

# Customer Workers Compensation Jurisdictional Resource – New Jersey

Issue	Mandatory	What & How	Impact	State Forms
Timely Reporting of Claims	Yes	Claims reported by claimant after 90 days may be denied by Respondent. <a href="#">Title 34:15-17 of the New Jersey Code</a>	Encourages prompt reporting of <a href="#">New Jersey Form IA-1-First Report of Injury</a> .	<a href="#">New Jersey Form IA-1-First Report of Injury</a>
Drug Free Workplace	Yes	A respondent can deny benefits to a claimant who is injured due to intoxication or drug use. <a href="#">Title 34:15-17 of the New Jersey Code</a>	Encourages drug/alcohol free workplace. Proximate cause of injury must be the intoxication.	N/A
Managed Care Law	No, there is no managed care law in New Jersey.	N/A	N/A	N/A
Directing Medical Treatment	Yes	Affords the employer the right to furnish all authorized medical treatment to the injured claimant. <a href="#">Title 34:15-15 of the New Jersey Code.</a>	Works to control medical costs in the state.	N/A
Posting Notices	Yes	Requires <a href="#">New Jersey Form 16 NJ-A – Posting Notice</a> to be conspicuously posted. Name and address of insurer must be stated. <a href="#">Title 34:15-80 of the New Jersey Code</a>	Provides injured worker immediate access to the carrier.	<a href="#">New Jersey Form 16 NJ-A – Posting Notice</a>

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Reporting First Aide Claims	Yes	Employer is required to report any accident requiring medical treatment by filing a <a href="#">New Jersey Form IA-1- First Report of Injury</a> .  <a href="#">Title 34:15-96 of the New Jersey Code</a>	Provides accurate reporting of accidents.	<a href="#">New Jersey Form IA-1- First Report of Injury</a>
State Specific Notices "Employer" must provide after an injury is reported	Yes	<a href="#">New Jersey Form IA-1- First Report of Injury</a> is to be submitted to the New Jersey Department of Labor and Workforce Development as soon after the accident as possible. A <a href="#">New Jersey Form IA-2 - Subsequent Report of Injury</a> is to be submitted upon the return of the injured worker to full duty.	Provides the State with accurate tracking of the duration and severity of injury and treatment.	<a href="#">New Jersey Form IA-1- First Report of Injury</a>  <a href="#">New Jersey Form IA-2 - Subsequent Report of Injury</a>
Maintain Health Insurance	No	New Jersey does not require that an employee maintain health insurance for workers' compensation coverage.	N/A	N/A
Discharge Employee upon Filing of Workers' Compensation Claim	No	Prohibits an employer from taking retaliatory action against any employee reporting a workers' compensation injury.  <a href="#">Title 34:15-39 of the New Jersey Code</a>	Provides employee with open access to medical care for work related injuries.	N/A
Can Employee can Waive Right to Workers' Compensation Benefits		Presumes workers' compensation benefits are in effect, absent express contract provisions declining coverage prior to employment beginning.  <a href="#">Title 34:15-9 of the New Jersey Code</a>	Permits an employee to accept the risk of work injury.	N/A

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Wage Statements	Yes	It has been construed by the Court in New Jersey to provide the injured worker with the right to a 26 week wage statement.  <a href="#">Title 34:15-37 of the New Jersey Code</a>	Helps both parties assess correct weekly wages.	N/A
Medical List Provider	No	Affords the employer the right to furnish medical treatment, with no obligation to provide Medical Provider lists.  <a href="#">Title 34:15-15 of the New Jersey Code</a>	Helps employer control medical costs.	N/A

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