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To: Texas Workers' Compensation System Participants

From: Erica De La Cruz, Deputy Commissioner for Claims and Customer Services

Date: [December 19, 2023](#)

Subject: Revised DWC Form-042, *Claim for Workers' Compensation Death Benefits* and PLN-12, *Notice of Potential Entitlement to Workers' Compensation Death Benefits*

The Texas Department of Insurance, Division of Workers' Compensation (DWC) has revised forms: DWC Form-042, *Claim for Workers' Compensation Death Benefits* (DWC Form-042), and PLN-12, *Notice of Potential Entitlement to Workers' Compensation Death Benefits* (PLN-12), effective December 11, 2023. We posted the draft DWC Form-042 and PLN-12 online for a four-week period from October 25, 2023, to November 24, 2023.

The form revisions are necessary to 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 rule was effective December 11, 2023, and beneficiaries and insurance carriers can use the revised forms immediately. The forms are on the [TDI website](#).