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To: Texas Workers' Compensation System Participants

From: Kara Mace, Deputy Commissioner for Legal Services

Date: March 9, 2023

RE: Adopted Amendments to 28 Texas Administrative Code Section 165.1

The Texas Department of Insurance, Division of Workers' Compensation (DWC) is adopting amendments to 28 Texas Administrative Code Section 165.1. The adopted changes add Texas Mutual Insurance Company's (Texas Mutual) physical address, update Insurance Code references, and make updates for plain language and agency style.

Section 165.1 implements Insurance Code Sections 2054.354, 2054.504, and 2054.507, which were amended to apply to Texas Mutual by House Bill (HB) 3458, 77th Legislature, Regular Session (2001) and recodified by HB 2017, 79th Legislature, Regular Session (2005).

[28 TAC Section 165.1](#) (which has been in effect since 1999) requires Texas Mutual to give DWC a list of policyholders that need accident prevention services. It also requires policyholders who must get a safety consultation and who are located outside of Texas to give Texas Mutual certain information.

The adopted rule will be published in the March 24, 2023, issue of the *Texas Register* and available at [www.sos.state.tx.us/texreg/index.shtml](http://www.sos.state.tx.us/texreg/index.shtml) once published. We will also post a copy of the adopted rule on the TDI website at [www.tdi.texas.gov/wc/rules/2023rules.html](http://www.tdi.texas.gov/wc/rules/2023rules.html).