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To: Texas Workers' Compensation System Participants

From: Kara Mace, General Counsel

Date: [October 25, 2023](#)

Re: Changes to DWC Form-042 and PLN-12 (implementing House Bill 2314)

The Texas Department of Insurance, Division of Workers' Compensation (DWC) is accepting public comments on changes to DWC Form-042, *Claim for Workers' Compensation Death Benefits*, and PLN-12, *Notice of Potential Entitlement to Workers' Compensation Death Benefits*. The changes implement Texas Labor Code Sections [408.182](#) and [409.007](#), which were amended by House Bill 2314, 88th Legislature, Regular Session (2023) to help eligible beneficiaries file claims for death benefits with DWC or an insurance carrier.

The draft forms are not formal rule proposals under the Administrative Procedure Act. DWC will not treat comments as formal public comments. However, DWC will consider any substantive comment before the draft forms are approved for use. The draft forms are on the [TDI website](#).

Submit written comments on the draft forms to:

RuleComments@tdi.texas.gov, or mail or deliver your comments to:

Legal Services, MC-LS
Texas Department of Insurance, Division of Workers' Compensation
PO Box 12050
Austin, Texas 78711-2050

The deadline to submit comments is 5 p.m., Central time, on November 24, 2023.