



Workers Compensation Claim State Environmental Guide - Arizona

ARIZONA – www.ica.state.az.us

Indemnity issues

Temporary Total Benefits	Min: \$200/month Max: \$5393.37 per month effective 1/1/2023 7 day waiting period with retro benefits paid if more than 14 days lost. Benefits paid bi-weekly. Unlimited benefits. No TTD due if worker on salary continuation at 100% of wages. TTD checks can be made payable to the injured worker and mailed to the employer if salary continuation is being provided.
Temporary Partial Benefits	See temporary benefits for min/max. Benefits paid monthly. Unlimited benefits. Job search required. Payable on receipt of workers' supplemental income form.
Permanent Partial Benefits	No waiting period. Benefits paid monthly. Scheduled benefits paid by statute and calculation of impairment. Unscheduled benefits are paid based on loss of earning capacity over worker's lifetime. Monthly amount can be re-arranged if the injured worker earns more or less in an annual review period based on a rollback basis.
Permanent Partial based on AMA Guidelines (or similar objective Guidelines)	6 th Edition of AMA guides being used.
Permanent Total Benefits	No waiting period. Benefits paid monthly based on 66-2/3% of average monthly wage. Lifetime benefits.
Fatality Benefits	No waiting period. Based on 66-2/3% of average monthly wage. Paid to dependents over lifetime of spouse and age 18/22 of children. Claims must be submitted within one year of death.
Vocational Rehabilitation	Not mandatory.
Settlement Allowed	Yes. Compromise and Release, Full and Final (which waives the right to Petition to Reopen) and global settlements allowed. ICA must approve. New allowance for full and final settlements to include supportive care, became effective 2017. Amendments to statutes to simplify requirements for settlement, to include MSA or accompanying life care plan, goes into effect 8/3/18.
Temporary Total cap	No cap except on hernia claims where there is a 60-day TTD/TPD maximum.



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Medical issues

Initial Choice of Provider	The worker has the right to choose their treating provider. Carrier/employer are entitled to a one-time visit to a provider of their choice at the on-set of the claim.
Change of Provider	Must be submitted/approved through Industrial Commission of Arizona except on referral to specialist or by mutual agreement
Medical Fee Schedule	Percent over Medicare - 84%
Managed Care	
Utilization Review	Not required
Treatment Guidelines	Yes, ODGs
Generic Drug Substitution	The state mandates generic substitution.
Medical Mileage Reimbursement Rate	62.5/mile if worker must travel greater than 25 miles one way. Mileage required for IME attendance regardless of the number of miles traveled.
Network Information	Corvel, Coventry
Ability to Terminate Medical Treatment	No. Can limit by IME or Judge's Order.
Settlement Allowed	Yes-can now settle supportive/maintenance care without dispute. Can settle full and final, which waives the right to Petition to Reopen.
Cap on benefits, exceptions	None

Other Issues

WC Hearing Docket Speed	90 days on average until initial hearing, 6-9 months for total hearing process.
Staff Counsel	Yes
Hearings require attorney or claim handler participation	Yes. Attorney must be appointed for defense. Worker may represent self.
Occupational Diseases	Yes
Second Injury Fund availability	Limited
Other Offset Opportunities	Apportionment for unscheduled injuries if worker's medical condition meets criteria listed in statutes and must have a 10% impairment for contributing condition.
EDI	Not Applicable
In-State Adjusting Required	No. Permission must be obtained from Industrial Commission of Arizona (ICA) to handle claims out of state, and adjusters must go through ICA training and be certified by ICA.
License or Certification Required	Yes, certification is required for out of state handling. Insurance carriers/self-insureds must forward notification of injury from "an employee who was injured and intends to file a claim" to the ICA within 7

Other Issues

	business days and inform the employee of requirement to file a claim. Statute of limitations tolled between date carrier/self-insured receives notice and date notice forwarded to ICA. H.B. 1403
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