

Cover Page

Name of Provider: McConnaughay, Coonrod, Pope, Weaver & Stern, P.A.

Name of Course: GA WC - 240 Process and Pitfalls ([Webinar](#))

Targeted audience: Claims Adjusters and Claims Handlers

Course Objective:

To teach individuals responsible for handling Workers Compensation claims important information as to the completion of a WC-240a and WC-240 offer of light duty employment.

Course Relevance:

There are many steps involved with completing a WC-240 and WC-240a to compel an employee to return to light duty. With a step-by-step guide to the completion of these forms and returning the employee to work, this course will provide guidance and tips for avoiding pitfalls that may led to future litigation.

This session will be of equal importance to Florida adjusters involved with Florida workers' compensation cases potentially having Georgia implications. There are many instances where Florida adjusters will have to determine which state has the proper jurisdiction for paying a claim and having responsibility for defending claims for benefits. For example, if an accident happens outside of the state of Florida involving a Florida employee employed by a Florida employer, the Florida adjuster may be responsible for paying the claimant under the laws of the other state, in this instance Georgia. It is essential that the Florida adjuster have a complete knowledge of what is payable under the Georgia law since benefits are different, fee schedules for the payment of medical expenses are different, and the payment of compensation is completely different. Florida determines entitlement to benefits primarily emphasizing the date of maximum medical improvement whereas in Georgia, MMI has no relevance. Georgia does not recognize the concept of major contributing cause or apportionment that is so important in Florida, relying rather upon the question of compensability on the most probable reason of the need for medical care and the cause of disability. Georgia law does not recognize Florida's subrogation or third party lien laws, an extremely important facet of the ability of Florida employers to mitigate against excess payments. The choice of which jurisdiction should be paying workers' compensation benefits is that of the injured worker (assuming no duplication of benefits) and therefore, if the injured worker chooses Georgia, Georgia benefits and claims filings must be made. Not having a working knowledge of the Georgia law will create a complete inability on the part of the Florida adjuster in timely paying benefits.

Study Method: ([Classroom](#)) [Webinar](#)

Names of Approved Instructors:

Hanna Williams, Esq. [Instr Id#: 1340619]

Hayley Folmar, Esq. [Instr Id#: 1338995]

Caitlin Beyl, Esq. [Instr Id#: 1336858]

Name of School Official: James N. McConnaughay, Esq.

GA WC - 240 Process and Pitfalls (Webinar)

I. **Caitlin:** Release to light duty work –
5 min

- a. File WC-104
- b. Full duty release
- c. Common issues with filings

II. **Hanna** 10 step process for WC-240 -

25 min

- a. ATP release with restrictions
- b. Light duty job description
- c. WC-240a
- d. Service of WC-240a
- e. 60 day time limit and ATP approval
- f. 10 days notice
- g. Service of WC-240

III. **Caitlin:** Effect of return to work -

15 min

- a. Failure to report to work
- b. Attempted work but left
- c. Continued working
- d. Waiver of defenses

IV. **Hanna:** Common Errors –

5 min

Total Instruction Time: 50 minutes
Total Break Time: 0 minutes
Total Time: 50 minutes

Hanna J. Williams

Associate

Tallahassee, FL

Thomasville, GA

Hanna Williams focuses her practice in the area of workers' compensation defense and related matters. She assists employers and carriers throughout the claim process addressing both non-litigated and litigated issues. This includes investigation of work place accidents, responses to requests for various benefits, defense of contested claims and, ultimately, measures directed towards the successful resolution of a claim. Hanna represents local and regional employers and national insurers, providing the right guidance for each to effectively protect our clients.

Hayley L. Folmar

Partner

Jacksonville, FL

Tallahassee, FL

Thomasville, FL

Hayley practices a broad spectrum of employer-centered litigation. Specifically, she handles defense work in the areas of workers' compensation defense, insurance defense, and civil liability defense. Hayley handles trial practice, appellate practice, and administrative hearings before the Florida First DCA, County and Circuit Courts, the Judge of Compensation Claims and the Florida Department of Administrative Hearings. She has represented state agencies, national insurance companies, PEOs, TPAs and self-insureds. Hayley handles matters in the areas of premises liability, auto liability, sovereign immunity, medical-malpractice, professional-malpractice and wrongful death.

Hayley assists employers and financial institutions alike in the processing and handling of Writs of Garnishment, protecting the rights of the Garnishee.

Hayley enjoys presenting educational lectures throughout the southeast about a variety of specialized defense topics. She is licensed by the Florida Division of Financial Services to provide continuing education instruction.

Expanding across the State line, Hayley appears before the Georgia State Board of Worker's Compensation and the Superior Court of Georgia for civil matters.

Caitlin W. Beyl

Partner

Jacksonville, FL

Thomasville, GA

Caitlin handles defense work in the areas of workers' compensation defense and reimbursement dispute litigation. Caitlin handles trial practice, appellate practice, and administrative hearings before the Florida First DCA, the Judge of Compensation Claims and the Florida Department of Administrative Hearings. She has represented state agencies, national insurance companies, PEOs, TPAs, and self-insureds. Caitlin is licensed in Georgia and now appears before the Georgia State Board of Worker's Compensation. Caitlin assists employers and financial institutions alike in the processing and handling of Writs of Garnishment, protecting the rights of the Garnishee. Caitlin enjoys presenting educational lectures throughout the southeast about a variety of specialized defense topics. She is licensed by the Florida Division of Financial Services to provide continuing education instruction.