103:14**

Closely held corporations, **103:15**

By estoppel, **103:15.1**

Defenses, **103:51 to 103:53**

Directors, **103:13**

Disbursement of recovery, **103:59**

Distributors, **103:22**

Division of recovery proceeds, **103:60, 103:61**

THIRD PERSONS, REMEDIES

AGAINST—Cont'd

Former employers, **103:16**

Fraud, **103:5**

General contractors, **103:27**

Guarantors, **103:4, 103:5**

Improper safety devices, **103:42**

Indemnification agreement of employer, **103:53**

Independent contractors, **103:29**

Insufficient proceeds, **103:61**

Insurers, **103:4, 103:5**

Intentional infliction of emotional distress, **103:38**

Intentional torts, **103:37, 103:38**

Intoxication of coemployees, **103:10**

Joint venturers, **103:33**

Labor unions, **103:36**

Landowners, **103:20**

Lien on recovery, **103:57**

Loaned servants, **103:30, 103:31**

Loaning employer, **103:31**

Managers, **103:12**

Manufacturers, **103:21**

Medical malpractice claims, **103:44**

Negligence, **103:11, 103:51, 103:52**

No-fault insurance, **103:45**

Officers, **103:13**

Parties, **103:50**

Partners, **103:32**

Principals, **103:26**

Public coemployees, **103:8**

Public employers, **103:25**

Public utilities, **103:24**

Racketeer Influenced and Corrupt Organizations Act (RICO), **103:6**

Related corporations, **103:14**

Requisite employment connection for coemployees, **103:9**

Safety violations, willful conduct, **103:40**

Settlements, **103:54**

Statutory employees, **103:18**

Statutory employers, **103:17**

Statutory interpretation, **103:2**

Store operators, **103:23**

Subcontractors, **103:28**

Subrogation, recovery subject to, **103:56**

Supervisors, **103:12**

THIRD PERSONS, REMEDIES

AGAINST—Cont'd

- Time limitations, **103:49**
- Tort immunity, generally, **103:3**
- Trial, **103:58**
- Uninsured motorist claims, **103:46**
- Unprovoked physical aggression, **103:43**
- Unsafe workplace, **103:41**
- Vehicular negligence, coemployees, **103:11**
- Victim of crime, **103:48**
- Vocational trainers, **103:35**
- Willful conduct, **103:39, 103:40**

THOROUGHFARES

- Public thoroughfares, **111:8**

TIME AND DATE

- Generally, **104:2**
- Accidents and injuries, **107:3, 301:2, 301:3**
- Covered dependents, **107:3, 107:5**
- Disability, insurance coverage during, **202:52**
- Earnings, **201:5**
- Hearing, **301:9, 316:3**
- Jurisdiction, **313:5, 313:7**
- Limitations. **Time Limitations** (this index)
- Lost time, medical benefits, **202:39**
- Maximum disability period, **200:27**
- Off-Duty Injuries** (this index)
- Payments, **205:17, 301:10**
- Presumptions and burden of proof, **305:21**
- Retaliation, untimeliness of notice or claim, **311:19**
- Time Limitations** (this index)
- Treatment, **202:42, 301:10**
- Vocational rehabilitation, **203:5**
- Waiting period, **200:45**

TIME LIMITATIONS

- Generally, **104:5, 301:1 et seq.**
- Accidents and injuries, **301:2, 301:3**
- Administrative review, **310:2**
- Claims, see lines throughout this topic
- Cumulative trauma injury, **301:3.10**
- Death claims, **301:6**
- Disease claims, **301:4, 301:5**

TIME LIMITATIONS—Cont'd

- Employer act or omission, **301:14, 301:15**
- Equitable estoppel, **301:15.10**
- Failure to prosecute, **301:8.10**
- Good cause, **301:13**
- Governing law, generally, **104:5**
- Hearing, failure to request, **301:9**
- Hearing loss, **301:5**
- Incapacity, **301:11**
- Injury claims, **301:3**
- Jurisdiction, **313:5**
- Minors, **301:7.1**
- Notice of injury or disease, **301:2**
- Omissions, **301:14, 301:15**
- Other proceedings, **301:12**
- Payment, **301:10**
- Presumptions and burden of proof, **305:21**
- Reasonable excuse, **301:13**
- Records and reports, **301:8, 301:15**
- Relation-back doctrine, **301:17**
- Required filing, **301:8**
- Special claims, **301:7**
- Treatment, **301:10**
- Waiver, **301:16**

TINNITUS

- Diseases, **109:41**

TIPS

- Generally, **201:30**

TORT CHOICE OF LAW

- Generally, **104:30 to 104:32**

TORTS

- Common-law tort actions, **311:2**
- Construction and interpretation, replacement of tort system, **100:1**
- Intentional torts, **102:13, 103:37, 103:38**

TOTAL DISABILITY

- Permanent total disability, **200:19 to 200:21**
- Temporary total disability, **200:8**

TOXIC SUBSTANCES

- Claim Investigations** (this index)

TRADE REQUIREMENTS

- Covered employers, **105:5**

INDEX

TRAINING

- Compulsory coverage for trainees, **101:17**
- Covered employees, **106:62**
- Covered employers, **105:22**
- Earnings of trainees, **201:16**
- Off-duty injuries, after hours training, **112:35 to 112:37**
- Vocational training, **103:35, 106:62**

TRANSCRIPTS

- Admissibility of evidence, **306:4**

TRANSFER JOBS

- Vocational rehabilitation, transfer to other suitable work, **203:7**

TRANSPORTATION

- Travel and Commuting** (this index)

TRANSPORTATION EMPLOYMENT

- Covered employees and employers, **105:23, 106:37**

TRAUMA

- Cumulative trauma injury, time limitations, **301:3.10**
- Mental illness, **109:46**
- Subsequent injuries, repetitive trauma, **116:6**

TRAVEL AND COMMUTING

- Arrival at workplace, **111:10**
- Carpools, **111:6**
- Commercial travelers, **111:15**
- Deviations, **111:19 to 111:22**
- Dual purpose travel, **111:18**
- Earnings, **201:34**
- Employer-furnished hotel room, **111:3.1**
- Employer-furnished transportation, **111:2, 111:3**
- Employer ownership and control, **111:13**
- Employer-paid travel, **111:5**
- Employer-required transportation, **111:4**
- Employment connection, travel for compensation, **110:15.50**
- Expenses, medical benefits, **202:38**
- Flight attendants, **111:15.1**
- Going and coming rule, **111:1**
- Medical travel, **111:23**
- Motor Vehicles** (this index)
- Mutual benefit travel, **111:17**

TRAVEL AND COMMUTING—Cont'd

- Off-duty injuries, travel to after hours training, **112:36**
- Parking lot injuries, **111:14**
- Police officers, **111:22**
- Premises rule, **111:11, 111:12**
- Public thoroughfares, **111:8**
- Re-entry, **111:20**
- Remote worksite, **111:3**
- Rideshares, **111:6**
- Road rage, **111:23.1**
- Route to worksite, **111:9**
- Sleep deprivation, **111:23.2**
- Special hazards, **111:7 to 111:9**
- Special missions or errands, **111:16**
- Subsequent injuries, traveling for treatment, **116:16**
- Substantial deviations, **111:21**
- Transportation** (this index)
- Zone of employment, **111:12**

TREATISES

- Admissibility of evidence, **306:18**

TREATMENT

- Accidents and injuries, generally, **108:15, 108:16**
- Cerebrovascular accidents and traumatic brain injury, **108:15.1**
- Compensation and benefits, **108:16**
- Medical examinations, interviews of treating physicians, **304:7**
- Necessary, requirement that treatment be, **202:5**
- Period of treatment, **202:42**
- Presumptions and burden of proof, **305:19**
- Refusal, **116:18, 202:48**
- Refusal of treatment, **202:48**
- Specialist treatment, **202:11**
- Spiritual treatment, **202:28**
- Subsequent injuries, **116:16, 116:18**
- Time limitations, **301:10**
- Traveling for treatment, **116:16**

TRIAL

- Retaliation, **311:27**
- Third persons, remedies against, **103:58**

TRUCKERS

- Covered employees, **106:60**

TRUSTEES

Church members and trustees as covered employees, **106:17.1**

TRUSTS

Payments, **205:12**

TUBERCULOSIS

Generally, **109:20**

TUITION

Earnings, **201:35.1**

TWIN-TEST RULE

Employment connection, **110:3**

TWO-JOB WORKERS

Earnings, **201:7**

TWO-TIERED JUDICIAL REVIEW

Generally, **315:4**

**UNCONTROVERTED OR
CONTROVERTED CASES**

Costs, fees, and expenses, **317:4, 317:5**

UNDISPUTED EVIDENCE

Appeal and review, **315:8**

UNDOCUMENTED WORKERS

Retaliation, **311:8.1**

UNEMPLOYMENT

Compensation and benefits, generally, **200:35**

Earnings, **201:20**

**UNFAIR COMPENSATION CLAIM
PROCESSING**

Employers, remedies against, **102:29**

UNFITNESS FOR WORK

Retaliation, **311:14**

**UNINSURED MOTORIST
COVERAGE**

Lien on, **206:16**

Third persons, remedies against, **103:46**

UNINSURED SUBCONTRACTORS

Compulsory and elective coverage, **101:20.10**

UNIONS

Earnings, **201:24**

Pickets, covered employees, **106:61**

Third persons, remedies against, **103:36**

UNLICENSED CONTRACTORS

Covered employees, **106:6.10**

UNREPORTED WORK

Misrepresentations, **115:14**

UNSCHEDULED INJURIES

Compensation and benefits, generally, **200:15 to 200:18**

UNSUCCESSFUL CLAIMS

Retaliation, **311:10**

UNTIMELY APPEALS

Jurisdiction, **313:7**

UNUSUAL EXERTIONS

Subsequent injuries, **116:6**

USE, LOSS OF

Compensation and benefits, generally, **200:11**

UTILIZATION REVIEW

Medical benefits, **202:50**

VACATING WORK FORCE

Employment connection, **110:15.1**

VACATION PAY

Generally, **201:28**

VACCINATIONS

Pre-employment, **304:1.1**

VACCINE INJURY

Covid-19, **109:65.50**

VALIDITY

Generally, **100:2**

Compulsory coverage, involuntary coverage rejections as invalid, **101:3**

Presumptions and burden of proof, validity of order or regulation, **305:28**

VASCULAR INJURIES

Diseases, **109:64**

VEHICLES

Motor Vehicles (this index)

VEHICULAR NEGLIGENCE

Third persons, remedies against, coemployees, **103:11**

INDEX

VENOUS STATUS

Diseases, **109:60**

VENUE

Generally, **313:15**
Jurisdiction, **313:15**
References, **313:16**

VETERANS

Earnings, **201:18**

VETERANS ADMINISTRATION

Liens, **206:3**
Medical investigations, VA record requests, **319:10**

VICTIMS

Employers, remedies against, **102:33**

VIDEOTAPES

Admissibility of evidence, **306:7**
Deposition, **320:28**

VIOLATION OF SPECIFIC SAFETY REQUIREMENT (VSSR)

Generally, **115:24 to 115:27**

VIOLENCE

Stress from employer's conduct challenging workers' compensation claim, **109:49**

VIRGIN ISLAND WATERS

Maritime injuries, **104:23**

VISION

Partial loss of vision, **200:13**

VOCATIONAL EVIDENCE

Admissibility of evidence, **306:24**

VOCATIONAL REHABILITATION

Generally, **203:1 et seq.**
Benefits, **203:4**
Duration, **203:5**
Eligibility, **203:2**
Noncooperation, **203:6**
Plan, development of, **203:3**
Presumptions and burden of proof, **305:20**
Transfer to other suitable work, **203:7**
Voice recognition technology, **203:4.1**

VOCATIONAL TRAINING

Generally, **103:35, 106:62**

VOICE RECOGNITION TECHNOLOGY

Vocational rehabilitation, **203:4.1**

VOLUNTARY AND INVOLUNTARY

Compulsory Coverage (this index)
Elective Coverage (this index)

VOLUNTARY QUIT

Compensation and benefits, generally, **200:37**

VOLUNTEERS

Activity garnering business, **110:15.3**
Compulsory coverage, **101:5, 101:6**
Covered employees, **106:63**
Firefighters, **101:5**

WAGE-EARNING CAPACITY

Earning Capacity (this index)

WAGES

Earnings (this index)

WAITING PERIOD

Compensation and benefits, generally, **200:45**

WAIVER AND ESTOPPEL

Administrative proceedings, **300:14 to 300:16**
Collateral estoppel, **300:16**
Compensation agreements, **204:5**
Employers, remedies against, waiver of right to workers' compensation, **102:8**
Res judicata, **300:15**
Retaliation, **311:17**
Time limitations, **301:16**

WEAPONS

Assault or Firearms (this index)

WEATHER INJURIES

Generally, **113:1 et seq.**
Act of God defense, **113:3**
Causation requirement, **113:2 to 113:4**
Positional risk theory, **113:4**

WEIGHT AND SUFFICIENCY OF EVIDENCE

Generally, **307:1 et seq.**
Accidents, **307:5**
AMA guides, **307:13**

WEIGHT AND SUFFICIENCY OF EVIDENCE—Cont'd

- Attending physician, **307:23**
- Back problems, **307:9**
- Causation
 - Generally, **307:6 to 307:11**
 - Back problems, **307:9**
 - Death, **307:11**
 - Disease, **307:8**
 - Heart conditions, **307:10**
 - Preexisting conditions, **307:7**
- Credibility determinations, **307:3**
- Death, **307:11**
- Dependency, **307:17**
- Disability or impairment
 - Generally, **307:12 to 307:16**
 - AMA guides, **307:13**
 - Hearing loss, **307:15**
 - Mental illness, **307:16**
 - Odd-lot disability, **307:14**
- Disease, **307:5, 307:8**
- Earning capacity, **307:18**
- Earnings, **307:18**
- Expert evidence, **307:2**
- Gradual onset of injuries, **307:7.1**
- Hearing loss, **307:15**
- Heart conditions, **307:10**
- Injuries, **307:5**
- Intoxication, **307:20**
- Lay evidence, **307:2**
- Legal and safety violations, **307:21**
- Medical expenses, **307:19**
- Medical records, **307:22**
- Mental illness, **307:16**
- Odd-lot disability, **307:14**
- Preexisting conditions, **307:7**
- References, **307:22**
- Statute, applicability of, **307:4**

WEIGHT-LOSS PROGRAMS

- Medical benefits, **202:30**

WELFARE WORKERS

- Covered employees, **106:64**

WHOLE PERSON IMPAIRMENT

- Degree of, generally, **200:18**

WILLFUL CONDUCT OR MISCONDUCT

- Employee misconduct, **115:3, 115:8**

WILLFUL CONDUCT OR MISCONDUCT—Cont'd

- Employers, remedies against, **102:14**
- Employment application, knowing and willful misrepresentation on, **115:8**
- Third persons, remedies against, **103:39, 103:40**

WITNESSES

- Testimony (this index)

WORK CONNECTION

- Employment Connection (this index)

WORK ENVIRONMENT SURVEY

- Claim investigations, **318:24**

WORKER AND COMMUNITY RIGHT TO KNOW LAW

- Claim Investigations (this index)

WORKFARE

- Earnings, **201:20**

WORK-ORIGINATED INJURIES

- Off-duty injuries, **112:21**

WORKPLACE

- Assault or firearms, dangerous job or locale, **114:8**
- Breaks (this index)
- Coming and Going (this index)
- Off-Duty Injuries (this index)
- Off-premises injuries, employment connection, **110:10**
- On-Premises Injuries (this index)
- Permanent total disability
 - Advances in technology, **200:21.4**
- Premises liability, **102:23**
- Premises rule, **111:11, 111:12**
- Regularly working at or from employer's place of business, **104:11**
- Safety, **102:20 to 102:22, 102:22.1, 103:41**
- Travel and Commuting (this index)

WORK-RELATION

- Employment Connection (this index)

WORK SEARCH

- Presumptions and burden of proof, **305:24**

INDEX

WORKSITE

Workplace (this index)

WORTHLESS CLAIMS

Attorneys' fees, **317:3.1**

WRITTEN TESTIMONY

Hearing, **308:17**

WRONGFUL DISCHARGE

Checklist, **318:2**

WRONGFUL DISCHARGE—Cont'd

Claim investigations, criminal sanctions
against employer for wrongful dis-
charge, **318:2**

Employers, remedies against, **102:32**

YOUTHFUL WORKERS

Earnings, **201:16**

ZONE OF EMPLOYMENT

Travel and commuting, **111:12**