

**WAC 296-19A-191 When may the department authorize prejob accommodations?** As provided for in RCW 51.32.095(4), the supervisor or the supervisor's designee, in his or her discretion, may authorize prejob accommodations when the following criteria are met:

- (1) The claim is open or in statutory pension status; and
- (2) The injured worker's attending doctor certifies that the pre-job accommodations are medically necessary due to the effects of the accepted industrial condition; and
- (3) The prejob accommodation is medically necessary to enable the industrially injured or ill worker to:
  - (a) Participate in an approved retraining program; or
  - (b) Perform the essential functions of a job or a return to work goal in which the worker is seeking employment consistent with a completed retraining plan or the recommendations of an ability to work assessment; and
- (4) No employer-employee relationship exists.

[Statutory Authority: RCW 51.04.020, 51.04.030, 51.32.095, 51.36.100, 51.36.110. WSR 03-11-009, § 296-19A-191, filed 5/12/03, effective 2/1/04.]