

**TEXAS WORKERS' COMPENSATION COMMISSION
QUESTION/RESOLUTION LOG
PREPARED BY CUSTOMER SERVICES**

DATE REC'D	QUESTION/PROBLEM	DATE ANS'D	RESOLUTION
<p>2-14-06 06-04</p>	<p>What, if any, interest is due after an insurance carrier receives form DWC-3, Employer's Wage Statement, that indicates a higher TIB rate is owed; therefore, the carrier must adjust the TIB rate?</p> <p>Rule 128.1(e) requires the carrier to begin payment of benefits based on the new AWW no later than the first payment due at least seven days following the date the carrier receives the new AWW information.</p> <p>Rule 126.12(a) defines accrued but unpaid income benefits as:</p> <ul style="list-style-type: none"> (1) benefits that accrued during a period of dispute over liability or entitlement to benefits; or (2) benefits that have not been paid by the date the <u>carrier was required to pay them.</u> <p>Rule 126.12(b) provides that carriers shall include simple interest in all payments for accrued but unpaid income benefits.</p>	<p>2-22-06</p>	<p>Interest is due on the amount of the difference owed from the date benefits were paid at the wrong rate to the date the correct rate is paid.</p> <p>Interest should be calculated separately for each week from the date a payment was made at the wrong rate to the date payment is made at the correct rate.</p> <p>The interest rate table to calculate the correct interest rate is on our website: www.tdi.state.tx.us. Click on Division of Workers' Comp home Click on Public Information Click on Discount Rates/Interest Rates</p>