

State of California
Division of Workers' Compensation
Retraining and Return to Work Unit



NOTICE OF OFFER OF MODIFIED OR ALTERNATIVE WORK
FOR INJURIES OCCURRING ~~on or after~~ BETWEEN 1/1/04 - 12/31/12, **INCLUSIVE**
DWC - AD 10133.53

THIS SECTION COMPLETED BY CLAIMS ADMINISTRATOR (All information in this section must be completed):

Claims Administrator Type: (Please Choose One)

- Insurance Company Third Party Administrator Employer

Employer (**N**name of firm) _____

is offering you _____
(Employee name)

the position of a _____
Name of Job Title

You may contact _____

concerning this offer. Phone No.: _____ Date of offer: _____ Date job starts: _____
MM/DD/YYYY MM/DD/YYYY

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Claims Administrator _____

Claim Number : _____

NOTICE TO EMPLOYEE (All information in this section must be completed)

Name of employee: _____
First Name Last Name

(Choose only one)

a specific injury on _____
MM/DD/YYYY

a cumulative trauma injury which began on _____ and ended on _____
(START DATE: MM/DD/YYYY) (END DATE: MM/DD/YYYY)

Date offer received: _____
MM/DD/YYYY

Date of Birth: _____
MM/DD/YYYY

You have 30 calendar days from receipt to accept or reject the attached offer of modified or alternative work. Regardless of whether you accept or reject this offer, the remainder of your permanent disability payments may be decreased by 15%. However, if you fail to respond in 30 days or reject this job offer, you will not be entitled to the supplemental job displacement benefit unless:

Modified Work or Alternative Work

- A. You cannot perform the essential functions of the job; or
- B. The job is not a regular position lasting at least 12 months; or
- C. Wages and compensation offered are less than 85% paid at the time of injury; or
- D. The job is beyond a reasonable commuting distance from residence at time of injury.



POSITION REQUIREMENTS (All information in this section must be completed)



Actual job title: _____

Wages: \$ _____ Per hour Week Month Year

Is salary of modified/alternative work the same as pre-injury job? Yes No

Is salary of modified/alternative work at least 85% of pre-injury job? Yes No

Will job last at least 12 months? Yes No

Is the job a regular position required by the employer's business? Yes No

Work location: _____

Duties required of the position:

[Empty box for listing duties]

Description of activities to be performed (if not stated in job description):

[Large box containing the word "DRAFT" in large, bold, grey letters]



Physical requirements for performing work activities (include modifications to usual and customary job):

Name of doctor who approved job restrictions (optional):

Date of report: _____
MM/DD/YYYY

Date of last payment of Temporary Total Disability: _____
MM/DD/YYYY

Preparer's Name: _____

Preparer's Signature: _____

Date: _____
MM/DD/YYYY

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THIS SECTION TO BE COMPLETED BY EMPLOYEE (All information in this section must be completed)

I accept this offer of Modified or Alternative work.

I reject this offer of Modified or Alternative work and understand that I am not entitled to the Supplemental Job Displacement Benefit.

I understand that if I voluntarily quit prior to working in this position for 12 months, I may not be entitled to the Supplemental Job Displacement Benefit.

Signature: _____

Date: _____
MM/DD/YYYY

I feel I cannot accept this offer because:



NOTICE TO THE PARTIES

If the offer is not accepted or rejected within 30 days of receipt of the offer, the offer is deemed to be rejected by the employee.

The employer or claims administrator must forward a completed copy of this agreement to the Administrative Director within 30 days of acceptance or rejection. (Retraining and Return to Work, Division of Workers' Compensation, P.O. Box 420603, S.F., CA 94142-0603)

If a dispute occurs regarding the above offer or agreement, either party may request the Administrative Director to resolve the dispute by filing a Request for Dispute Resolution (Form DWC-AD 10133.55) with the Administrative Director, **Division of Workers' Compensation, P.O. Box 420603, San Francisco, CA 94142-0603.**

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