

**Alberta WCB
Policies &
Information**

Chapter:
COST AND ENTITLEMENT ADJUSTMENTS

Subject:
COST RELIEF

Authorization: **BoD Resolution 2017/04/16** Date: **May 16, 2017**

APPLICATION 1: GENERAL

1. *Are there any employers who are not eligible for cost relief?* Employers are not eligible for cost relief if their industry has chosen not to participate in cost relief under Industry Custom Pricing. The cost relief elements waived under Industry Custom Pricing may vary according to the specific agreement. See Policy 07-02, Part II, Application 7, Industry Custom Pricing (ICP).

Except for overpayments, WCB does not provide cost relief to the following self-insured employers who maintained deposit accounts on the date of accident:

- the Government of Canada
- the Government of Alberta (any claims with accident dates prior to April 1, 1986 are excluded from cost relief)
- Telus Communications Inc. (any claims with accident dates prior to January 1, 1988 are excluded from cost relief)

2. *If there is a prolonged period of disablement due to a pre-existing condition, does WCB provide cost relief to eligible employers?* When a compensable accident aggravates a pre-existing condition and the period of disablement is a reasonable consequence of the accident, claim costs resulting from the effects of the aggravation are not relieved (see Policy 03-02, *Aggravation of a Pre-Existing Condition*).

When there is medical evidence of a pre-existing condition, WCB may relieve claim costs if the pre-existing condition causes an increase to the period or degree of disablement. The pre-existing condition may have been a separate factor or aggravated by the accident. The resulting costs from the prolonged period are relieved from the accident employer's experience account.

Different criteria apply to claims for back injuries with pre-existing conditions (see Application 3 for more information on back injuries).

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3. *Does WCB provide cost relief when the worker's period of disablement is prolonged because of a concurrent condition?*

When the worker's period of disablement is prolonged because of a concurrent condition, WCB may relieve the costs that are attributable to the prolonged period (see Policy 04-02, Part II, Application 1, Question 11).

Cost relief is not provided for personal risk factors such as obesity, smoking, and alcohol or drug addiction, unless the risk factor results in a delay in the worker's ability to participate in treatment for the compensable injury or return-to-work services. Examples include a delay in undergoing surgery until the worker ceases smoking; a delay in surgery or other treatment until the worker loses weight; a delay in participation in return-to-work services while the worker is undergoing treatment for addiction.

Cost relief may be granted when the concurrent condition is a disease arising from one of these risk factors (for example, Type 2 diabetes, lung cancer, cirrhosis of the liver).

4. *Does WCB provide cost relief when there is a delay in recovery due to the worker's error in judgement?*

When recovery has been prolonged due to a worker's error in judgement, WCB may relieve the costs that are attributable to the prolonged period (see Policy 04-02, *Temporary Benefits*).

5. *What cost relief does WCB provide when there is a delay in hospital admission?*

When the worker is temporarily totally disabled as a result of the compensable injury, claim costs incurred while waiting for hospital admission are distributed as follows:

- periods up to and including 90 calendar days from the date the worker's doctor indicates the need for hospitalization will be charged to the accident employer's experience account
- any period in excess of 90 calendar days up to, but excluding, the date of hospital admission will be relieved and those costs will be charged to the accident

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Cost relief for delay in hospital admission (continued)

employer's industry

If the worker is not totally disabled, but continues to be entitled to compensation pending hospital admission, costs are distributed as follows:

- periods up to and including 30 calendar days from the date the worker's doctor indicates the need for hospitalization will be charged to the accident employer's experience account
- any period in excess of 30 calendar days up to, but excluding, the date of hospital admission will be charged to the accident employer's industry.

Costs for the compensation period from the date of hospital admission will be charged to the accident employer's experience account.

6. Does cost relief apply when there is an enhancement factor?

Costs resulting from the application of an enhancement factor are relieved from the employer's experience account, unless the costs result from a single accident causing multiple injuries (see Policy 04-04, *Permanent Disability*).

7. Does WCB apply cost relief when a worker is injured during an epileptic seizure?

Epilepsy itself is not compensable unless it resulted from a compensable head injury. Costs for epilepsy or epileptic seizures resulting from a compensable head injury will be charged to the accident employer's experience account. Full cost relief applies only when there is no compensable head injury but a seizure occurs during the course of employment, causing other injuries (see Policy 02-01, *Arises Out of and Occurs in the Course of Employment*).

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8. *How is cost relief applied to second injury claims?*

Costs resulting from the acceptance of a second injury claim (see Policy 03-01, *Injuries*) will be relieved from the employer's experience account and charged to the industry of the primary accident employer.

The same applies when a worker suffers a new injury or aggravates a pre-existing condition while participating in a WCB sponsored training program. The resulting costs are removed from the accident employer who provided the training or assessment services.

9. *Does cost relief apply to any supplements or allowances?*

Section 65 of the WCA was repealed as of September 1, 2018; however, s.65 supplements in effect prior to that date are not affected by repeal of the section.

WCB will relieve costs resulting from a supplement granted under s.65 (see sidebar) of the WCA (see Appendix H for Policy ADJ-30, rescinded effective January 1, 1995). Costs resulting from a Rehabilitation Surgery Allowance or a Level 1 Home Maintenance Allowance are charged to the accident employer's industry (see Policy 03-02, *Aggravation of a Pre-Existing Condition* and Policy 04-10, *Other Home Services*).

10. *Under what conditions does an employer receive cost relief for compensation overpayments?*

If the employer did not contribute to the overpayment by providing incorrect information, WCB may remove the amount of the overpayment from the employer's account (see Policy 05-01, *Compensation Overpayments*).

When changes to benefit amounts are effective the date of the amended decision, there is no overpayment for benefits paid to that date. WCB may still remove the benefit costs provided the employer did not contribute to the overturned decision by supplying incorrect information. WCB will calculate the difference in benefits as though the decision has been retroactive and may remove that amount from the employer's account.

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11. *Does WCB relieve costs when the worker has concurrent earnings?*

Concurrent earnings are earnings at the date of accident from employment sources other than the accident employer (see Policy 04-01, *Establishing Net Earnings*).

When concurrent earnings are used to establish the worker's compensation rates, the costs resulting from the concurrent earnings are relieved from the accident employer's experience account.

12. *What happens in the case of third-party recoveries?*

WCB may provide cost relief when a settlement or judgement is received from a third party concerning a worker's claim. WCB may consider early cost relief in third-party motor vehicle accidents (see Policy 07-02, *Experience Records*).

13. *How does WCB distribute claim costs when the compensable accident was due to the negligence of another employer?*

When there is an application for cost transfer and WCB determines that the accident was due to the negligence of another employer under the WCA or the worker of another employer under the WCA, all or part of the claim costs will be transferred from the accident employer's account to the other employer who has caused or contributed to the accident (see Policy 07-02, *Experience Records*).

14. *How does WCB distribute claim costs that arise out of fatal accidents?*

With the exception of Government of Canada claims, each year WCB distributes the cost of all capitalized awards for fatal claims. The costs of the capitalized awards made in a calendar year are distributed equally amongst all fatal accidents accepted in the same calendar year (see Policy 07-02, *Experience Records* for more information).

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15. *Are the costs of a no-time-loss claim charged to the employer's experience account?*

WCB does not charge the costs to the employer's experience account provided **all** of the following conditions are met:

- the worker did not miss time from work as a result of the compensable accident,
- the costs are for medical aid only, and
- the costs are less than the prescribed amount established by WCB.

16. *Are costs relieved if wage loss benefits are paid during a medical investigation?*

Costs may be relieved when wage loss benefits are paid during a medical investigation to determine entitlement or continued entitlement to benefits.

If the results of the medical investigation indicate the worker's condition is **not** compensable, costs are relieved from the employer's experience account. If the results of the medical investigation indicate the worker is entitled to WCB benefits, costs are charged as usual.

17. *When is this policy application effective?*

This policy application (Application 1 – General) is effective June 1, 2017, and applies to all claims with a date of accident on or after that date, except when noted otherwise in a specific policy section(s).

Previous versions

- [Policy 0502 Part II - April 2018](#)
- [Policy 0502 Part II - June 2017](#)
- [Policy 0502 Part II - August 2015](#)
- [Policy 0502 Part II - December 2014](#)
- [Policy 0502 Part II - June 2011](#)
- [Policy 0502 Part II - December 2010](#)
- [Policy 0502 Part II - January 2007](#)
- [Policy 0502 Part II - January 2004](#)

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- [Policy 0502 Part II - January 2002](#)
- [Policy 0502 Part II - August 2000](#)
- [Policy 0502 Part II - January 2000](#)
- [Policy 0502 Part II - June 1999](#)
- [Policy 0502 Part II \(consolidated manual 1st Issue\) - February 1997](#)