

**STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
Division of Workers' Compensation**

NOTICE OF MODIFICATION TO TEXT OF PROPOSED REGULATIONS

**Subject Matter of Regulations: Workers' Compensation –
Supplemental Job Displacement Benefit**

**CALIFORNIA CODE OF REGULATIONS,
TITLE 8, ARTICLES 6, 6.5, 7.5, and 8
SUPPLEMENTAL JOB DISPLACEMENT BENEFIT**

NOTICE IS HEREBY GIVEN that the Acting Administrative Director of the Division of Workers' Compensation (hereinafter "Acting Administrative Director") pursuant to the authority vested in her by Labor Code Sections 133, 4658.5, 4658.6, 4658.7 and 5307.3 proposes to modify the text of the following proposed regulations:

Section 10133.31 Supplemental Job Displacement Nontransferable Voucher for Injuries Occurring on or After January 1, 2013
Section 10133.32 Form [DWC-AD 10133.32 "Supplemental Job Displacement Nontransferable Voucher for Injuries Occurring on or After 1/1/13"]

PRESENTATION OF WRITTEN COMMENTS AND DEADLINE FOR SUBMISSION OF WRITTEN COMMENTS

Members of the public are invited to present written comments regarding these proposed modifications. **Only comments directly concerning the proposed modifications to the text of the regulations will be considered and responded to in the Final Statement of Reasons.**

Written comments should be addressed to:

Maureen Gray
Regulations Coordinator
Department of Industrial Relations
P.O. Box 420603
San Francisco, CA 94612

The Division's contact person must receive all written comments concerning the proposed modifications to the regulations no later than 5:00 p.m. on September 6, 2013. Written comments may be submitted via facsimile transmission (FAX), addressed to the above-named contact person at (510) 286-0687. Written comments may also be sent

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electronically (via e-mail) using the following e-mail address: dwcrules@dir.ca.gov.

AVAILABILITY OF TEXT OF REGULATIONS AND RULEMAKING FILE

Copies of the original text and modified text with modifications clearly indicated, and the entire rulemaking file, are currently available for inspection at the Department of Industrial Relations, Division of Workers' Compensation, 1515 Clay Street, 17th Floor, Oakland, California 94612, between 9:00 A.M. and 4:30 P.M., Monday through Friday.

The specific modifications proposed include changes to the text of the following regulations and forms:

Section 10133.31 Supplemental Job Displacement Nontransferable Voucher for Injuries Occurring on or After January 1, 2013
Section 10133.32 Form [DWC-AD 10133.32 "Supplemental Job Displacement Nontransferable Voucher for Injuries Occurring on or After 1/1/13"]

DOCUMENTS SUPPORTING THE RULEMAKING FILE

Printouts of emails and correspondence to and from various interested parties concerning the Division's proposed changes have been added to the rulemaking file.

FORMAT OF PROPOSED MODIFICATIONS

Proposed Text Noticed for Emergency Regulations:

The proposed text is indicated by underlining, thus: added language.

Deletions are indicated by strikeout, thus: ~~deleted language~~.

Proposed Text Noticed for 45-Day Comment Period:

The proposed text is indicated by double underlining, thus: added language.

Deletions are indicated by double strikeout, thus: ~~~~deleted language~~~~.

Proposed Text Noticed for the 1st 15-Day Comment Period on Modified Text:

The proposed text is indicated by bold underlining, thus: **added language**.

Deletions are indicated by bold strikeout, thus: ~~**deleted language**~~.

Proposed Text Noticed for the 2nd 15-Day Comment Period on Modified Text:

The proposed text is indicated by bold italic font and bold underlining, thus: ***added language.***

Deletions are indicated by bold italic font and single strikethrough, thus: ***~~language.~~***

Proposed Text Noticed for the 3rd 15-Day Comment Period on Modified Text:

The proposed text is indicated by Verdana font and underlining, thus: added language.

Deletions are indicated by Verdana font and single strikethrough, thus: ~~language.~~

Proposed Text Noticed for the 4th 15-Day Comment Period on Modified Text:

The proposed text is indicated by Century Gothic font and underlining, thus: added language.

Deletions are indicated by Century Gothic and single strikethrough, thus: ~~language.~~

SUMMARY OF PROPOSED CHANGES

1. Section 10133.31. Supplemental Job Displacement Nontransferable Voucher for Injuries Occurring on or After 1/1/13.

Subdivision (f)(5) is amended to allow injured workers to submit a written invoice for computer equipment to be paid directly to the retailer. The employer may also offer to provide the computer equipment directly to the employee.

Subdivision (j) is amended to indicate that computer equipment must be provided to the employee within 45 days of receipt of the Request for Purchase of Computer Equipment.

2. Section 10133.32. Form DWC-AD 10133.32 “Supplemental Job Displacement Nontransferable Voucher for Injuries Occurring on or After 1/1/13”

The form is amended to conform with the proposed changes to Section 10133.31. The form is amended to include a separate box that the employee can select if the employer or claims administrator offers to provide the computer directly to the employee.