July 31, 2001

TO: Workers Compensation Insurance Carriers And Self-Insurers Operating in the Commonwealth of Kentucky

FROM:
Ched Jennings
Commissioner
Kentucky Department of Workers Claims

## SUBJECT: WORKERS COMPENSATION BENEFIT SCHEDULE - 2002

The Cabinet for Workforce Development has certified that the average weekly wage of Kentucky, for the calendar year 2000 was $\$ 550.66$. Based upon that information and in accordance with KRS 342.143, the following determinations are made.

1. The increase in maximum income benefits under all provisions of the Workers Compensation Act for the year 2000 over the year 1999 did amount to $\$ 2.00$ or more; therefore, the maximum weekly indemnity benefits for calendar year 2002 shall be $\$ 550.66$.
2. There was an increase of $\$ 1.00$ or more in minimum income benefits; therefore, the minimum weekly indemnity benefits under all provisions of the Act shall be $\$ 110.13$ for calendar year 2002.

A schedule of indemnity benefits is attached hereto.
CJ:ob

## SCHEDULE OF WEEKLY WORKERS COMPENSATION BENEFITS

TYPE OF DISABILITY
SECTION OF STATUTE

## FOR INJURIES OCCURRING

|  | $\begin{gathered} 01-01-97 \\ \text { thru } \\ \mathbf{1 2 - 3 1 - 9 7} \\ \hline \end{gathered}$ | $\begin{gathered} 01-01-98 \\ \text { thru } \\ \mathbf{1 2 - 3 1 - 9 8} \\ \hline \end{gathered}$ | $\begin{gathered} 01-01-99 \\ \text { thru } \\ \mathbf{1 2 - 3 1 - 9 9} \\ \hline \end{gathered}$ | $\begin{gathered} \mathbf{0 1 - 0 1 - 0 0} \\ \text { thru } \\ \mathbf{1 2 - 3 1 - 0 0} \\ \hline \end{gathered}$ | $\begin{aligned} & \mathbf{0 1 - 0 1 - 0 1} \\ & \text { thru } \\ & \mathbf{1 2 - 3 1 - 0 1} \\ & \hline \end{aligned}$ | $\begin{aligned} & 01-01-02 \\ & \text { thru } \\ & \mathbf{1 2 - 3 1 - 0 2} \\ & \hline \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| APPLICABLE AVERAGE | \$447.03 | \$465.36 | \$487.20 | \$509.03 | \$530.07 | \$550.66 |
| WEEKLY WAGE OF THE | (1995) | (1996) | (1997) | (1998) | (1999) | (2000) |
| STATE |  |  |  |  |  |  |

DEATH (KRS 342.750)
a. Widow or widower with no children- $50 \%$ of average weekly wage of deceasedsubject to the following:

| MAXIMUM | $\$ 223.52$ | $\$ 232.68$ | $\$ 243.60$ | $\$ 254.51$ | $\$ 265.04$ | $\$ 275.33$ |
| :--- | ---: | ---: | ---: | ---: | ---: | ---: |
| MINIMUM | 89.41 | 93.07 | 97.44 | 101.81 | 106.01 | 110.13 |

b. Widow or widower with children living in the home$45 \%$ of average weekly wage of deceased, plus $15 \%$ for each child--subject to the following:

MAXIMUM
MINIMUM
335.27
89.41
349.02
93.07
365.40
97.44
381.77
101.81
397.55
106.01
413.00
110.13
c. Widow or widower with children not living in the home- $40 \%$ of average weekly wage of deceased, plus $15 \%$ for each child--subject to the following:

MAXIMUM
MINIMUM
d. One child, no widow or widower$50 \%$ of average weekly wage of deceased--subject to the following:
MAXIMUM
MINIMUM
223.52
232.68
93.07
89.41
349.02
89.41
93.07
365.40
381.77
397.55
413.00
110.13
d(1) More than one child, no widow or widower- $50 \%$ of average weekly wage of deceased for the first child with an additional $15 \%$ of average weekly wage of deceased for each additional child-subject to the following:
MAXIMUM

MINIMUM
335.27
89.41
349.02
93.07
243.60
97.44
254.51
101.81
265.04
275.33
106.01
110.13

## TYPE OF DISABILITY

SECTION OF STATUTE

|  | $\begin{gathered} 01-01-97 \\ \text { thru } \\ \mathbf{1 2 - 3 1 - 9 7} \\ \hline \end{gathered}$ | $\begin{gathered} \mathbf{0 1 - 0 1 - 9 8} \\ \text { thru } \\ \mathbf{1 2 - 3 1 - 9 8} \\ \hline \end{gathered}$ | $\begin{gathered} \hline 01-01-99 \\ \text { thru } \\ \mathbf{1 2 - 3 1 - 9 9} \\ \hline \end{gathered}$ | $\begin{gathered} 01-01-00 \\ \text { thru } \\ 12-31-00 \\ \hline \end{gathered}$ | $\begin{gathered} 01-01-01 \\ \text { thru } \\ 12-31-01 \\ \hline \end{gathered}$ | $\begin{gathered} 01-01-02 \\ \text { thru } \\ 12-31-02 \\ \hline \end{gathered}$ |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |

e. Dependent parents-
$25 \%$ of average weekly wage
of deceased to each parent--
subject to the following:

| MAXIMUM | 335.27 | 349.02 | 365.40 | 381.77 | 397.55 |
| :--- | ---: | ---: | ---: | ---: | :--- |
| MINIMUM | 89.41 | 93.07 | 97.44 | 101.81 | 106.01 |

f. Dependent brothers, sisters, grandparents and grandchildren$25 \%$ of average weekly wage of deceased to each dependent-subject to the following:

| MAXIMUM | 335.27 | 349.02 | 365.40 | 381.77 | 397.55 |
| :--- | ---: | ---: | ---: | ---: | :--- |
| MINIMUM | 89.41 | 93.07 | 97.44 | 101.81 | 106.01 |

The above is subject to the maximum of $75 \%$ of the average weekly wage of the deceased.

## LUMP SUM DEATH BENEFIT

## INCREASE KRS 342.750(6)

As amended effective July 14, 2000, in addition to all other benefits payable under this chapter, if death occurs within four (4) years of the injury, as a direct result of a work-related injury, a lump sum payment is to be made to the deceased's estate, subject to the following:

## TEMPORARY AND PERMANENT

TOTAL KRS 342.730(1)(a)
$662 / 3 \%$ of average weekly wage of employee--subject to the following:

| MAXIMUM | 447.03 | 465.36 | 487.20 | 509.03 | 530.07 | 550.66 |
| :--- | :---: | :---: | :---: | :---: | :---: | :---: |
| MINIMUM | 89.41 | 93.07 | 97.44 | 101.81 | 106.01 | 110.13 |

## RETRAINING INCENTIVE BENEFITS

KRS 342.732(1)(a) 66 2/3\% of average weekly wage of employee--subject to the following:

NONE
NONE
NONE
NONE
NONE

## TYPE OF DISABILITY

SECTION OF STATUTE

|  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | $01-01-97$ | $01-01-98$ | $01-01-99$ | $01-01-00$ | $01-01-01$ | $01-01-02$ |
|  | thru | thru | thru | thru | thru | thru |
|  | $12-31-97$ | $12-31-98$ | $12-31-99$ | $12-31-00$ | $12-31-01$ | $12-31-02$ |

## PERMANENT PARTIAL

FOR INJURIES OCCURRING
AFTER 12-11-96
KRS 342.730(1)(b), (1)(c)2,\&(1)(d)
$99 \%$ of $662 / 3 \%$ of average weekly wage of employee subject to the following:

| MAXIMUM | 335.27 | 349.02 | 365.40 | 381.77 | 397.55 | 413.00 |
| :--- | :--- | :--- | :--- | :--- | :--- | :--- |
| MINIMUM | NONE | NONE | NONE | NONE | NONE | NONE |

## PERMANENT PARTIAL

FOR INJURIES OCCURRING
AFTER 12-11-96
KRS 342.730 (1)(c)1, \&(1)(d)
When the employee does not retain
physical capacity to return to type
of work performed at time of injury--
$99 \%$ of $662 / 3 \%$ of average weekly wage of employee subject to the following:

| MAXIMUM | 447.03 | 465.36 | 487.20 | 509.03 | 530.07 | 550.66 |
| :--- | :--- | :--- | :--- | :--- | :--- | :--- |
| MINIMUM | NONE | NONE | NONE | N0NE | NONE | NONE |
|  |  |  |  |  |  |  |

