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Disability Claim Forms located at end of this document.
Benefits at a Glance

The State of New Mexico Disability has self-insured a supplemental income plan to provide financial assistance to those that lose income due to a sickness or injury and are unable to work for a period of time.

The Disability plan is comprised of two benefits; Short Term Disability and Long Term Disability. This policy is designed to give the policyholder information regarding their Disability coverage.

Benefit claim forms* must be completed and sent to CompuSys/Erisa Group, Inc., the State’s Benefits Third Party Administrator for disability. Processing may be delayed if all required forms are not included. See below website for claim details.

CompuSys/Erisa Group, Inc.
13706 Research Blvd. Suite 308
Austin, TX 78750
Fax: (512) 597-4692
Ph. 1-800-933-7472

*Claim forms can be found at the following website:

http://www.generalservices.state.nm.us/riskmanagement/Benefit_Information.aspx

Disability premiums are paid 100% by the employee. With the employee paying the full premium costs, no taxes are withheld if the employee should require disability payments.
Eligibility for Benefits

- To be eligible to make an initial claim, an active employee:
  - Includes anyone hired as classified, Governor-exempt, probationary, temporary, term, or hourly if the employee is scheduled to regularly work at least twenty (20) hours per week, and whose length of employment, when hired, is for at least six (6) months. Elected officials, if part of the State or a participating LPB, are considered eligible and do not need to meet the work schedule of at least twenty hours (20) per week.
  - Must suffer a disabling, non-work-related illness or injury which prevents employee from working; and
  - Must have paid disability premiums for at least twelve consecutive months.

- Employee must submit medical provider documentation which establishes employee is not able to perform work in any capacity.

- There is a twenty-eight (28) day Elimination Period. The Elimination Period is length of time between when an employee is unable to work due to disability before qualifying for short term benefits.

- An employee need not exhaust annual, sick or donated leave time in order to be eligible to make an initial claim for disability benefits.

- Claimants on long-term disability may separate from employment and maintain eligibility.

- Dependents and independent contractors are not covered under this plan.
Short Term Disability Benefits

- There is a twenty-eight (28) day **Elimination Period**. The **Elimination Period** is length of time between when an employee is unable to work due to disability before qualifying for Short Term Disability benefits.

- Required premium contributions must continue to be paid while on Short Term Disability to maintain eligibility.

- Employee must submit medical provider documentation which establishes employee is not able to perform work in any capacity while on disability benefits.

- A **Claimant** is *not* eligible for disability benefits in the event of a work-related injury or illness.

- Claim must be filed within ninety (90) days from the first day out of work.

- Following the **Elimination Period**, Short Term Disability benefits are payable weekly and are calculated as 60% of regular weekly earnings, less **Deductible Sources of Income** to a maximum benefit of $500 per week.

- An individual cannot receive more than 100% of their regular salary with sick, annual, and disability benefits combined.

- Following the **Elimination Period**, Short Term Disability benefits may be paid for a maximum period of twenty-four (24) weeks, based on proper medical documentation.

- Maternity benefits in the instance of a vaginal delivery allow for 6 weeks of disability beginning on the date of delivery (this *includes* the four (4) week **Elimination Period**, resulting in two (2) weeks of paid claims).

- Maternity benefits available in the instance of a Cesarean delivery allow for eight (8) weeks disability from the date of delivery (this
includes the four (4) week **Elimination Period**, resulting in four (4) weeks of paid claims). **

**Above scenarios are without complications**

- Extension of disability payments is based on medical necessity.

- The **Claimant** must provide medical updates at least every four to six (4-6) weeks.

- A change in medical condition will require a new claim and will be subject to approval or denial based on the policy guidelines and new **Elimination Period**.
Long Term Disability Benefits

- Long Term Disability begins after Short Term Disability has ended as long as the employee still meets all eligibility requirements.

- Long Term Disability benefits are payable for a maximum of two (2) years.

- No work related injuries or illnesses are covered by either Short Term or Long Term Disability.

- Long term disability payments are payable monthly and are calculated as 40% of regular monthly earnings, less DEDUCTIBLE SOURCES OF INCOME, to a maximum benefit of $2000 per month.

- Benefits for those approved prior to July 1, 2006 will be reduced by DEDUCTIBLE SOURCES OF INCOME (such as social security or retirement).

- A CLAIMANT must apply for Social Security Disability Insurance (SSDI) and Retirement Disability to continue eligibility for Long Term Disability benefits.

- It is the claimant’s responsibility to appeal any denials made by SSDI and provide appeals to CompuSys/Erisa Group, Inc. for verification purposes.

- The CLAIMANT must provide medical updates at least every 90 days.
CLAIMANTS’ Responsibilities

- **Disability premiums are paid 100% by the employee.** With the employee paying the full premium costs, no taxes are withheld if the employee should require disability payments.

- Claim must be filed within 90 days of the day the CLAIMANT stops working.

- If on short-term disability, the CLAIMANT must provide a medical/physician update and other information as requested by the plan at least every 4-6 weeks. Long-term disability CLAIMANTS must provide medical updates and other information as requested by the plan at least every 90 days.

- CLAIMANT must apply for Social Security Disability Income and Retirement Disability when converted to Long Term Disability.

- CLAIMANT must appeal any denials from Social Security Disability Income.

- CLAIMANT must inform the plan when receiving any DEDUCTIBLE SOURCES OF INCOME.

- CLAIMANT must inform the plan immediately when able to return to work.

- If medical and/or disabling condition changes, CLAIMANT must fill out new claim forms which will be subject to plan eligibility requirements and **ELIMINATION PERIOD**.

- CLAIMANT must inform the plan when there is a separation of employment.

- CLAIMANT must appeal any denials or termination of benefits by the plan within 30 days.
Other Benefit Features

- At the discretion of the Director of the State of New Mexico Risk Management Division, disability payments may continue for eligible Long Term Disability if the claimant elects to enroll into school and/or training that will provide them with the necessary skills to obtain gainful employment.
  - The claimant must request this benefit, in writing, with an explanation of the classes and/or training that the claimant will be enrolling in and what employable skills will be attained by taking these classes.
  - The claimant must provide the admission letter to CompuSys/Erisa Group, Inc. immediately upon receipt. The final grades must also be submitted to CompuSys/Erisa Group, Inc.

- If a Local Public Body separates from the State Group Benefits Plan, any Short or Long Term disability claimant currently receiving benefits will continue to receive benefits until the claim is closed according to the terms and conditions of the Plan.
Limitations and Exclusions

- Work Related injuries and/or illnesses are not covered under this Plan.

- All Disability durations are administered according to the **OFFICIAL DISABILITY GUIDELINES** 2013 (Eighteenth Edition) published by Work Loss Data Institute.

- CLAIMANTS cannot perform work in any capacity while receiving Short or Long Term Disability.

When Coverage Ends

- If the State’s Group Benefit Plan is cancelled, coverage ends on the cancellation date.

- Coverage ends on the date a claimant becomes eligible for Social Security Disability, or retirement (this also includes voluntarily withdrawing your retirement funds).

- Coverage ends on the date a claimant is denied Social Security Disability Income Benefits and refuses to appeal the denial.

- Eligibility for benefits terminates upon failure to make required premium payments.

- Coverage for both Short and Long Term Disability ends on the date the claimant no longer meets the terms of the plan.

- Coverage ends on the date claimant fails to submit proof of continuing disability.

- Coverage ends when claimant is able to work in any capacity.

- Coverage ends when the disability condition is no longer the same condition under which the claim was originally filed and/or not a direct result of the original disabling condition.
• Coverage ends on the date claimant refuses an independent medical examination at the request of the State of New Mexico.

• Coverage ends on the date of claimant’s death.
  o Long term disability participants with approval prior to July 1, 2006, are eligible for a life benefit payout of $1,000.00 to an eligible survivor. Survivor must provide, in writing, a request for the life benefit and furnish a copy of the claimant’s death certificate.

• Assuming all other elements of eligibility and continuing eligibility are met, coverage for both Short and Long Term Disability ends upon reaching the maximum duration of payment:
  o Following the **ELIMINATION PERIOD**, the maximum duration of payment for Short Term Disability benefits is twenty-four (24) weeks.
  
  o Following the **ELIMINATION PERIOD**, the maximum duration of payment for Long Term Disability benefits is two (2) years.
Plan Rights

- The plan has the right to approve or deny the claim based on submitted information and plan eligibility requirements.

- The plan has the right to terminate benefits at any time due to failure to comply with the plan requirements and guidelines.

- The plan has the right to assign a medical case manager and request independent medical examinations at the cost of the plan.

- The plan has the right to recover any overpaid monies as the result of incorrect benefit payments, Fraud, or DEDUCTIBLE SOURCES OF INCOME.

- The plan has the right to request financial, employment, and medical information at any time while enrolled and receiving benefit payments.

- The plan has the right to stop benefits if the disability condition is no longer the same condition as originally claimed and/or not a direct result of the original disabling condition.
Appeal Process

If at any time a claim is denied and/or benefits are terminated, the plan will notify claimant about the status of benefits and the appeal process. The appeal process is as follows:

- First Level- The claimant should write a letter to CompuSys/Erisa Group, Inc. explaining why the claim should not have been denied and/or benefits should not have terminated. Please include any and all supporting documentation to support the need to review the original denial.
  - First-Level will be reviewed by CompuSys/Erisa Group, Inc.

- Second Level- If the denial was upheld after the first level appeal, send all documentation, including the original first level appeal and response, with a written notice requesting a second level appeal.
  - Second-Level will be reviewed by the State’s Group Benefits Plan Bureau Chief.

- Third Level- If the denial was upheld after the first and second level, all documentation including the original first level and second level appeals and responses should be sent, with a written notice, requesting a third and **FINAL** level appeal.
  - Third-Level will be reviewed by the State Risk Management Division Director.
Plan Information

Plan Name: State of New Mexico Self-Insured Disability Plan, a component of the State’s Group Benefits Plan

Plan Sponsor/Administrator: ERISA Administrative Services, Inc.
1200 San Pedro NE
Albuquerque, NM  87110

Employer Identification Number:  85-6003005

Type of Plan: Short Term and Long Term Disability

Type of Administrator: The Plan is provided by the State of New Mexico with the benefits provided in accordance with the provisions of the State of New Mexico Self-Insured Program

Share of Contributions: Employee contributes the full cost of premium for the Disability Program

Plan Year: July 1, 2013 through December 31, 2014

Agent for Legal Services And Address: Director, RMD
State of New Mexico General Services Dept.
Employee Benefits Bureau,
Joseph M. Montoya Building
Suite 2081, 1100 St. Francis Drive
Santa Fe, NM  87502-0110
(505) 827-0442
Glossary

CLAIMANT means an employee who is eligible for the State of New Mexico Self-Insured Disability Program.

DEDUCTIBLE SOURCES OF INCOME means income from deductible sources that you receive or are entitled to receive while you are DISABLED. This income will be subtracted from your gross disability payment. Deductible Sources of Income include:

- State compulsory benefit act or law
- Other group insurance plan
- Under the mandatory portion of any “no fault” motor vehicle plan
- Under salary continuation or accumulated sick leave plan
- From a third party (after subtracting attorney’s fees) by judgment, settlement or otherwise
- Disability payments received under your Employer’s retirement plan
- Retirement payments received by voluntarily election under your Employer’s retirement plan
- Retirement payments received after the later of age 62 or normal retirement age, as defined in your Employer’s retirement plan.

DISABLED means the inability to perform any work due to a sickness or injury.

MEDICAL PROVIDER means:

- A person performing tasks that are within the limits of his or her medical license; and
- A person who is licensed to practice medicine and prescribe and administer drugs or to perform surgery; or
- A person with a doctoral degree in Psychology (Ph.D. or Psy.D.) whose primary practice is treating patients; or
- A person who is a legally qualified medical practitioner according to the laws and regulations of the governing jurisdiction.
- The State of New Mexico will not recognize you, or your spouse, children, parents or siblings as a doctor for a claim that you send to us.

ELIMINATION PERIOD means a period of continuous disability, which must be satisfied before you are eligible to receive benefits from the State of New Mexico Self Insurance Non-occupational Disability Program.

EMPLOYER means the agency/Local Public Body participating in the State’s Group Benefits Plan.

INJURY means a bodily injury that is the direct result of a non-work related accident.
MONTHLY BENEFIT means the total benefit amount for which an employee is insured under this plan subject to the maximum benefit.

MONTHLY PAYMENT means your payment after any DEDUCTIBLE SOURCES OF INCOME have been subtracted from your gross disability payment.

OCCUPATIONAL SICKNESS OR INJURY means a sickness or injury that was caused by or aggravated by any employment for pay or profit.

PAYABLE CLAIM means a claim for which the State of New Mexico is liable under the terms of the policy.

PLAN means the State of New Mexico Self-Insured Disability Program.

WE, US and OUR means the State of New Mexico Self-Insured Disability Program.

WEEKLY BENEFIT means the total benefit amount for which an employee is insured under this plan subject to the maximum benefit.

WEEKLY PAYMENTS means your payment after any DEDUCTIBLE SOURCES OF INCOME have been subtracted from your gross disability payment.

YOU means an employee who is eligible for the State of New Mexico Self-Insured Disability Program.
Instructions for Filing a Claim

If the claim form is not completed in full, processing of benefits will be delayed until all required information has been received. However, if any questions are not applicable to your situation please write “NA” (not applicable) in those spaces.

How To File A Claim

<table>
<thead>
<tr>
<th>All sections of this form must be completed and sent to CompuSys/Erisa Group, Inc. by mail or by fax. The FAX number is (512) 597-4692.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Employer: Fully complete section “For Employer To Complete.” Page 1, answering all questions. REMEMBER TO FORWARD COPIES OF EMPLOYEE RECORDS SHOWING DISABILITY PREMIUM PAYMENTS, WAGES PAID, AND LEAVE BALANCES AFTER THE 28 DAY ELIMINATION PERIOD IS OVER PER QUESTION 16 ON EMPLOYER APPLICATION.</td>
</tr>
<tr>
<td>2. Employee: Fully complete and sign pages 2 and 4 of the Benefit Claim Forms.</td>
</tr>
<tr>
<td>3. Employee: Obtain and submit completed Physician Form, page 5. (Before giving the form to the physician, complete the top line with your name, date of birth and social security number).</td>
</tr>
</tbody>
</table>

Employer/Employee Notice

<table>
<thead>
<tr>
<th>Please inform CompuSys/Erisa Group, Inc. of any scheduled or actual return to work date, as soon as possible, by calling the office toll free at (800)-933-7472 or faxing notification to (512) 597-4692.</th>
</tr>
</thead>
<tbody>
<tr>
<td>If CompuSys/Erisa Group, Inc. extends benefits beyond the actual return to work date, the amount overpaid must be returned to the State of New Mexico. You MUST forward copies of employees pay stub showing annual leave, sick leave or compensatory leave taken. Please make appropriate changes to employee’s time sheets for employees who become eligible for payment AFTER the elimination period.</td>
</tr>
</tbody>
</table>

FRAUD NOTICE

| Any person who knowingly and with intent to injure, defraud or deceive any insurance company, files a statement of claim and/or application containing any false, incomplete, or misleading information, is guilty of a felony and is subject under state law to prosecution and punishment, including fines and/or imprisonment. Submission of false information in connection with this claim form may also constitute a crime under federal laws CompuSys/Erisa Group, Inc. and the State of New Mexico will pursue any appropriate legal remedies in the event of insurance fraud, including prosecution under federal mail fraud, federal worn fraud, and/or the federal Racketeer Influenced and Corrupt Organizations Act statues. Any false statements made herein may be reported to state and federal tax and regulatory authorities as is appropriate. |
# Disability Claim Form

**Claim & Tax Questions: Toll Free 1-800-933-7472**  
**Fax to: (512) 597-4692**

**EMPLOYER TO COMPLETE (PLEASE PRINT)**

If claim form is not completed in full, processing of benefits will be delayed until all information has been received.

1. Agency Name and Address:  
2. Employees Home Phone:  
3. Employees DOB  
4. Employees SS#  
5. Employees Name and Address  
6. Employee’s work schedule  
7. Date of Hire  
8. Effective Date of Insurance  
9. Occupation at time last worked  
10. Confirm that Employee has paid twelve months of disability premiums, and attach payroll deduction print screen(s).  
11. Wages prior to date last worked:  
   - Hourly wage $  
12. Date of Last Salary Increase  
13a. Date last worked  
13b. Number of hours worked that day  
13c. Date paid through for  
   - Annual Leave  
   - Vacation Pay  
   - Accrued Sick Leave  
14. Has employee returned to work?  
   - If yes, date  
15. Are you as the employer able to accommodate the employee’s restrictions and limitations, for an early return to work? (i.e. job modification, part time, etc.) Please elaborate.  
16. Sick Pay Calculation for Timesheet Entry: Date Last Worked + 28 Day Elimination Period =  
   - Date to start reducing employees sick/annual/comp leave on timesheet if eligible for Disability Payments.  
   - ****An Employee Can NOT receive more than 40% of their normal weekly wage in order to qualify for Disability***  
17. Have you notified the employee of FMLA eligibility?  
   - YES  
   - NO  
   - Have you completed FMLA forms?  
   - YES  
   - NO  

**Please forward a copy with this form**

I certify by signing this form that I will inform CompuSys/Erisa Group, Inc. of any change to this form or the employee’s work status. I certify that the information above is true and correct to the best of my knowledge. I will send CompuSys/Erisa Group, Inc. any updated medical forms if I receive them.

**Signature (the above statements are true and complete to the best of my knowledge)**

**FAX NUMBER ( ) -**  

**Telephone Number ( ) -**  

**Email address:**
Disability Claim Form

Claim & Tax Questions: Toll Free 1-800-933-7472
Fax to: (512) 597-4692

Mail To: CompuSys/Erisa Group, Inc.
13706 Research Blvd. Suite 308
Austin, TX 78750

WHEN FAXING INSERT THIS END

EMPLOYEE TO COMPLETE (PLEASE PRINT) If claim form is not completed in full, processing of benefits will be delayed until all information has been received. Write “NA” in non-applicable sections

1. Employee’s Name: __________________________

2. Home Phone # ( ) -

3. Employee’s DOB / /

4. Employee’s SS# - -

5. Employee’s Address:
Street/Box/Apt: __________________________

City, State, Zip: __________________________

6. a. Height ________ b. Weight ________

7. a. Occupation

7b. List the duties of your occupation at the time of your disability

8. Date of accident or date you first noticed symptoms:

9. You have been unable to work because of this disability since what date?

10. Have you returned to work?

☐ Yes ☐ No

If yes, when?

Full Time: ________ Part Time: ________

11. If you have not yet returned to work, when do you expect to return?

Full Time: ________ Part Time: ________

12. Describe in Detail how, when, and where the illness/accident occurred, or describe the nature of your disability and its first symptoms.

13. Is your accident or illness related to your occupation? ☐ Yes ☐ No

If yes, please explain:

14. Have you filed a Worker’s Compensation claim?

☐ Yes ☐ No

Do you intend to file a Work Comp claim?

☐ Yes ☐ No

15. If injury was due to an auto accident, have you applied for no-fault benefits?

☐ Yes ☐ No

If yes, please list the name, address, phone number of carrier:

16. When were you first treated for your illness or injury?

Hospital Name: __________________________ Street: __________________________ City: ________ State: ________ Zip: ________

Doctor Name: __________________________ Street: __________________________ City: ________ State: ________ Zip: ________

__ / __ / __

17. Please list any sources of income that you are currently receiving and their amounts. Please attach copies for income verification.

18. I acknowledge having reviewed all of the CLAIMANTS’ RESPONSIBILITIES as set forth in the Disability Policy document. By my signature below, I represent that I understand all of the stated Claimants’ Responsibilities, and that I will adhere to all of those responsibilities during the claim process.

Signature: __________________________ Date: ________ / ________ / ________

Personal Email address: __________________________ (for confidential communications)
Disability Claim
Employee’s Authorization

FOR EMPLOYEE TO COMPLETE

AUTHORIZATION FOR RELEASE OF INFORMATION

PERSONS OR INSTITUTIONS: This authorizes you to give the State of New Mexico Group Benefits Plan and CompuSys/Erisa Group, Inc. Disability Claims Office, its affiliate departments and representatives, any information, data or records you have regarding my medical history and treatment (including records pertaining to psychiatric, drug or alcohol use, and any medical condition I may have or have had), and any information, data or records regarding my activities (including records relating to my Social Security, Workers’ Compensation, credit, financial, earnings and employment history) needed to evaluate my claim for benefits. I understand that any such information obtained may be provided to a person or agency requested by the State or CompuSys/Erisa Group, Inc. to assist with this purpose. This authorization is valid during the pendency of my claim. I understand that I have the right to request and receive a copy of this authorization. A photocopy of this authorization is as valid as the original.

X____________________________________
Signature
___________________________________
Date

Address____________________________________

____________________________________

A photo static copy of this authorization is to be considered as valid as the original and is effective for the duration of the claim.
### Claim Questions: Toll Free 1-800-933-7472  
Fax to: (512) 597-4692

#### History
- a) When did symptoms first appear or illness/accident happen?  
- b) Date you advised your patient to stop working.  
- c) Has patient ever had same or similar condition?  
  - Yes  
  - No
- d) Is condition due to injury or sickness arising out of patient’s employment?  
  - Yes
  - No
  - Unknown
- e) Names and address of other treating physicians

#### Diagnosis
- a) Date of last examination  
- b) Diagnosis (including any complications) & ICD9 Code  
- c) Subjective Symptoms

#### Treatment
- a) Has patient recovered  
  - Yes
  - No
  - Improved
  - Regressed
- b) Is patient ambulatory  
  - Yes
  - No
  - Bed Confined
  - Hospital Confined

#### Progress
- a) Date of first visit for this illness or injury.  
- b) Date of last visit  
- c) Date of next visit  
- d) Frequency of visits

#### Treatment
- a) Has patient been hospital confined?  
  - Yes
  - No
  - Unknown
- b) Date you advised your patient to stop working.
- c) Date of last examination
- d) Subjective Symptoms
- e) Objective findings (including current x-rays, EKG’s, laboratory data and any clinical findings)

#### Nature of Treatment
- a) Has patient been hospital confined?  
  - Yes
  - No
  - Improved
  - Regressed
- b) Is patient ambulatory  
  - Yes
  - No
  - Bed Confined
  - Hospital Confined
- c) Blood pressure last visit

#### Cardiac (if applicable)
- a) Functional Capacity  
  - Class 1 (no limitation)  
  - Class 2 (slight limitation)  
  - Class 3 (marked limitation)  
  - Class 4 (complete limitation)  
- b) Therapeutic Class (Activity)  
  - A. (no restriction)  
  - B. (slight restriction)  
  - C. (moderate restriction)  
  - D. (marked restriction)  
  - E. (complete restriction)

#### Physical Impairment
- Remarks:
  - Class 1 – No limitation of functional capacity; capable of heavy work  
  - Class 2 – Medium manual activity  
  - Class 3 – Slight limitation of functional capacity; capable of light work  
  - Class 4 – Moderate limitation of functional capacity; capable of clerical/administrative (sedentary*) activity.  
  - Class 5 – Severe limitation of functional capacity; incapable of minimum (sedentary*) activity.

#### Mental Impairment
- a) Define “stress” as it applies to this claimant.
- b) What stress and problems in interpersonal relations has claimant had on job?
- c) If employer is able to accommodate patient’s limitations and restrictions, is this patient able to return to work?
- d) What date could employment begin?
- e) Under what conditions can this patient return to work? Please elaborate.

#### Remarks:
- a) Does patient currently have limitations/restrictions?  
  - Yes
  - No
- b) Describe specific limitations and restrictions

#### Treatment
- a) Name (attending physician)   Please Print  
- b) Degree
- c) Telephone Number
- d) Fax Number

#### Tax ID Number
- SIGNATURE: