



Ohio Administrative Code

Rule 4123-18-14 Injured workers suffering compensable injuries, occupational diseases or death while in an approved vocational rehabilitation plan.

Effective: October 1, 2024

(A) Claims for injury, occupational disease or death incurred in the course of and arising out of participation in an approved vocational rehabilitation plan and not in the course of and arising out of any employment, may be filed for compensation and benefits.

(B) The full or average weekly wage for the rehabilitation injury, occupational disease, or death claim will be calculated using the full or average weekly wage information in the original claim pursuant to which the injured worker undertook participation in the prescribed rehabilitation program; provided, that if the statewide average weekly wage in the year of the rehabilitation injury, occupational disease or death is different from that applicable to the original claim, the injured worker's full or average weekly wage will be calculated using the original wage information but subject to the maximum compensation rate in such subsequent year.

(C) All compensation and benefit awards arising out of such a claim are charged to the surplus fund account established by section 4123.34 of the Revised Code, and not charged through the state insurance fund to the employer of record in the claim through which the injured worker was receiving vocational rehabilitation services so long as the employer pays assessments into the surplus fund account for the payment of such compensation and benefits. If the employer is a self-insuring employer, these compensation and benefits are paid by the self-insuring employer directly as a part of a claim.
