

# Office of Workers' Compensation Programs

# Division of Federal Employees' Compensation Interagency Meeting

February 15, 2018

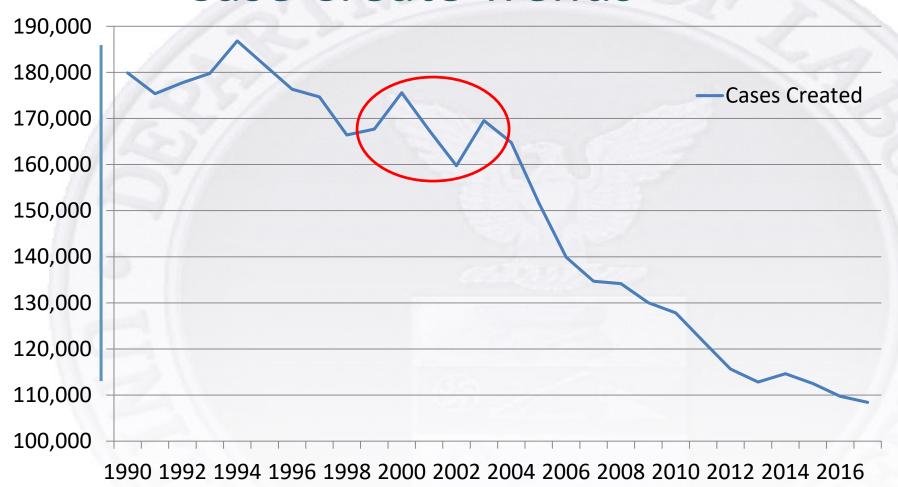


## Antonio A. Rios

Director,
Division of Federal
Employees' Compensation

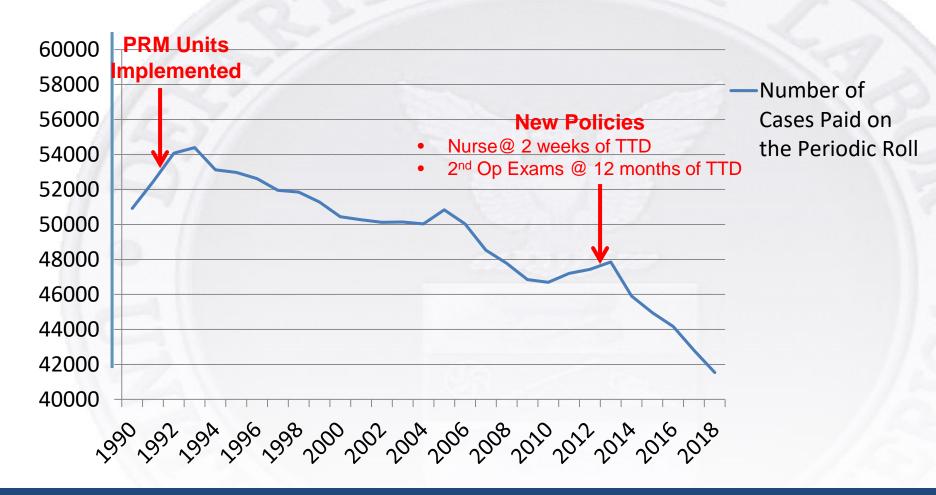


## Case Create Trends



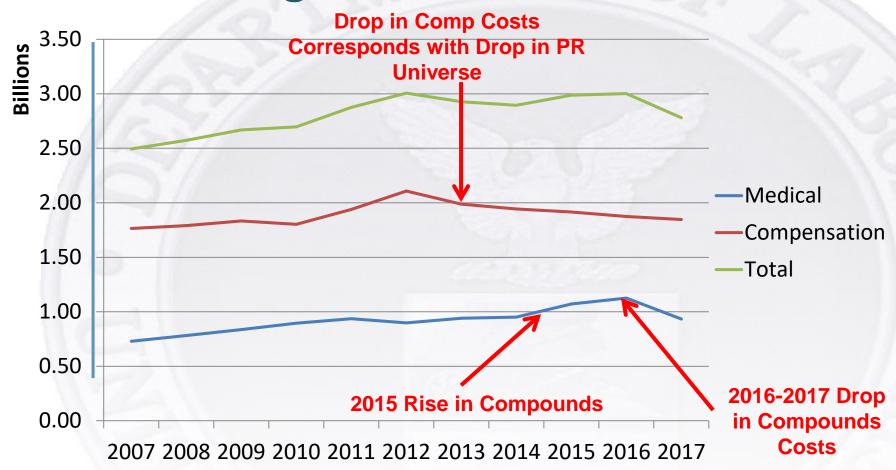


## Periodic Roll Trends





## Chargeback Trends 2007 - 2017





# We're Listening...

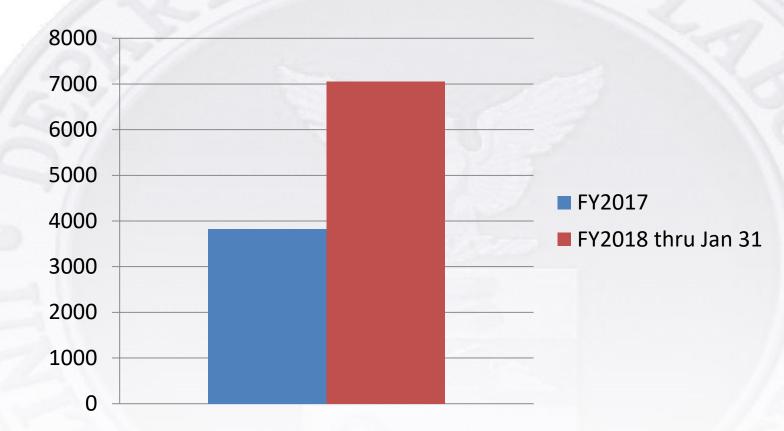
### New ECOMP Document Upload Categories such as:

- Job Offer Rejections or Non-Responses
- Case Copy/Document Request
- Employer's Claim Challenge
- Compensation Question





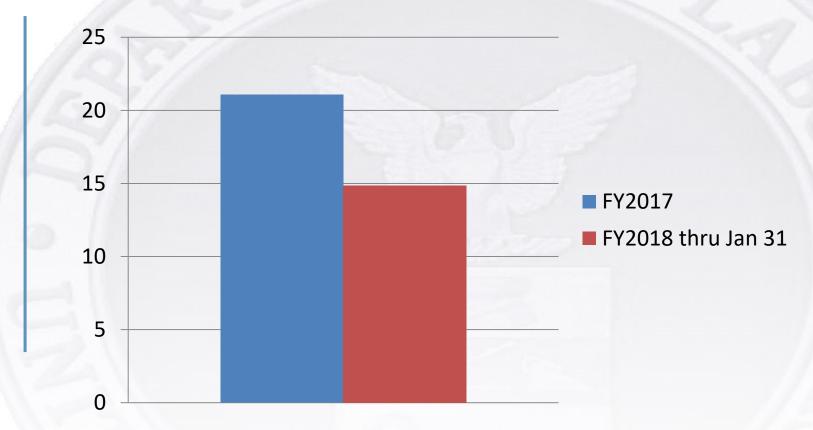
# Average Inquiries per Month







# Average Days to Respond

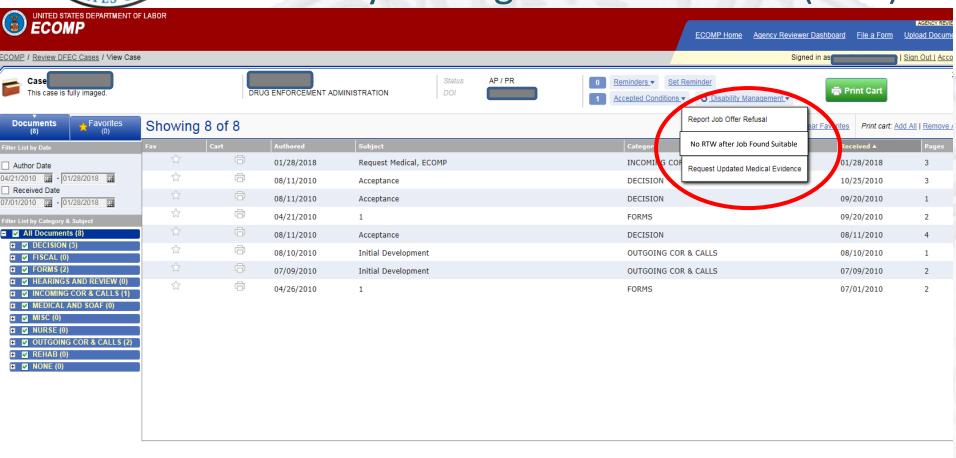




# Continuing to Improve Efficiencies

- Pharmacy Benefit Manager (PBM)
  - ✓ Pause any PBM contract renewals/awards
  - ✓ Consult with DOL OWCP before doing so
- End to End Case Management
- Opioid Policy Implementation
- Expanding Program Integrity
- Collaborative Case Management
  - Disability Management Interface (DMI)

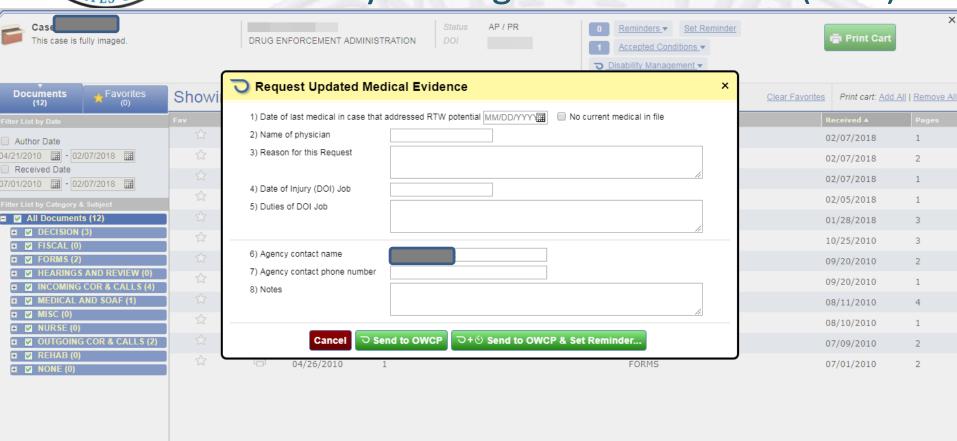




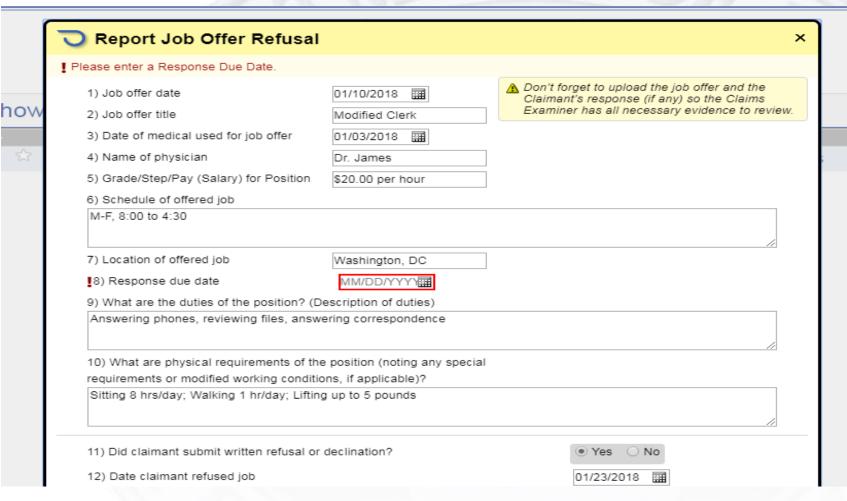


This d.						Disability Management ▼	i Print Cart	
Documents (15)	Favorites	Showing 15	Job Offer Date     Job Offer Title	MM/DD/YYYY	▲ Don't forget to upload the job offer and the Claimant's response (if any) so the Claims Examiner has all necessary evidence to review.	Clear Favo	orites Print cart: Add	All   Remove
ilter List by Date		Fav Cart	3) Date of Medical Used for Job Offer	MM/DD/YYYYIII			Received ▲	Pages
Author Date		☆	4) Name of Physician			LS	01/09/2012	2
01 - 01	1/09/2012	☆	5) Grade/Step/Pay (Salary) for Position			LS	01/09/2012	2
Received Date - 01	1/00/2012 🚃	☆	8) Schedule of Offered Job (days of the w	eek, hours per days, etc.)			12/28/2011	2
		☆				LS	09/13/2011	1
Iter List by Category 8		☆				LS	08/03/2011	1
<b>■ ☑</b> DECISION		☆	7) Location of Offered Job			LS	07/01/2011	1
		☆	8) Response Due Date (Must be prior to c	current date)		25	06/23/2011	2
	S AND REVIEW (0)	☆	MM/DD/YYYY					
	COR & CALLS (0)		9) What are the duties of the position? (De	escription of duties)		LS	06/13/2011	1
	AND SOAF (0)	₩				LS	06/09/2011	1
■ NURSE (0)		☆				LS	06/06/2011	1
	G COR & CALLS (10)	☆	<ol> <li>What are physical requirements of the requirements or modified working condition</li> </ol>				06/06/2011	7
<ul><li></li></ul>		☆	requirements of modified working condition	iis, ii applicable):			06/03/2011	4
		₩				LS	05/05/2011	1
		☆	I			LS	05/05/2011	4
		\$	11) Did claimant submit written refusal or	declination?	○ Yes ○ No		05/03/2011	3
			12) Date Claimant Refused Job (use today	y's date if no response)	MM/DD/YYYY			
			13) Do you confirm that the claimant failed	d to return to work?	○ Yes ○ No			
			14) Do you confirm that this position rema	ins available to the claimant?	○ Yes ○ No			
			15) Is the position located within the claim	ant's residential area?	○ Yes ○ No			
			16) Does this job offer provide work for the	e full number of hours for which the claim	nant has O Yes O No			
			been released to work?					
			17) Is this a temporary job?		○ Yes ○ No			
			18) Was the claimant a temporary or seasonal worker?					
			19) Agency contact name					
			20) Agency contact phone number					
			21) Notes					
			Const. South OWER St. L. 18	DAN 8	CD 8 C-4 Di-d 8 H-1d D			
			Cancel Send to OWCP & Upload D	occuments 0+0 Send to OW	CP & Set Reminder & Upload Documents			

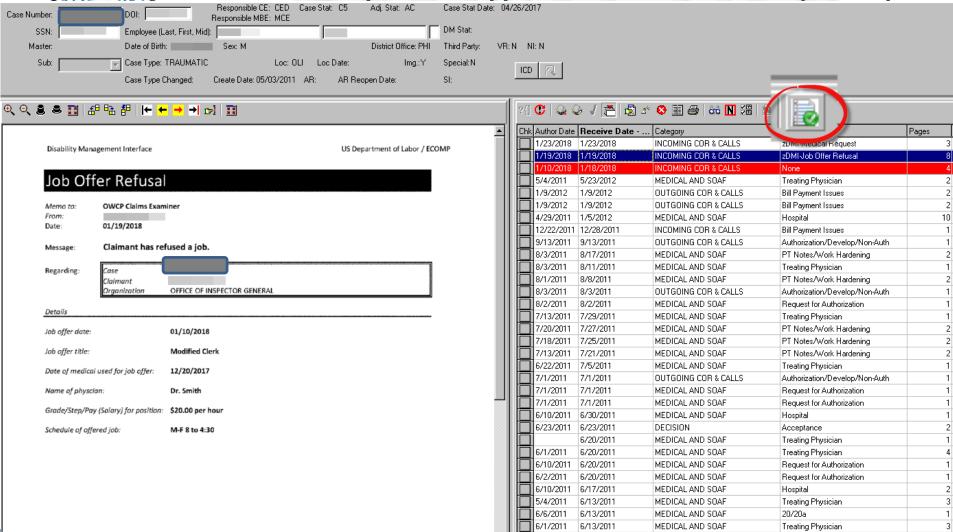




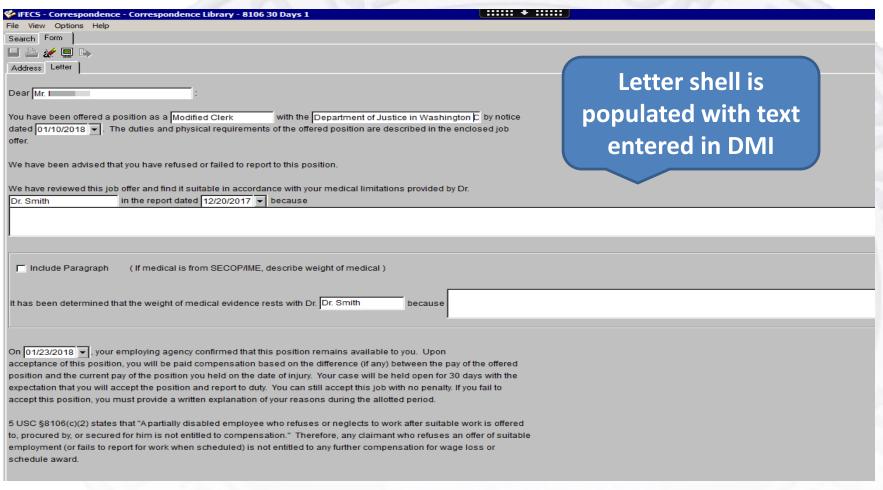












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1)

U.S. DEPARTMENT OF LABOR

OFFICE OF WORKERS' COMP PROGRAMS
PO BOX 8300 DISTRICT 52
LONDON, KY 40742-8300
Phone: (202) 693,0040

Phone: (202) 693-0040

January 24, 2018

Date of Injury: Employee:

P.O. BOX 1107

Dear Mr.

You have been offered a position as a Modified Clerk with the Department of Justice in Washington DC by notice dated 01/10/2018. The duties and physical requirements of the offered position are described in the enclosed job offer.

We have been advised that you have refused or failed to report to this position.

We have reviewed this job offer and find it suitable in accordance with your medical limitations provided by Dr. Smith in the report dated 12/20/2017 because [ sample text ].

On 01/23/2018, your employing agency confirmed that this position remains available to you. Upon acceptance of this position, you will be paid compensation based on the difference (if any) between the pay of the offered position and the current pay of the position you held on the date of injury. Your case will be held open for 30 days with the expectation that you will accept the position and report to duty. You can still accept this job with no penalty. If you fail to accept this position, you must provide a written explanation of your reasons during the allotted period.

5 USC §8106(c)(2) states that "A partially disabled employee who refuses or neglects to work after suitable work is offered to, procured by, or secured for him is not entitled to compensation." Therefore, any claimant who refuses an offer of suitable employment (or fails to report for work when scheduled) is not entitled to any further compensation for wage loss or schedule award.



### Disability Management Interface (DMI)

To use DMI, a Federal Agency must:

- Have a completed ECOMP MOU on file with DOL and demonstrate a current forms filing status in the system
- Contact DOL's Branch of Technical Assistance to request access
- Review and agree to the DMI Rules of Behavior
- Complete DMI training



## Julia A. Tritz

# Deputy Director, Division of Federal Employees' Compensation



- Opioid Policy Development
- CE Identity Update
- End to End District Office Changes



### Jennifer Valdivieso

Deputy Director,
Division of Federal
Employees' Compensation



# Prescription Management Units

- Four Units: Jacksonville, Seattle,
   New Orleans, Chicago
- Medical Benefit Examiner vs.
   Responsible Claims Examiner
- Cases Assigned by SSN



## **Program Integrity**

- Identification of Risky Opioid Providers/Prescribers
  - High Volume
  - High Morphine Equivalent Dose (MED)
- Predictive Analytics and Risk Metrics











# Medication Kits and Combination Medications

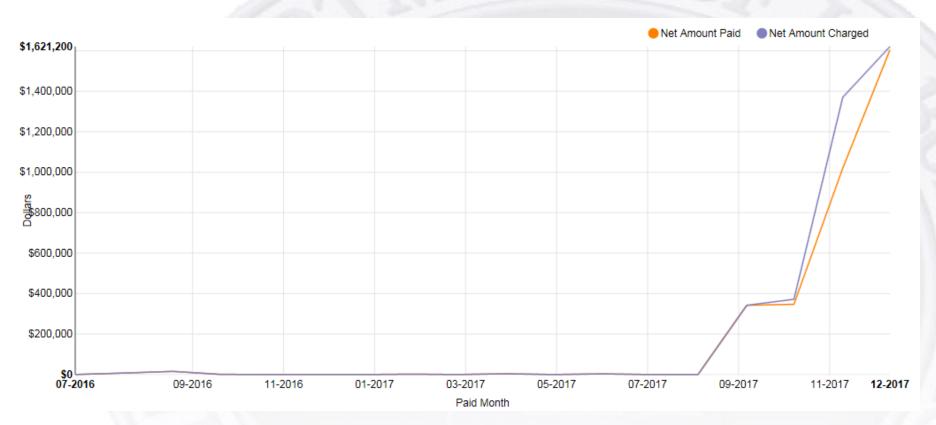
FECA CIRCULAR 18-05, issued February 14, 2018

Payment will be denied if the items in the kit/medication:

- can typically be obtained separately and/or at a lower cost,
- there is a reasonable alternative or substitute, or
- the primary use is for a condition not normally not caused by a workers' compensation injury.

Initial denial list has 49 different NDCs







### Fraud Protocols

FECA CIRCULAR NO. 17-03: Office of Inspector General (OIG)
Investigations Pertaining to Federal Employees' Compensation
Act (FECA) Claimant and Medical Provider Fraud

FECA BULLETIN NO. 17–04: Investigations related to Federal Employees' Compensation Act (FECA) Claimant Fraud

FECA BULLETIN NO. 17-05: Investigations related to Federal Employees' Compensation Act (FECA) Medical Fraud

Available at https://www.dol.gov/owcp/dfec/



## Tara N. Jones

## Chief, Branch of Technical Assistance



# Disability Management Interface (DMI)

Where do I sign up?



# Disability Management Interface (DMI) – Gaining Access

- Contact DFEC's Branch of Technical Assistance (BTA)
- Complete Training
  - In person/WebEx, facilitated by BTA
  - Agency must request cases through ARI in advance
  - During training will work on actual claims
- Agree to Rules of Behavior



# Disability Management Interface (DMI) – Rules of Behavior

- Non-negotiables:
  - Complete and accurate information
  - No duplicates
  - Upload requested information
  - System abuse



# Disability Management Interface (DMI) – Non-Compliance Examples

- Requesting suitability on temporary job offers:
  - See 20 CFR §10.500, 5 U.S.C. 8106(c)(2)
- Requesting medical at unreasonable intervals:
  - See 20 CFR §10.501
- Failing to provide useful data in requested fields of the application



# Disability Management Interface (DMI) – Auditing

- Review and Monitor submissions
- Non Compliance will result in:
  - Suspension and/or Termination
  - Individual or Departmental



# **General Updates**

- WEEDS Page Limit Increased to 7 (from 6)
- PR Schedule for 2018 Posted Online
- CQS:
  - 3,196 accounts since September 2017
  - 1% reported registration issues
- Forms: CA-7/16/17/20 and OWCP5a/b/c



# **General Updates**

- Register for Listserv
- Notify Us of Staffing Changes That Affect User Accounts
- CHEP 2018 Announcement



# Julia K. Hearthway

Director,
Office of Workers'
Compensation Programs



# **FECA Legislative Reform**

- Included in President's FY2019 Budget
- Subject to Interagency Clearance



# President's 2019 Budget and FECA Reform FECA Provisions

#### Simplifying Benefits

Single rate of compensation\*

Retirement conversion benefit\*

#### Improving Program Integrity

Prevent retroactive election of OPM and FECA benefits

Suspend payments to indicted medical providers

#### **Modernizing Program Administration**

Waiting period

Funeral benefit

Disfigurement

**Total Proposed Cost or Savings** 

\$885M