

VACCINATION INJURIES - ANOTHER FLOW CHART for LEGAL TRIAGING

VACCINATION INJURY DATE-IMMEDIATE ACTIONS
NEEDED THROUGH 6 MONTHS POST INJURY

VACCINATION ON TABLE FOR
FEDERAL VACCINATION INJURY
COMPENSATION PROGRAM

EMPLOYER REQUIRES VACCINATION?

EMPLOYMENT PROTECTION
(REGARDLESS) OF WORK RELATEDNESS

- FAMILY MEDICAL LEAVE ACT (FMLA)
- AMERICANS WITH DISABILITIES ACT (ADA)
- COLORADO REHABILITATION ACT
- CIVIL SERVICE PROTECTIONS
- EMPLOYEE LEAVE POLICY
- WRONGFUL TERMINATION ACTIONS

YES, CANNOT FILE
FOR 6 MONTHS

NO, CAN FILE
FOR FEDERAL OR
STATE ENTITY
LAWSUIT
IMMEDIATELY

YES, WORKERS' COMPENSATION ELIGIBLE

NO, WORKERS' COMPENSATION INELIGIBLE

MEDICAL BENEFITS

- NO COPAYMENTS
- MUST BE REASONABLE, NECESSARY, AND RELATED
- MUST BE PROVIDED BY AUTHORIZED PROVIDER
- CAN BE LIFELONG

INDEMNITY BENEFITS

- TEMPORARY TOTAL DISABILITY (TTD)
- TEMPORARY PARTIAL DISABILITY (TPD)
- PERMANENT PARTIAL DISABILITY (PPD)
- PERMANENT TOTAL DISABILITY (PTD)
- BODILY DISFIGUREMENT

MEDICAL BENEFITS

POSSIBLE PAYORS:

- PERSONAL HEALTH INSURANCE
- MEDICAID
- MEDICARE
- PUBLIC HOSPITAL
- SELF PAY
- VA BENEFITS

WAGE FUNDS

POSSIBLE PAYORS:

- UNEMPLOYMENT COMPENSATION
- SHORT AND LONG TERM DISABILITY
- WAGE CONTINUATION
- EMPLOYMENT LOAN
- FOOD STAMPS OR OTHER WELFARE PROGRAMS
- PANDEMIC BUSINESS LOAN

TORT ACTIONS

- MUST FILE NOTICE OF INTENT TO SUE STATE WITHIN 182 DAYS (CRS SECTION) 24-10-109
- VARIABLE STATUTES OF LIMITATIONS DEPENDING ON CAUSE OF ACTION