

SENATE BILL No. 199

DIGEST OF INTRODUCED BILL

Citations Affected: IC 22-3.

Synopsis: Worker's compensation. Provides that if, after the occurrence of an accident, compensation is paid for temporary total disability or temporary partial disability, then the two year limitation period to file an application for adjustment of claim begins to run on the last date for which such compensation was paid. Increases benefits for injuries and disablements by: (1) 10% on and after July 1, 2022; (2) 6% on and after July 1, 2023; (3) 4% on and after July 1, 2024; (4) 4% on and after July 1, 2025; (5) 4% on and after July 1, 2026; and (6) 4% on and after July 1, 2027. Makes conforming amendments.

Effective: Upon passage; July 1, 2022.

Pol Jr.

January 6, 2022, read first time and referred to Committee on Pensions and Labor.



Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

SENATE BILL No. 199

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 22-3-3-3 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE UPON PASSAGE]: Sec. 3. **(a) This section applies to**
3 **claims for compensation under IC 22-3-2 through IC 22-3-6 filed**
4 **before, after, or on July 1, 2022.**
5 **(b) ~~The right to A claim for~~ compensation under IC 22-3-2 through**
6 **IC 22-3-6 ~~shall be forever barred unless~~ must be filed with the**
7 **worker's compensation board within the later of:**
8 **(1) two (2) years after the occurrence of the accident, or if death**
9 **results therefrom, within two (2) years after such death; a claim**
10 **for compensation thereunder shall be filed with the worker's**
11 **compensation board. or**
12 **(2) ~~However,~~ in all cases wherein an accident or death results**
13 **from the exposure to radiation, a claim for compensation shall be**
14 **filed with the board within two (2) years from the date on which**
15 **the employee had knowledge of his the employee's injury or by**
16 **exercise of reasonable diligence should have known of the**
17 **existence of such injury and its causal relationship to his the**



- 1 employee's employment.
- 2 **(c) If, after the occurrence of an accident, compensation is paid**
- 3 **for:**
- 4 **(1) temporary total disability under section 7 of this chapter;**
- 5 **or**
- 6 **(2) temporary partial disability under section 9 of this**
- 7 **chapter;**
- 8 **then the two (2) year limitation period to file an application for**
- 9 **adjustment of claim begins to run on the last date for which such**
- 10 **compensation was paid.**
- 11 SECTION 2. IC 22-3-3-10, AS AMENDED BY P.L.32-2021,
- 12 SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 13 JULY 1, 2022]: Sec. 10. (a) With respect to injuries in the schedule set
- 14 forth in subsection (d) occurring on and after July 1, 1979, and before
- 15 July 1, 1988, the employee shall receive, in addition to temporary total
- 16 disability benefits not to exceed fifty-two (52) weeks on account of the
- 17 injury, a weekly compensation of sixty percent (60%) of the employee's
- 18 average weekly wages, not to exceed one hundred twenty-five dollars
- 19 (\$125) average weekly wages, for the period stated for the injury.
- 20 (b) With respect to injuries in the schedule set forth in subsection
- 21 (d) occurring on and after July 1, 1988, and before July 1, 1989, the
- 22 employee shall receive, in addition to temporary total disability benefits
- 23 not exceeding seventy-eight (78) weeks on account of the injury, a
- 24 weekly compensation of sixty percent (60%) of the employee's average
- 25 weekly wages, not to exceed one hundred sixty-six dollars (\$166)
- 26 average weekly wages, for the period stated for the injury.
- 27 (c) With respect to injuries in the schedule set forth in subsection
- 28 (d) occurring on and after July 1, 1989, and before July 1, 1990, the
- 29 employee shall receive, in addition to temporary total disability benefits
- 30 not exceeding seventy-eight (78) weeks on account of the injury, a
- 31 weekly compensation of sixty percent (60%) of the employee's average
- 32 weekly wages, not to exceed one hundred eighty-three dollars (\$183)
- 33 average weekly wages, for the period stated for the injury.
- 34 (d) With respect to injuries in the following schedule occurring on
- 35 and after July 1, 1990, and before July 1, 1991, the employee shall
- 36 receive, in addition to temporary total disability benefits not exceeding
- 37 seventy-eight (78) weeks on account of the injury, a weekly
- 38 compensation of sixty percent (60%) of the employee's average weekly
- 39 wages, not to exceed two hundred dollars (\$200) average weekly
- 40 wages, for the period stated for the injury.
- 41 (1) Amputation: For the loss by separation of the thumb, sixty
- 42 (60) weeks, of the index finger forty (40) weeks, of the second



1 finger thirty-five (35) weeks, of the third or ring finger thirty (30)
 2 weeks, of the fourth or little finger twenty (20) weeks, of the hand
 3 by separation below the elbow joint two hundred (200) weeks, or
 4 the arm above the elbow two hundred fifty (250) weeks, of the big
 5 toe sixty (60) weeks, of the second toe thirty (30) weeks, of the
 6 third toe twenty (20) weeks, of the fourth toe fifteen (15) weeks,
 7 of the fifth or little toe ten (10) weeks, for loss occurring on and
 8 after April 1, 1959, by separation of the foot below the knee joint,
 9 one hundred seventy-five (175) weeks and of the leg above the
 10 knee joint two hundred twenty-five (225) weeks. The loss of more
 11 than one (1) phalange of a thumb or toes shall be considered as
 12 the loss of the entire thumb or toe. The loss of more than two (2)
 13 phalanges of a finger shall be considered as the loss of the entire
 14 finger. The loss of not more than one (1) phalange of a thumb or
 15 toe shall be considered as the loss of one-half (1/2) of the thumb
 16 or toe and compensation shall be paid for one-half (1/2) of the
 17 period for the loss of the entire thumb or toe. The loss of not more
 18 than one (1) phalange of a finger shall be considered as the loss
 19 of one-third (1/3) of the finger and compensation shall be paid for
 20 one-third (1/3) the period for the loss of the entire finger. The loss
 21 of more than one (1) phalange of the finger but not more than two
 22 (2) phalanges of the finger, shall be considered as the loss of
 23 one-half (1/2) of the finger and compensation shall be paid for
 24 one-half (1/2) of the period for the loss of the entire finger.

25 (2) For the loss by separation of both hands or both feet or the
 26 total sight of both eyes, or any two (2) such losses in the same
 27 accident, five hundred (500) weeks.

28 (3) For the permanent and complete loss of vision by enucleation
 29 or its reduction to one-tenth (1/10) of normal vision with glasses,
 30 one hundred seventy-five (175) weeks.

31 (4) For the permanent and complete loss of hearing in one (1) ear,
 32 seventy-five (75) weeks, and in both ears, two hundred (200)
 33 weeks.

34 (5) For the loss of one (1) testicle, fifty (50) weeks; for the loss of
 35 both testicles, one hundred fifty (150) weeks.

36 (e) With respect to injuries in the schedule set forth in subsection
 37 (h) occurring on and after July 1, 1979, and before July 1, 1988, the
 38 employee shall receive, in addition to temporary total disability benefits
 39 not exceeding fifty-two (52) weeks on account of the injury, a weekly
 40 compensation of sixty percent (60%) of the employee's average weekly
 41 wages not to exceed one hundred twenty-five dollars (\$125) average
 42 weekly wages for the period stated for the injury.



1 (f) With respect to injuries in the schedule set forth in subsection (h)
2 occurring on and after July 1, 1988, and before July 1, 1989, the
3 employee shall receive, in addition to temporary total disability benefits
4 not exceeding seventy-eight (78) weeks on account of the injury, a
5 weekly compensation of sixty percent (60%) of the employee's average
6 weekly wages, not to exceed one hundred sixty-six dollars (\$166)
7 average weekly wages, for the period stated for the injury.

8 (g) With respect to injuries in the schedule set forth in subsection
9 (h) occurring on and after July 1, 1989, and before July 1, 1990, the
10 employee shall receive, in addition to temporary total disability benefits
11 not exceeding seventy-eight (78) weeks on account of the injury, a
12 weekly compensation of sixty percent (60%) of the employee's average
13 weekly wages, not to exceed one hundred eighty-three dollars (\$183)
14 average weekly wages, for the period stated for the injury.

15 (h) With respect to injuries in the following schedule occurring on
16 and after July 1, 1990, and before July 1, 1991, the employee shall
17 receive, in addition to temporary total disability benefits not exceeding
18 seventy-eight (78) weeks on account of the injury, a weekly
19 compensation of sixty percent (60%) of the employee's average weekly
20 wages, not to exceed two hundred dollars (\$200) average weekly
21 wages, for the period stated for the injury.

22 (1) Loss of use: The total permanent loss of the use of an arm,
23 hand, thumb, finger, leg, foot, toe, or phalange shall be considered
24 as the equivalent of the loss by separation of the arm, hand,
25 thumb, finger, leg, foot, toe, or phalange, and compensation shall
26 be paid for the same period as for the loss thereof by separation.

27 (2) Partial loss of use: For the permanent partial loss of the use of
28 an arm, hand, thumb, finger, leg, foot, toe, or phalange,
29 compensation shall be paid for the proportionate loss of the use of
30 such arm, hand, thumb, finger, leg, foot, toe, or phalange.

31 (3) For injuries resulting in total permanent disability, five
32 hundred (500) weeks.

33 (4) For any permanent reduction of the sight of an eye less than a
34 total loss as specified in subsection (d)(3), compensation shall be
35 paid for a period proportionate to the degree of such permanent
36 reduction without correction or glasses. However, when such
37 permanent reduction without correction or glasses would result in
38 one hundred percent (100%) loss of vision, but correction or
39 glasses would result in restoration of vision, then in such event
40 compensation shall be paid for fifty percent (50%) of such total
41 loss of vision without glasses, plus an additional amount equal to
42 the proportionate amount of such reduction with glasses, not to



- 1 exceed an additional fifty percent (50%).
- 2 (5) For any permanent reduction of the hearing of one (1) or both
3 ears, less than the total loss as specified in subsection (d)(4),
4 compensation shall be paid for a period proportional to the degree
5 of such permanent reduction.
- 6 (6) In all other cases of permanent partial impairment,
7 compensation proportionate to the degree of such permanent
8 partial impairment, in the discretion of the worker's compensation
9 board, not exceeding five hundred (500) weeks.
- 10 (7) In all cases of permanent disfigurement which may impair the
11 future usefulness or opportunities of the employee, compensation,
12 in the discretion of the worker's compensation board, not
13 exceeding two hundred (200) weeks, except that no compensation
14 shall be payable under this subdivision where compensation is
15 payable elsewhere in this section.
- 16 (i) With respect to injuries in the following schedule occurring on
17 and after July 1, 1991, the employee shall receive in addition to
18 temporary total disability benefits, not exceeding one hundred
19 twenty-five (125) weeks on account of the injury, compensation in an
20 amount determined under the following schedule to be paid weekly at
21 a rate of sixty-six and two-thirds percent (66 2/3%) of the employee's
22 average weekly wages during the fifty-two (52) weeks immediately
23 preceding the week in which the injury occurred.
- 24 (1) Amputation: For the loss by separation of the thumb, twelve
25 degrees of permanent impairment; of the index finger, eight
26 (8) degrees of permanent impairment; of the second finger, seven
27 (7) degrees of permanent impairment; of the third or ring finger,
28 six (6) degrees of permanent impairment; of the fourth or little
29 finger, four (4) degrees of permanent impairment; of the hand by
30 separation below the elbow joint, forty (40) degrees of permanent
31 impairment; of the arm above the elbow, fifty (50) degrees of
32 permanent impairment; of the big toe, twelve (12) degrees of
33 permanent impairment; of the second toe, six (6) degrees of
34 permanent impairment; of the third toe, four (4) degrees of
35 permanent impairment; of the fourth toe, three (3) degrees of
36 permanent impairment; of the fifth or little toe, two (2) degrees of
37 permanent impairment; by separation of the foot below the knee
38 joint, thirty-five (35) degrees of permanent impairment; and of the
39 leg above the knee joint, forty-five (45) degrees of permanent
40 impairment.
- 41 (2) Amputations: For the loss by separation of any of the body
42 parts described in subdivision (1) on or after July 1, 1997, and for



- 1 the loss by separation of any of the body parts described in
2 subdivision (3), (5), or (7), on or after July 1, 1999, the dollar
3 values per degree applying on the date of the injury as described
4 in subsection (j) shall be multiplied by two (2). However, the
5 doubling provision of this subdivision does not apply to a loss of
6 use that is not a loss by separation.
- 7 (3) The loss of more than one (1) phalange of a thumb or toe shall
8 be considered as the loss of the entire thumb or toe. The loss of
9 more than two (2) phalanges of a finger shall be considered as the
10 loss of the entire finger. The loss of not more than one (1)
11 phalange of a thumb or toe shall be considered as the loss of
12 one-half (1/2) of the degrees of permanent impairment for the loss
13 of the entire thumb or toe. The loss of not more than one (1)
14 phalange of a finger shall be considered as the loss of one-third
15 (1/3) of the finger and compensation shall be paid for one-third
16 (1/3) of the degrees payable for the loss of the entire finger. The
17 loss of more than one (1) phalange of the finger but not more than
18 two (2) phalanges of the finger shall be considered as the loss of
19 one-half (1/2) of the finger and compensation shall be paid for
20 one-half (1/2) of the degrees payable for the loss of the entire
21 finger.
- 22 (4) For the loss by separation of both hands or both feet or the
23 total sight of both eyes or any two (2) such losses in the same
24 accident, one hundred (100) degrees of permanent impairment.
- 25 (5) For the permanent and complete loss of vision by enucleation,
26 thirty-five (35) degrees of permanent impairment.
- 27 (6) For the permanent and complete loss of hearing in one (1) ear,
28 fifteen (15) degrees of permanent impairment, and in both ears,
29 forty (40) degrees of permanent impairment.
- 30 (7) For the loss of one (1) testicle, ten (10) degrees of permanent
31 impairment; for the loss of both testicles, thirty (30) degrees of
32 permanent impairment.
- 33 (8) Loss of use: The total permanent loss of the use of an arm, a
34 hand, a thumb, a finger, a leg, a foot, a toe, or a phalange shall be
35 considered as the equivalent of the loss by separation of the arm,
36 hand, thumb, finger, leg, foot, toe, or phalange, and compensation
37 shall be paid in the same amount as for the loss by separation.
38 However, the doubling provision of subdivision (2) does not
39 apply to a loss of use that is not a loss by separation.
- 40 (9) Partial loss of use: For the permanent partial loss of the use of
41 an arm, a hand, a thumb, a finger, a leg, a foot, a toe, or a
42 phalange, compensation shall be paid for the proportionate loss of



1 the use of the arm, hand, thumb, finger, leg, foot, toe, or phalange.

2 (10) For injuries resulting in total permanent disability, the
3 amount payable for impairment or five hundred (500) weeks of
4 compensation, whichever is greater.

5 (11) Visual impairments shall be based on the Functional Vision
6 Score (FVS) assessing the visual acuity and visual field to
7 evaluate any reduction in ability to perform vision-related
8 Activities of Daily Living (ADL). Unless such loss is otherwise
9 specified in subdivision (5), visual impairments shall be paid as
10 a whole person rating.

11 (12) For any permanent reduction of the hearing of one (1) or both
12 ears, less than the total loss as specified in subsection (h)(5),
13 compensation shall be paid in an amount proportionate to the
14 degree of a permanent reduction.

15 (13) In all other cases of permanent partial impairment,
16 compensation proportionate to the degree of a permanent partial
17 impairment, in the discretion of the worker's compensation board,
18 not exceeding one hundred (100) degrees of permanent
19 impairment.

20 (14) In all cases of permanent disfigurement which may impair
21 the future usefulness or opportunities of the employee,
22 compensation, in the discretion of the worker's compensation
23 board, not exceeding forty (40) degrees of permanent impairment
24 except that no compensation shall be payable under this
25 subdivision where compensation is payable elsewhere in this
26 section.

27 (j) Compensation for permanent partial impairment shall be paid
28 according to the degree of permanent impairment for the injury
29 determined under subsection (i) and the following:

30 (1) With respect to injuries occurring on and after July 1, 1991,
31 and before July 1, 1992, for each degree of permanent impairment
32 from one (1) to thirty-five (35), five hundred dollars (\$500) per
33 degree; for each degree of permanent impairment from thirty-six
34 (36) to fifty (50), nine hundred dollars (\$900) per degree; for each
35 degree of permanent impairment above fifty (50), one thousand
36 five hundred dollars (\$1,500) per degree.

37 (2) With respect to injuries occurring on and after July 1, 1992,
38 and before July 1, 1993, for each degree of permanent impairment
39 from one (1) to twenty (20), five hundred dollars (\$500) per
40 degree; for each degree of permanent impairment from
41 twenty-one (21) to thirty-five (35), eight hundred dollars (\$800)
42 per degree; for each degree of permanent impairment from



1 thirty-six (36) to fifty (50), one thousand three hundred dollars
2 (\$1,300) per degree; for each degree of permanent impairment
3 above fifty (50), one thousand seven hundred dollars (\$1,700) per
4 degree.

5 (3) With respect to injuries occurring on and after July 1, 1993,
6 and before July 1, 1997, for each degree of permanent impairment
7 from one (1) to ten (10), five hundred dollars (\$500) per degree;
8 for each degree of permanent impairment from eleven (11) to
9 twenty (20), seven hundred dollars (\$700) per degree; for each
10 degree of permanent impairment from twenty-one (21) to
11 thirty-five (35), one thousand dollars (\$1,000) per degree; for
12 each degree of permanent impairment from thirty-six (36) to fifty
13 (50), one thousand four hundred dollars (\$1,400) per degree; for
14 each degree of permanent impairment above fifty (50), one
15 thousand seven hundred dollars (\$1,700) per degree.

16 (4) With respect to injuries occurring on and after July 1, 1997,
17 and before July 1, 1998, for each degree of permanent impairment
18 from one (1) to ten (10), seven hundred fifty dollars (\$750) per
19 degree; for each degree of permanent impairment from eleven
20 (11) to thirty-five (35), one thousand dollars (\$1,000) per degree;
21 for each degree of permanent impairment from thirty-six (36) to
22 fifty (50), one thousand four hundred dollars (\$1,400) per degree;
23 for each degree of permanent impairment above fifty (50), one
24 thousand seven hundred dollars (\$1,700) per degree.

25 (5) With respect to injuries occurring on and after July 1, 1998,
26 and before July 1, 1999, for each degree of permanent impairment
27 from one (1) to ten (10), seven hundred fifty dollars (\$750) per
28 degree; for each degree of permanent impairment from eleven
29 (11) to thirty-five (35), one thousand dollars (\$1,000) per degree;
30 for each degree of permanent impairment from thirty-six (36) to
31 fifty (50), one thousand four hundred dollars (\$1,400) per degree;
32 for each degree of permanent impairment above fifty (50), one
33 thousand seven hundred dollars (\$1,700) per degree.

34 (6) With respect to injuries occurring on and after July 1, 1999,
35 and before July 1, 2000, for each degree of permanent impairment
36 from one (1) to ten (10), nine hundred dollars (\$900) per degree;
37 for each degree of permanent impairment from eleven (11) to
38 thirty-five (35), one thousand one hundred dollars (\$1,100) per
39 degree; for each degree of permanent impairment from thirty-six
40 (36) to fifty (50), one thousand six hundred dollars (\$1,600) per
41 degree; for each degree of permanent impairment above fifty (50),
42 two thousand dollars (\$2,000) per degree.



- 1 (7) With respect to injuries occurring on and after July 1, 2000,
2 and before July 1, 2001, for each degree of permanent impairment
3 from one (1) to ten (10), one thousand one hundred dollars
4 (\$1,100) per degree; for each degree of permanent impairment
5 from eleven (11) to thirty-five (35), one thousand three hundred
6 dollars (\$1,300) per degree; for each degree of permanent
7 impairment from thirty-six (36) to fifty (50), two thousand dollars
8 (\$2,000) per degree; for each degree of permanent impairment
9 above fifty (50), two thousand five hundred fifty dollars (\$2,500)
10 per degree.
- 11 (8) With respect to injuries occurring on and after July 1, 2001,
12 and before July 1, 2007, for each degree of permanent impairment
13 from one (1) to ten (10), one thousand three hundred dollars
14 (\$1,300) per degree; for each degree of permanent impairment
15 from eleven (11) to thirty-five (35), one thousand five hundred
16 dollars (\$1,500) per degree; for each degree of permanent
17 impairment from thirty-six (36) to fifty (50), two thousand four
18 hundred dollars (\$2,400) per degree; for each degree of
19 permanent impairment above fifty (50), three thousand dollars
20 (\$3,000) per degree.
- 21 (9) With respect to injuries occurring on and after July 1, 2007,
22 and before July 1, 2008, for each degree of permanent impairment
23 from one (1) to ten (10), one thousand three hundred forty dollars
24 (\$1,340) per degree; for each degree of permanent impairment
25 from eleven (11) to thirty-five (35), one thousand five hundred
26 forty-five dollars (\$1,545) per degree; for each degree of
27 permanent impairment from thirty-six (36) to fifty (50), two
28 thousand four hundred seventy-five dollars (\$2,475) per degree;
29 for each degree of permanent impairment above fifty (50), three
30 thousand one hundred fifty dollars (\$3,150) per degree.
- 31 (10) With respect to injuries occurring on and after July 1, 2008,
32 and before July 1, 2009, for each degree of permanent impairment
33 from one (1) to ten (10), one thousand three hundred sixty-five
34 dollars (\$1,365) per degree; for each degree of permanent
35 impairment from eleven (11) to thirty-five (35), one thousand five
36 hundred seventy dollars (\$1,570) per degree; for each degree of
37 permanent impairment from thirty-six (36) to fifty (50), two
38 thousand five hundred twenty-five dollars (\$2,525) per degree; for
39 each degree of permanent impairment above fifty (50), three
40 thousand two hundred dollars (\$3,200) per degree.
- 41 (11) With respect to injuries occurring on and after July 1, 2009,
42 and before July 1, 2010, for each degree of permanent impairment



1 from one (1) to ten (10), one thousand three hundred eighty
 2 dollars (\$1,380) per degree; for each degree of permanent
 3 impairment from eleven (11) to thirty-five (35), one thousand five
 4 hundred eighty-five dollars (\$1,585) per degree; for each degree
 5 of permanent impairment from thirty-six (36) to fifty (50), two
 6 thousand six hundred dollars (\$2,600) per degree; for each degree
 7 of permanent impairment above fifty (50), three thousand three
 8 hundred dollars (\$3,300) per degree.

9 (12) With respect to injuries occurring on and after July 1, 2010,
 10 and before July 1, 2014, for each degree of permanent impairment
 11 from one (1) to ten (10), one thousand four hundred dollars
 12 (\$1,400) per degree; for each degree of permanent impairment
 13 from eleven (11) to thirty-five (35), one thousand six hundred
 14 dollars (\$1,600) per degree; for each degree of permanent
 15 impairment from thirty-six (36) to fifty (50), two thousand seven
 16 hundred dollars (\$2,700) per degree; for each degree of
 17 permanent impairment above fifty (50), three thousand five
 18 hundred dollars (\$3,500) per degree.

19 (13) With respect to injuries occurring on and after July 1, 2014,
 20 and before July 1, 2015, for each degree of permanent impairment
 21 from one (1) to ten (10), one thousand five hundred seventeen
 22 dollars (\$1,517) per degree; for each degree of permanent
 23 impairment from eleven (11) to thirty-five (35), one thousand
 24 seven hundred seventeen dollars (\$1,717) per degree; for each
 25 degree of permanent impairment from thirty-six (36) to fifty (50),
 26 two thousand eight hundred sixty-two dollars (\$2,862) per degree;
 27 for each degree of permanent impairment above fifty (50), three
 28 thousand six hundred eighty-seven dollars (\$3,687) per degree.

29 (14) With respect to injuries occurring on and after July 1, 2015,
 30 and before July 1, 2016, for each degree of permanent impairment
 31 from one (1) to ten (10), one thousand six hundred thirty-three
 32 dollars (\$1,633) per degree; for each degree of permanent
 33 impairment from eleven (11) to thirty-five (35), one thousand
 34 eight hundred thirty-five dollars (\$1,835) per degree; for each
 35 degree of permanent impairment from thirty-six (36) to fifty (50),
 36 three thousand twenty-four dollars (\$3,024) per degree; for each
 37 degree of permanent impairment above fifty (50), three thousand
 38 eight hundred seventy-three dollars (\$3,873) per degree.

39 (15) With respect to injuries occurring on and after July 1, 2016,
 40 **and before July 1, 2022**, for each degree of permanent
 41 impairment from one (1) to ten (10), one thousand seven hundred
 42 fifty dollars (\$1,750) per degree; for each degree of permanent



1 impairment from eleven (11) to thirty-five (35), one thousand nine
2 hundred fifty-two dollars (\$1,952) per degree; for each degree of
3 permanent impairment from thirty-six (36) to fifty (50), three
4 thousand one hundred eighty-six dollars (\$3,186) per degree; for
5 each degree of permanent impairment above fifty (50), four
6 thousand sixty dollars (\$4,060) per degree.

7 **(16) With respect to injuries occurring on and after July 1,**
8 **2022, and before July 1, 2023, for each degree of permanent**
9 **impairment from one (1) to ten (10), one thousand nine**
10 **hundred twenty-five dollars (\$1,925) per degree; for each**
11 **degree of permanent impairment from eleven (11) to**
12 **thirty-five (35), two thousand one hundred forty-seven dollars**
13 **(\$2,147) per degree; for each degree of permanent**
14 **impairment from thirty-six (36) to fifty (50), three thousand**
15 **five hundred five dollars (\$3,505) per degree; for each degree**
16 **of permanent impairment above fifty (50), four thousand four**
17 **hundred sixty-six dollars (\$4,466) per degree.**

18 **(17) With respect to injuries occurring on and after July 1,**
19 **2023, and before July 1, 2024, for each degree of permanent**
20 **impairment from one (1) to ten (10), two thousand forty-one**
21 **dollars (\$2,041) per degree; for each degree of permanent**
22 **impairment from eleven (11) to thirty-five (35), two thousand**
23 **two hundred seventy-six dollars (\$2,276) per degree; for each**
24 **degree of permanent impairment from thirty-six (36) to fifty**
25 **(50), three thousand seven hundred fifteen dollars (\$3,715)**
26 **per degree; for each degree of permanent impairment above**
27 **fifty (50), four thousand seven hundred thirty-four dollars**
28 **(\$4,734) per degree.**

29 **(18) With respect to injuries occurring on and after July 1,**
30 **2024, and before July 1, 2025, for each degree of permanent**
31 **impairment from one (1) to ten (10), two thousand one**
32 **hundred twenty-three dollars (\$2,123) per degree; for each**
33 **degree of permanent impairment from eleven (11) to**
34 **thirty-five (35), two thousand three hundred sixty-seven**
35 **dollars (\$2,367) per degree; for each degree of permanent**
36 **impairment from thirty-six (36) to fifty (50), three thousand**
37 **eight hundred sixty-four dollars (\$3,864) per degree; for each**
38 **degree of permanent impairment above fifty (50), four**
39 **thousand nine hundred twenty-three dollars (\$4,923) per**
40 **degree.**

41 **(19) With respect to injuries occurring on and after July 1,**
42 **2025, and before July 1, 2026, for each degree of permanent**



1 impairment from one (1) to ten (10), two thousand two
 2 hundred eight dollars (\$2,208) per degree; for each degree of
 3 permanent impairment from eleven (11) to thirty-five (35),
 4 two thousand four hundred sixty-two dollars (\$2,462) per
 5 degree; for each degree of permanent impairment from
 6 thirty-six (36) to fifty (50), four thousand nineteen dollars
 7 (\$4,019) per degree; for each degree of permanent
 8 impairment above fifty (50), five thousand one hundred
 9 twenty dollars (\$5,120) per degree.

10 (20) With respect to injuries occurring on and after July 1,
 11 2026, and before July 1, 2027, for each degree of permanent
 12 impairment from one (1) to ten (10), two thousand two
 13 hundred ninety-six dollars (\$2,296) per degree; for each
 14 degree of permanent impairment from eleven (11) to
 15 thirty-five (35), two thousand five hundred sixty dollars
 16 (\$2,560) per degree; for each degree of permanent
 17 impairment from thirty-six (36) to fifty (50), four thousand
 18 one hundred eighty dollars (\$4,180) per degree; for each
 19 degree of permanent impairment above fifty (50), five
 20 thousand three hundred twenty-five dollars (\$5,325) per
 21 degree.

22 (21) With respect to injuries occurring on and after July 1,
 23 2027, for each degree of permanent impairment from one (1)
 24 to ten (10), two thousand three hundred eighty-eight dollars
 25 (\$2,388) per degree; for each degree of permanent
 26 impairment from eleven (11) to thirty-five (35), two thousand
 27 six hundred sixty-two dollars (\$2,662) per degree; for each
 28 degree of permanent impairment from thirty-six (36) to fifty
 29 (50), four thousand three hundred forty-seven dollars (\$4,347)
 30 per degree; for each degree of permanent impairment above
 31 fifty (50), five thousand five hundred thirty-eight dollars
 32 (\$5,538) per degree.

33 (k) The average weekly wages used in the determination of
 34 compensation for permanent partial impairment under subsections (i)
 35 and (j) shall not exceed the following:

36 (1) With respect to injuries occurring on or after July 1, 1991, and
 37 before July 1, 1992, four hundred ninety-two dollars (\$492).

38 (2) With respect to injuries occurring on or after July 1, 1992, and
 39 before July 1, 1993, five hundred forty dollars (\$540).

40 (3) With respect to injuries occurring on or after July 1, 1993, and
 41 before July 1, 1994, five hundred ninety-one dollars (\$591).

42 (4) With respect to injuries occurring on or after July 1, 1994, and



- 1 before July 1, 1997, six hundred forty-two dollars (\$642).
2 (5) With respect to injuries occurring on or after July 1, 1997, and
3 before July 1, 1998, six hundred seventy-two dollars (\$672).
4 (6) With respect to injuries occurring on or after July 1, 1998, and
5 before July 1, 1999, seven hundred two dollars (\$702).
6 (7) With respect to injuries occurring on or after July 1, 1999, and
7 before July 1, 2000, seven hundred thirty-two dollars (\$732).
8 (8) With respect to injuries occurring on or after July 1, 2000, and
9 before July 1, 2001, seven hundred sixty-two dollars (\$762).
10 (9) With respect to injuries occurring on or after July 1, 2001, and
11 before July 1, 2002, eight hundred twenty-two dollars (\$822).
12 (10) With respect to injuries occurring on or after July 1, 2002,
13 and before July 1, 2006, eight hundred eighty-two dollars (\$882).
14 (11) With respect to injuries occurring on or after July 1, 2006,
15 and before July 1, 2007, nine hundred dollars (\$900).
16 (12) With respect to injuries occurring on or after July 1, 2007,
17 and before July 1, 2008, nine hundred thirty dollars (\$930).
18 (13) With respect to injuries occurring on or after July 1, 2008,
19 and before July 1, 2009, nine hundred fifty-four dollars (\$954).
20 (14) With respect to injuries occurring on or after July 1, 2009,
21 and before July 1, 2014, nine hundred seventy-five dollars (\$975).
22 (15) With respect to injuries occurring on or after July 1, 2014,
23 and before July 1, 2015, one thousand forty dollars (\$1,040).
24 (16) With respect to injuries occurring on or after July 1, 2015,
25 and before July 1, 2016, one thousand one hundred five dollars
26 (\$1,105).
27 (17) With respect to injuries occurring on or after July 1, 2016,
28 **and before July 1, 2022**, one thousand one hundred seventy
29 dollars (\$1,170).
30 **(18) With respect to injuries occurring on or after July 1,**
31 **2022, and before July 1, 2023, one thousand two hundred**
32 **eighty-seven dollars (\$1,287).**
33 **(19) With respect to injuries occurring on or after July 1,**
34 **2023, and before July 1, 2024, one thousand three hundred**
35 **sixty-four dollars (\$1,364).**
36 **(20) With respect to injuries occurring on or after July 1,**
37 **2024, and before July 1, 2025, one thousand four hundred**
38 **nineteen dollars (\$1,419).**
39 **(21) With respect to injuries occurring on or after July 1,**
40 **2025, and before July 1, 2026, one thousand four hundred**
41 **seventy-six dollars (\$1,476).**
42 **(22) With respect to injuries occurring on or after July 1,**



1 **2026, and before July 1, 2027, one thousand five hundred**
 2 **thirty-five dollars (\$1,535).**

3 **(23) With respect to injuries occurring on or after July 1,**
 4 **2027, one thousand five hundred ninety-six dollars (\$1,596).**

5 SECTION 3. IC 22-3-3-22, AS AMENDED BY P.L.275-2013,
 6 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2022]: Sec. 22. (a) In computing compensation for temporary
 8 total disability, temporary partial disability, and total permanent
 9 disability, with respect to injuries occurring on and after July 1, 1985,
 10 and before July 1, 1986, the average weekly wages are considered to
 11 be:

12 (1) not more than two hundred sixty-seven dollars (\$267); and

13 (2) not less than seventy-five dollars (\$75).

14 However, the weekly compensation payable shall not exceed the
 15 average weekly wages of the employee at the time of the injury.

16 (b) In computing compensation for temporary total disability,
 17 temporary partial disability, and total permanent disability, with respect
 18 to injuries occurring on and after July 1, 1986, and before July 1, 1988,
 19 the average weekly wages are considered to be:

20 (1) not more than two hundred eighty-five dollars (\$285); and

21 (2) not less than seventy-five dollars (\$75).

22 However, the weekly compensation payable shall not exceed the
 23 average weekly wages of the employee at the time of the injury.

24 (c) In computing compensation for temporary total disability,
 25 temporary partial disability, and total permanent disability, with respect
 26 to injuries occurring on and after July 1, 1988, and before July 1, 1989,
 27 the average weekly wages are considered to be:

28 (1) not more than three hundred eighty-four dollars (\$384); and

29 (2) not less than seventy-five dollars (\$75).

30 However, the weekly compensation payable shall not exceed the
 31 average weekly wages of the employee at the time of the injury.

32 (d) In computing compensation for temporary total disability,
 33 temporary partial disability, and total permanent disability, with respect
 34 to injuries occurring on and after July 1, 1989, and before July 1, 1990,
 35 the average weekly wages are considered to be:

36 (1) not more than four hundred eleven dollars (\$411); and

37 (2) not less than seventy-five dollars (\$75).

38 However, the weekly compensation payable shall not exceed the
 39 average weekly wages of the employee at the time of the injury.

40 (e) In computing compensation for temporary total disability,
 41 temporary partial disability, and total permanent disability, with respect
 42 to injuries occurring on and after July 1, 1990, and before July 1, 1991,



- 1 the average weekly wages are considered to be:
2 (1) not more than four hundred forty-one dollars (\$441); and
3 (2) not less than seventy-five dollars (\$75).
4 However, the weekly compensation payable shall not exceed the
5 average weekly wages of the employee at the time of the injury.
6 (f) In computing compensation for temporary total disability,
7 temporary partial disability, and total permanent disability, with respect
8 to injuries occurring on and after July 1, 1991, and before July 1, 1992,
9 the average weekly wages are considered to be:
10 (1) not more than four hundred ninety-two dollars (\$492); and
11 (2) not less than seventy-five dollars (\$75).
12 However, the weekly compensation payable shall not exceed the
13 average weekly wages of the employee at the time of the injury.
14 (g) In computing compensation for temporary total disability,
15 temporary partial disability, and total permanent disability, with respect
16 to injuries occurring on and after July 1, 1992, and before July 1, 1993,
17 the average weekly wages are considered to be:
18 (1) not more than five hundred forty dollars (\$540); and
19 (2) not less than seventy-five dollars (\$75).
20 However, the weekly compensation payable shall not exceed the
21 average weekly wages of the employee at the time of the injury.
22 (h) In computing compensation for temporary total disability,
23 temporary partial disability, and total permanent disability, with respect
24 to injuries occurring on and after July 1, 1993, and before July 1, 1994,
25 the average weekly wages are considered to be:
26 (1) not more than five hundred ninety-one dollars (\$591); and
27 (2) not less than seventy-five dollars (\$75).
28 However, the weekly compensation payable shall not exceed the
29 average weekly wages of the employee at the time of the injury.
30 (i) In computing compensation for temporary total disability,
31 temporary partial disability, and total permanent disability, with respect
32 to injuries occurring on and after July 1, 1994, and before July 1, 1997,
33 the average weekly wages are considered to be:
34 (1) not more than six hundred forty-two dollars (\$642); and
35 (2) not less than seventy-five dollars (\$75).
36 However, the weekly compensation payable shall not exceed the
37 average weekly wages of the employee at the time of the injury.
38 (j) In computing compensation for temporary total disability,
39 temporary partial disability, and total permanent disability, the average
40 weekly wages are considered to be:
41 (1) with respect to injuries occurring on and after July 1, 1997,
42 and before July 1, 1998:



- 1 (A) not more than six hundred seventy-two dollars (\$672); and
2 (B) not less than seventy-five dollars (\$75);
3 (2) with respect to injuries occurring on and after July 1, 1998,
4 and before July 1, 1999:
5 (A) not more than seven hundred two dollars (\$702); and
6 (B) not less than seventy-five dollars (\$75);
7 (3) with respect to injuries occurring on and after July 1, 1999,
8 and before July 1, 2000:
9 (A) not more than seven hundred thirty-two dollars (\$732);
10 and
11 (B) not less than seventy-five dollars (\$75);
12 (4) with respect to injuries occurring on and after July 1, 2000,
13 and before July 1, 2001:
14 (A) not more than seven hundred sixty-two dollars (\$762); and
15 (B) not less than seventy-five dollars (\$75);
16 (5) with respect to injuries occurring on and after July 1, 2001,
17 and before July 1, 2002:
18 (A) not more than eight hundred twenty-two dollars (\$822);
19 and
20 (B) not less than seventy-five dollars (\$75);
21 (6) with respect to injuries occurring on and after July 1, 2002,
22 and before July 1, 2006:
23 (A) not more than eight hundred eighty-two dollars (\$882);
24 and
25 (B) not less than seventy-five dollars (\$75);
26 (7) with respect to injuries occurring on and after July 1, 2006,
27 and before July 1, 2007:
28 (A) not more than nine hundred dollars (\$900); and
29 (B) not less than seventy-five dollars (\$75);
30 (8) with respect to injuries occurring on and after July 1, 2007,
31 and before July 1, 2008:
32 (A) not more than nine hundred thirty dollars (\$930); and
33 (B) not less than seventy-five dollars (\$75);
34 (9) with respect to injuries occurring on and after July 1, 2008,
35 and before July 1, 2009:
36 (A) not more than nine hundred fifty-four dollars (\$954); and
37 (B) not less than seventy-five dollars (\$75);
38 (10) with respect to injuries occurring on and after July 1, 2009,
39 and before July 1, 2014:
40 (A) not more than nine hundred seventy-five dollars (\$975);
41 and
42 (B) not less than seventy-five dollars (\$75);



- 1 (11) with respect to injuries occurring on and after July 1, 2014,
 2 and before July 1, 2015:
 3 (A) not more than one thousand forty dollars (\$1,040); and
 4 (B) not less than seventy-five dollars (\$75);
 5 (12) with respect to injuries occurring on and after July 1, 2015,
 6 and before July 1, 2016:
 7 (A) not more than one thousand one hundred five dollars
 8 (\$1,105); and
 9 (B) not less than seventy-five dollars (\$75); ~~and~~
 10 (13) with respect to injuries occurring on and after July 1, 2016,
 11 **and before July 1, 2022:**
 12 (A) not more than one thousand one hundred seventy dollars
 13 (\$1,170); and
 14 (B) not less than seventy-five dollars (\$75);
 15 (14) with respect to injuries occurring on and after July 1,
 16 **2022, and before July 1, 2023:**
 17 (A) not more than one thousand two hundred eighty-seven
 18 dollars (\$1,287); and
 19 (B) not less than seventy-five dollars (\$75);
 20 (15) with respect to injuries occurring on and after July 1,
 21 **2023, and before July 1, 2024:**
 22 (A) not more than one thousand three hundred sixty-four
 23 dollars (\$1,364); and
 24 (B) not less than seventy-five dollars (\$75);
 25 (16) with respect to injuries occurring on and after July 1,
 26 **2024, and before July 1, 2025:**
 27 (A) not more than one thousand four hundred nineteen
 28 dollars (\$1,419); and
 29 (B) not less than seventy-five dollars (\$75);
 30 (17) with respect to injuries occurring on and after July 1,
 31 **2025, and before July 1, 2026:**
 32 (A) not more than one thousand four hundred seventy-six
 33 dollars (\$1,476); and
 34 (B) not less than seventy-five dollars (\$75);
 35 (18) with respect to injuries occurring on and after July 1,
 36 **2026, and before July 1, 2027:**
 37 (A) not more than one thousand five hundred thirty-five
 38 dollars (\$1,535); and
 39 (B) not less than seventy-five dollars (\$75); and
 40 (19) with respect to injuries occurring on and after July 1,
 41 **2027:**
 42 (A) not more than one thousand five hundred ninety-six



1 **dollars (\$1,596); and**

2 **(B) not less than seventy-five dollars (\$75).**

3 However, the weekly compensation payable shall not exceed the
4 average weekly wages of the employee at the time of the injury.

5 (k) With respect to any injury occurring on and after July 1, 1985,
6 and before July 1, 1986, the maximum compensation, exclusive of
7 medical benefits, which may be paid for an injury under any provisions
8 of this law or any combination of provisions may not exceed
9 eighty-nine thousand dollars (\$89,000) in any case.

10 (l) With respect to any injury occurring on and after July 1, 1986,
11 and before July 1, 1988, the maximum compensation, exclusive of
12 medical benefits, which may be paid for an injury under any provisions
13 of this law or any combination of provisions may not exceed
14 ninety-five thousand dollars (\$95,000) in any case.

15 (m) With respect to any injury occurring on and after July 1, 1988,
16 and before July 1, 1989, the maximum compensation, exclusive of
17 medical benefits, which may be paid for an injury under any provisions
18 of this law or any combination of provisions may not exceed one
19 hundred twenty-eight thousand dollars (\$128,000) in any case.

20 (n) With respect to any injury occurring on and after July 1, 1989,
21 and before July 1, 1990, the maximum compensation, exclusive of
22 medical benefits, which may be paid for an injury under any provisions
23 of this law or any combination of provisions may not exceed one
24 hundred thirty-seven thousand dollars (\$137,000) in any case.

25 (o) With respect to any injury occurring on and after July 1, 1990,
26 and before July 1, 1991, the maximum compensation, exclusive of
27 medical benefits, which may be paid for an injury under any provisions
28 of this law or any combination of provisions may not exceed one
29 hundred forty-seven thousand dollars (\$147,000) in any case.

30 (p) With respect to any injury occurring on and after July 1, 1991,
31 and before July 1, 1992, the maximum compensation, exclusive of
32 medical benefits, that may be paid for an injury under any provisions
33 of this law or any combination of provisions may not exceed one
34 hundred sixty-four thousand dollars (\$164,000) in any case.

35 (q) With respect to any injury occurring on and after July 1, 1992,
36 and before July 1, 1993, the maximum compensation, exclusive of
37 medical benefits, that may be paid for an injury under any provisions
38 of this law or any combination of provisions may not exceed one
39 hundred eighty thousand dollars (\$180,000) in any case.

40 (r) With respect to any injury occurring on and after July 1, 1993,
41 and before July 1, 1994, the maximum compensation, exclusive of
42 medical benefits, that may be paid for an injury under any provisions



1 of this law or any combination of provisions may not exceed one
2 hundred ninety-seven thousand dollars (\$197,000) in any case.

3 (s) With respect to any injury occurring on and after July 1, 1994,
4 and before July 1, 1997, the maximum compensation, exclusive of
5 medical benefits, which may be paid for an injury under any provisions
6 of this law or any combination of provisions may not exceed two
7 hundred fourteen thousand dollars (\$214,000) in any case.

8 (t) The maximum compensation, exclusive of medical benefits, that
9 may be paid for an injury under any provision of this law or any
10 combination of provisions may not exceed the following amounts in
11 any case:

12 (1) With respect to an injury occurring on and after July 1, 1997,
13 and before July 1, 1998, two hundred twenty-four thousand
14 dollars (\$224,000).

15 (2) With respect to an injury occurring on and after July 1, 1998,
16 and before July 1, 1999, two hundred thirty-four thousand dollars
17 (\$234,000).

18 (3) With respect to an injury occurring on and after July 1, 1999,
19 and before July 1, 2000, two hundred forty-four thousand dollars
20 (\$244,000).

21 (4) With respect to an injury occurring on and after July 1, 2000,
22 and before July 1, 2001, two hundred fifty-four thousand dollars
23 (\$254,000).

24 (5) With respect to an injury occurring on and after July 1, 2001,
25 and before July 1, 2002, two hundred seventy-four thousand
26 dollars (\$274,000).

27 (6) With respect to an injury occurring on and after July 1, 2002,
28 and before July 1, 2006, two hundred ninety-four thousand dollars
29 (\$294,000).

30 (7) With respect to an injury occurring on and after July 1, 2006,
31 and before July 1, 2007, three hundred thousand dollars
32 (\$300,000).

33 (8) With respect to an injury occurring on and after July 1, 2007,
34 and before July 1, 2008, three hundred ten thousand dollars
35 (\$310,000).

36 (9) With respect to an injury occurring on and after July 1, 2008,
37 and before July 1, 2009, three hundred eighteen thousand dollars
38 (\$318,000).

39 (10) With respect to an injury occurring on and after July 1, 2009,
40 and before July 1, 2014, three hundred twenty-five thousand
41 dollars (\$325,000).

42 (11) With respect to an injury occurring on and after July 1, 2014,



- 1 and before July 1, 2015, three hundred forty-seven thousand
 2 dollars (\$347,000).
- 3 (12) With respect to an injury occurring on and after July 1, 2015,
 4 and before July 1, 2016, three hundred sixty-eight thousand
 5 dollars (\$368,000).
- 6 (13) With respect to an injury occurring on and after July 1, 2016,
 7 **and before July 1, 2022**, three hundred ninety thousand dollars
 8 (\$390,000).
- 9 **(14) With respect to an injury occurring on and after July 1,**
 10 **2022, and before July 1, 2023, four hundred twenty-nine**
 11 **thousand dollars (\$429,000).**
- 12 **(15) With respect to an injury occurring on and after July 1,**
 13 **2023, and before July 1, 2024, four hundred fifty-five**
 14 **thousand dollars (\$455,000).**
- 15 **(16) With respect to an injury occurring on and after July 1,**
 16 **2024, and before July 1, 2025, four hundred seventy-three**
 17 **thousand dollars (\$473,000).**
- 18 **(17) With respect to an injury occurring on and after July 1,**
 19 **2025, and before July 1, 2026, four hundred ninety-two**
 20 **thousand dollars (\$492,000).**
- 21 **(18) With respect to an injury occurring on and after July 1,**
 22 **2026, and before July 1, 2027, five hundred twelve thousand**
 23 **dollars (\$512,000).**
- 24 **(19) With respect to an injury occurring on and after July 1,**
 25 **2027, five hundred thirty-two thousand dollars (\$532,000).**
- 26 SECTION 4. IC 22-3-7-16, AS AMENDED BY P.L.32-2021,
 27 SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 JULY 1, 2022]: Sec. 16. (a) Compensation shall be allowed on account
 29 of disablement from occupational disease resulting in only temporary
 30 total disability to work or temporary partial disability to work
 31 beginning with the eighth day of such disability except for the medical
 32 benefits provided for in section 17 of this chapter. Compensation shall
 33 be allowed for the first seven (7) calendar days only as provided in this
 34 section. The first weekly installment of compensation for temporary
 35 disability is due fourteen (14) days after the disability begins. Not later
 36 than fourteen (14) days from the date that the first installment of
 37 compensation is due, the employer or the employer's insurance carrier
 38 shall file a report of payment of compensation with the worker's
 39 compensation board electronically and tender to the employee or to the
 40 employee's dependents, with all compensation due, a properly prepared
 41 compensation agreement in a form prescribed by the board. The
 42 presentation to the employee or to the employee's dependents of the



1 check, draft, or electronic payment from the employer or the employer's
 2 insurance carrier for the proper amount, drawn upon a bank in which
 3 money is on deposit to pay the same on demand, shall be sufficient
 4 tender of the compensation.

5 (b) Whenever an employer or the employer's insurance carrier
 6 denies or is not able to determine liability to pay compensation or
 7 benefits, the employer or the employer's insurance carrier shall notify
 8 the worker's compensation board and the employee in writing on a form
 9 prescribed by the worker's compensation board not later than thirty (30)
 10 days after the employer's knowledge of the claimed disablement. If a
 11 determination of liability cannot be made within thirty (30) days, the
 12 worker's compensation board may approve an additional thirty (30)
 13 days upon a written request of the employer or the employer's insurance
 14 carrier that sets forth the reasons that the determination could not be
 15 made within thirty (30) days and states the facts or circumstances that
 16 are necessary to determine liability within the additional thirty (30)
 17 days. More than thirty (30) days of additional time may be approved by
 18 the worker's compensation board upon the filing of a petition by the
 19 employer or the employer's insurance carrier that sets forth:

- 20 (1) the extraordinary circumstances that have precluded a
- 21 determination of liability within the initial sixty (60) days;
- 22 (2) the status of the investigation on the date the petition is filed;
- 23 (3) the facts or circumstances that are necessary to make a
- 24 determination; and
- 25 (4) a timetable for the completion of the remaining investigation.

26 An employer who fails to comply with this section is subject to a civil
 27 penalty under IC 22-3-4-15.

28 (c) Once begun, temporary total disability benefits may not be
 29 terminated by the employer unless:

- 30 (1) the employee has returned to work;
- 31 (2) the employee has died;
- 32 (3) the employee has refused to undergo a medical examination
- 33 under section 20 of this chapter;
- 34 (4) the employee has received five hundred (500) weeks of
- 35 temporary total disability benefits or has been paid the maximum
- 36 compensation allowable under section 19 of this chapter; or
- 37 (5) the employee is unable or unavailable to work for reasons
- 38 unrelated to the compensable disease.

39 In each instance, the employer must provide written notice to the
 40 injured worker on a form approved by the board. In all other cases the
 41 employer must notify the employee in writing of the employer's intent
 42 to terminate the payment of temporary total disability benefits, and of



1 the availability of employment, if any, on a form approved by the
2 board. In all instances, the employer must file an electronic notice of
3 the termination with the board.

4 (d) If the employee disagrees with the termination or proposed
5 termination, the employee must give written notice of disagreement to
6 the board and the employer within seven (7) days after receipt of the
7 notice of intent to terminate benefits. If the board and employer do not
8 receive a notice of disagreement under this section, the employee's
9 temporary total disability benefits shall be terminated. Upon receipt of
10 the notice of disagreement, the board shall immediately contact the
11 parties, which may be by telephone or other means and attempt to
12 resolve the disagreement. If the board is unable to resolve the
13 disagreement within ten (10) days of receipt of the notice of
14 disagreement, the board shall immediately arrange for an evaluation of
15 the employee by an independent medical examiner. The independent
16 medical examiner shall be selected by mutual agreement of the parties
17 or, if the parties are unable to agree, appointed by the board under
18 IC 22-3-4-11. If the independent medical examiner determines that the
19 employee is no longer temporarily disabled or is still temporarily
20 disabled but can return to employment that the employer has made
21 available to the employee, or if the employee fails or refuses to appear
22 for examination by the independent medical examiner, temporary total
23 disability benefits may be terminated. If either party disagrees with the
24 opinion of the independent medical examiner, the party shall apply to
25 the board for a hearing under section 27 of this chapter.

26 (e) An employer is not required to continue the payment of
27 temporary total disability benefits for more than fourteen (14) days
28 after the employer's proposed termination date unless the independent
29 medical examiner determines that the employee is temporarily disabled
30 and unable to return to any employment that the employer has made
31 available to the employee.

32 (f) If it is determined that as a result of this section temporary total
33 disability benefits were overpaid, the overpayment shall be deducted
34 from any benefits due the employee under this section and, if there are
35 no benefits due the employee or the benefits due the employee do not
36 equal the amount of the overpayment, the employee shall be
37 responsible for paying any overpayment which cannot be deducted
38 from benefits due the employee.

39 (g) For disablements occurring on and after July 1, 1976, from
40 occupational disease resulting in temporary total disability for any work
41 there shall be paid to the disabled employee during the temporary total
42 disability weekly compensation equal to sixty-six and two-thirds



1 percent (66 2/3%) of the employee's average weekly wages, as defined
2 in section 19 of this chapter, for a period not to exceed five hundred
3 (500) weeks. Compensation shall be allowed for the first seven (7)
4 calendar days only if the disability continues for longer than twenty-one
5 (21) days.

6 (h) For disablements occurring on and after July 1, 1974, from
7 occupational disease resulting in temporary partial disability for work
8 there shall be paid to the disabled employee during such disability a
9 weekly compensation equal to sixty-six and two-thirds percent (66
10 2/3%) of the difference between the employee's average weekly wages,
11 as defined in section 19 of this chapter, and the weekly wages at which
12 the employee is actually employed after the disablement, for a period
13 not to exceed three hundred (300) weeks. Compensation shall be
14 allowed for the first seven (7) calendar days only if the disability
15 continues for longer than twenty-one (21) days. In case of partial
16 disability after the period of temporary total disability, the latter period
17 shall be included as a part of the maximum period allowed for partial
18 disability.

19 (i) For disabilities occurring on and after July 1, 1979, and before
20 July 1, 1988, from occupational disease in the schedule set forth in
21 subsection (l), the employee shall receive in addition to disability
22 benefits, not exceeding fifty-two (52) weeks on account of the
23 occupational disease, a weekly compensation of sixty percent (60%) of
24 the employee's average weekly wages, not to exceed one hundred
25 twenty-five dollars (\$125) average weekly wages, for the period stated
26 for the disabilities.

27 (j) For disabilities occurring on and after July 1, 1988, and before
28 July 1, 1989, from occupational disease in the schedule set forth in
29 subsection (l), the employee shall receive in addition to disability
30 benefits, not exceeding seventy-eight (78) weeks on account of the
31 occupational disease, a weekly compensation of sixty percent (60%) of
32 the employee's average weekly wages, not to exceed one hundred
33 sixty-six dollars (\$166) average weekly wages, for the period stated for
34 the disabilities.

35 (k) For disabilities occurring on and after July 1, 1989, and before
36 July 1, 1990, from occupational disease in the schedule set forth in
37 subsection (l), the employee shall receive in addition to disability
38 benefits, not exceeding seventy-eight (78) weeks on account of the
39 occupational disease, a weekly compensation of sixty percent (60%) of
40 the employee's average weekly wages, not to exceed one hundred
41 eighty-three dollars (\$183) average weekly wages, for the period stated
42 for the disabilities.



1 (l) For disabilities occurring on and after July 1, 1990, and before
 2 July 1, 1991, from occupational disease in the following schedule, the
 3 employee shall receive in addition to disability benefits, not exceeding
 4 seventy-eight (78) weeks on account of the occupational disease, a
 5 weekly compensation of sixty percent (60%) of the employee's average
 6 weekly wages, not to exceed two hundred dollars (\$200) average
 7 weekly wages, for the period stated for the disabilities.

8 (1) Amputations: For the loss by separation, of the thumb, sixty
 9 (60) weeks; of the index finger, forty (40) weeks; of the second
 10 finger, thirty-five (35) weeks; of the third or ring finger, thirty
 11 (30) weeks; of the fourth or little finger, twenty (20) weeks; of the
 12 hand by separation below the elbow, two hundred (200) weeks; of
 13 the arm above the elbow joint, two hundred fifty (250) weeks; of
 14 the big toe, sixty (60) weeks; of the second toe, thirty (30) weeks;
 15 of the third toe, twenty (20) weeks; of the fourth toe, fifteen (15)
 16 weeks; of the fifth or little toe, ten (10) weeks; of the foot below
 17 the knee joint, one hundred fifty (150) weeks; and of the leg
 18 above the knee joint, two hundred (200) weeks. The loss of more
 19 than one (1) phalange of a thumb or toe shall be considered as the
 20 loss of the entire thumb or toe. The loss of more than two (2)
 21 phalanges of a finger shall be considered as the loss of the entire
 22 finger. The loss of not more than one (1) phalange of a thumb or
 23 toe shall be considered as the loss of one-half (1/2) of the thumb
 24 or toe and compensation shall be paid for one-half (1/2) of the
 25 period for the loss of the entire thumb or toe. The loss of not more
 26 than two (2) phalanges of a finger shall be considered as the loss
 27 of one-half (1/2) the finger and compensation shall be paid for
 28 one-half (1/2) of the period for the loss of the entire finger.

29 (2) Loss of Use: The total permanent loss of the use of an arm,
 30 hand, thumb, finger, leg, foot, toe, or phalange shall be considered
 31 as the equivalent of the loss by separation of the arm, hand,
 32 thumb, finger, leg, foot, toe, or phalange and the compensation
 33 shall be paid for the same period as for the loss thereof by
 34 separation.

35 (3) Partial Loss of Use: For the permanent partial loss of the use
 36 of an arm, hand, thumb, finger, leg, foot, toe, or phalange,
 37 compensation shall be paid for the proportionate loss of the use of
 38 such arm, hand, thumb, finger, leg, foot, toe, or phalange.

39 (4) For disablements for occupational disease resulting in total
 40 permanent disability, five hundred (500) weeks.

41 (5) For the loss of both hands, or both feet, or the total sight of
 42 both eyes, or any two (2) of such losses resulting from the same



1 disablement by occupational disease, five hundred (500) weeks.
 2 (6) For the permanent and complete loss of vision by enucleation
 3 of an eye, or its reduction to one-tenth (1/10) of normal vision
 4 with glasses, one hundred fifty (150) weeks, and for any other
 5 permanent reduction of the sight of an eye, compensation shall be
 6 paid for a period proportionate to the degree of such permanent
 7 reduction without correction or glasses. However, when such
 8 permanent reduction without correction or glasses would result in
 9 one hundred percent (100%) loss of vision, but correction or
 10 glasses would result in restoration of vision, then compensation
 11 shall be paid for fifty percent (50%) of such total loss of vision
 12 without glasses plus an additional amount equal to the
 13 proportionate amount of such reduction with glasses, not to
 14 exceed an additional fifty percent (50%).

15 (7) For the permanent and complete loss of hearing, two hundred
 16 (200) weeks.

17 (8) In all other cases of permanent partial impairment,
 18 compensation proportionate to the degree of such permanent
 19 partial impairment, in the discretion of the worker's compensation
 20 board, not exceeding five hundred (500) weeks.

21 (9) In all cases of permanent disfigurement, which may impair the
 22 future usefulness or opportunities of the employee, compensation
 23 in the discretion of the worker's compensation board, not
 24 exceeding two hundred (200) weeks, except that no compensation
 25 shall be payable under this paragraph where compensation shall
 26 be payable under subdivisions (1) through (8). Where
 27 compensation for temporary total disability has been paid, this
 28 amount of compensation shall be deducted from any
 29 compensation due for permanent disfigurement.

30 (m) With respect to disablements in the following schedule
 31 occurring on and after July 1, 1991, the employee shall receive in
 32 addition to temporary total disability benefits, not exceeding one
 33 hundred twenty-five (125) weeks on account of the disablement,
 34 compensation in an amount determined under the following schedule
 35 to be paid weekly at a rate of sixty-six and two-thirds percent (66 2/3%)
 36 of the employee's average weekly wages during the fifty-two (52)
 37 weeks immediately preceding the week in which the disablement
 38 occurred:

39 (1) Amputation: For the loss by separation of the thumb, twelve
 40 (12) degrees of permanent impairment; of the index finger, eight
 41 (8) degrees of permanent impairment; of the second finger, seven
 42 (7) degrees of permanent impairment; of the third or ring finger,



- 1 six (6) degrees of permanent impairment; of the fourth or little
2 finger, four (4) degrees of permanent impairment; of the hand by
3 separation below the elbow joint, forty (40) degrees of permanent
4 impairment; of the arm above the elbow, fifty (50) degrees of
5 permanent impairment; of the big toe, twelve (12) degrees of
6 permanent impairment; of the second toe, six (6) degrees of
7 permanent impairment; of the third toe, four (4) degrees of
8 permanent impairment; of the fourth toe, three (3) degrees of
9 permanent impairment; of the fifth or little toe, two (2) degrees of
10 permanent impairment; of separation of the foot below the knee
11 joint, thirty-five (35) degrees of permanent impairment; and of the
12 leg above the knee joint, forty-five (45) degrees of permanent
13 impairment.
- 14 (2) Amputations occurring on or after July 1, 1997: For the loss
15 by separation of any of the body parts described in subdivision (1)
16 on or after July 1, 1997, the dollar values per degree applying on
17 the date of the injury as described in subsection (n) shall be
18 multiplied by two (2). However, the doubling provision of this
19 subdivision does not apply to a loss of use that is not a loss by
20 separation.
- 21 (3) The loss of more than one (1) phalange of a thumb or toe shall
22 be considered as the loss of the entire thumb or toe. The loss of
23 more than two (2) phalanges of a finger shall be considered as the
24 loss of the entire finger. The loss of not more than one (1)
25 phalange of a thumb or toe shall be considered as the loss of
26 one-half (1/2) of the degrees of permanent impairment for the loss
27 of the entire thumb or toe. The loss of not more than one (1)
28 phalange of a finger shall be considered as the loss of one-third
29 (1/3) of the finger and compensation shall be paid for one-third
30 (1/3) of the degrees payable for the loss of the entire finger. The
31 loss of more than one (1) phalange of the finger but not more than
32 two (2) phalanges of the finger shall be considered as the loss of
33 one-half (1/2) of the finger and compensation shall be paid for
34 one-half (1/2) of the degrees payable for the loss of the entire
35 finger.
- 36 (4) For the loss by separation of both hands or both feet or the
37 total sight of both eyes or any two (2) such losses in the same
38 accident, one hundred (100) degrees of permanent impairment.
- 39 (5) For the permanent and complete loss of vision by enucleation
40 or its reduction to one-tenth (1/10) of normal vision with glasses,
41 thirty-five (35) degrees of permanent impairment.
- 42 (6) For the permanent and complete loss of hearing in one (1) ear,



- 1 fifteen (15) degrees of permanent impairment, and in both ears,
2 forty (40) degrees of permanent impairment.
- 3 (7) For the loss of one (1) testicle, ten (10) degrees of permanent
4 impairment; for the loss of both testicles, thirty (30) degrees of
5 permanent impairment.
- 6 (8) Loss of use: The total permanent loss of the use of an arm, a
7 hand, a thumb, a finger, a leg, a foot, a toe, or a phalange shall be
8 considered as the equivalent of the loss by separation of the arm,
9 hand, thumb, finger, leg, foot, toe, or phalange, and compensation
10 shall be paid in the same amount as for the loss by separation.
11 However, the doubling provision of subdivision (2) does not
12 apply to a loss of use that is not a loss by separation.
- 13 (9) Partial loss of use: For the permanent partial loss of the use of
14 an arm, a hand, a thumb, a finger, a leg, a foot, a toe, or a
15 phalange, compensation shall be paid for the proportionate loss of
16 the use of the arm, hand, thumb, finger, leg, foot, toe, or phalange.
- 17 (10) For disablements resulting in total permanent disability, the
18 amount payable for impairment or five hundred (500) weeks of
19 compensation, whichever is greater.
- 20 (11) Visual impairments shall be based on the Functional Vision
21 Score (FVS) assessing the visual acuity and visual field to
22 evaluate any reduction in ability to perform vision-related
23 Activities of Daily Living (ADL). Unless such loss is otherwise
24 specified in subdivision (5), visual impairments shall be paid as
25 a whole person rating.
- 26 (12) For any permanent reduction of the hearing of one (1) or both
27 ears, less than the total loss as specified in subdivision (6),
28 compensation shall be paid in an amount proportionate to the
29 degree of a permanent reduction.
- 30 (13) In all other cases of permanent partial impairment,
31 compensation proportionate to the degree of a permanent partial
32 impairment, in the discretion of the worker's compensation board,
33 not exceeding one hundred (100) degrees of permanent
34 impairment.
- 35 (14) In all cases of permanent disfigurement which may impair
36 the future usefulness or opportunities of the employee,
37 compensation, in the discretion of the worker's compensation
38 board, not exceeding forty (40) degrees of permanent impairment
39 except that no compensation shall be payable under this
40 subdivision where compensation is payable elsewhere in this
41 section.
- 42 (n) With respect to disablements occurring on and after July 1,



1 1991, compensation for permanent partial impairment shall be paid
2 according to the degree of permanent impairment for the disablement
3 determined under subsection (m) and the following:

4 (1) With respect to disablements occurring on and after July 1,
5 1991, and before July 1, 1992, for each degree of permanent
6 impairment from one (1) to thirty-five (35), five hundred dollars
7 (\$500) per degree; for each degree of permanent impairment from
8 thirty-six (36) to fifty (50), nine hundred dollars (\$900) per
9 degree; for each degree of permanent impairment above fifty (50),
10 one thousand five hundred dollars (\$1,500) per degree.

11 (2) With respect to disablements occurring on and after July 1,
12 1992, and before July 1, 1993, for each degree of permanent
13 impairment from one (1) to twenty (20), five hundred dollars
14 (\$500) per degree; for each degree of permanent impairment from
15 twenty-one (21) to thirty-five (35), eight hundred dollars (\$800)
16 per degree; for each degree of permanent impairment from
17 thirty-six (36) to fifty (50), one thousand three hundred dollars
18 (\$1,300) per degree; for each degree of permanent impairment
19 above fifty (50), one thousand seven hundred dollars (\$1,700) per
20 degree.

21 (3) With respect to disablements occurring on and after July 1,
22 1993, and before July 1, 1997, for each degree of permanent
23 impairment from one (1) to ten (10), five hundred dollars (\$500)
24 per degree; for each degree of permanent impairment from eleven
25 (11) to twenty (20), seven hundred dollars (\$700) per degree; for
26 each degree of permanent impairment from twenty-one (21) to
27 thirty-five (35), one thousand dollars (\$1,000) per degree; for
28 each degree of permanent impairment from thirty-six (36) to fifty
29 (50), one thousand four hundred dollars (\$1,400) per degree; for
30 each degree of permanent impairment above fifty (50), one
31 thousand seven hundred dollars (\$1,700) per degree.

32 (4) With respect to disablements occurring on and after July 1,
33 1997, and before July 1, 1998, for each degree of permanent
34 impairment from one (1) to ten (10), seven hundred fifty dollars
35 (\$750) per degree; for each degree of permanent impairment from
36 eleven (11) to thirty-five (35), one thousand dollars (\$1,000) per
37 degree; for each degree of permanent impairment from thirty-six
38 (36) to fifty (50), one thousand four hundred dollars (\$1,400) per
39 degree; for each degree of permanent impairment above fifty (50),
40 one thousand seven hundred dollars (\$1,700) per degree.

41 (5) With respect to disablements occurring on and after July 1,
42 1998, and before July 1, 1999, for each degree of permanent



1 impairment from one (1) to ten (10), seven hundred fifty dollars
2 (\$750) per degree; for each degree of permanent impairment from
3 eleven (11) to thirty-five (35), one thousand dollars (\$1,000) per
4 degree; for each degree of permanent impairment from thirty-six
5 (36) to fifty (50), one thousand four hundred dollars (\$1,400) per
6 degree; for each degree of permanent impairment above fifty (50),
7 one thousand seven hundred dollars (\$1,700) per degree.
8 (6) With respect to disablements occurring on and after July 1,
9 1999, and before July 1, 2000, for each degree of permanent
10 impairment from one (1) to ten (10), nine hundred dollars (\$900)
11 per degree; for each degree of permanent impairment from eleven
12 (11) to thirty-five (35), one thousand one hundred dollars
13 (\$1,100) per degree; for each degree of permanent impairment
14 from thirty-six (36) to fifty (50), one thousand six hundred dollars
15 (\$1,600) per degree; for each degree of permanent impairment
16 above fifty (50), two thousand dollars (\$2,000) per degree.
17 (7) With respect to disablements occurring on and after July 1,
18 2000, and before July 1, 2001, for each degree of permanent
19 impairment from one (1) to ten (10), one thousand one hundred
20 dollars (\$1,100) per degree; for each degree of permanent
21 impairment from eleven (11) to thirty-five (35), one thousand
22 three hundred dollars (\$1,300) per degree; for each degree of
23 permanent impairment from thirty-six (36) to fifty (50), two
24 thousand dollars (\$2,000) per degree; for each degree of
25 permanent impairment above fifty (50), two thousand five
26 hundred fifty dollars (\$2,500) per degree.
27 (8) With respect to disablements occurring on and after July 1,
28 2001, and before July 1, 2007, for each degree of permanent
29 impairment from one (1) to ten (10), one thousand three hundred
30 dollars (\$1,300) per degree; for each degree of permanent
31 impairment from eleven (11) to thirty-five (35), one thousand five
32 hundred dollars (\$1,500) per degree; for each degree of
33 permanent impairment from thirty-six (36) to fifty (50), two
34 thousand four hundred dollars (\$2,400) per degree; for each
35 degree of permanent impairment above fifty (50), three thousand
36 dollars (\$3,000) per degree.
37 (9) With respect to disablements occurring on and after July 1,
38 2007, and before July 1, 2008, for each degree of permanent
39 impairment from one (1) to ten (10), one thousand three hundred
40 forty dollars (\$1,340) per degree; for each degree of permanent
41 impairment from eleven (11) to thirty-five (35), one thousand five
42 hundred forty-five dollars (\$1,545) per degree; for each degree of



1 permanent impairment from thirty-six (36) to fifty (50), two
2 thousand four hundred seventy-five dollars (\$2,475) per degree;
3 for each degree of permanent impairment above fifty (50), three
4 thousand one hundred fifty dollars (\$3,150) per degree.
5 (10) With respect to disablements occurring on and after July 1,
6 2008, and before July 1, 2009, for each degree of permanent
7 impairment from one (1) to ten (10), one thousand three hundred
8 sixty-five dollars (\$1,365) per degree; for each degree of
9 permanent impairment from eleven (11) to thirty-five (35), one
10 thousand five hundred seventy dollars (\$1,570) per degree; for
11 each degree of permanent impairment from thirty-six (36) to fifty
12 (50), two thousand five hundred twenty-five dollars (\$2,525) per
13 degree; for each degree of permanent impairment above fifty (50),
14 three thousand two hundred dollars (\$3,200) per degree.
15 (11) With respect to disablements occurring on and after July 1,
16 2009, and before July 1, 2010, for each degree of permanent
17 impairment from one (1) to ten (10), one thousand three hundred
18 eighty dollars (\$1,380) per degree; for each degree of permanent
19 impairment from eleven (11) to thirty-five (35), one thousand five
20 hundred eighty-five dollars (\$1,585) per degree; for each degree
21 of permanent impairment from thirty-six (36) to fifty (50), two
22 thousand six hundred dollars (\$2,600) per degree; for each degree
23 of permanent impairment above fifty (50), three thousand three
24 hundred dollars (\$3,300) per degree.
25 (12) With respect to disablements occurring on and after July 1,
26 2010, and before July 1, 2014, for each degree of permanent
27 impairment from one (1) to ten (10), one thousand four hundred
28 dollars (\$1,400) per degree; for each degree of permanent
29 impairment from eleven (11) to thirty-five (35), one thousand six
30 hundred dollars (\$1,600) per degree; for each degree of
31 permanent impairment from thirty-six (36) to fifty (50), two
32 thousand seven hundred dollars (\$2,700) per degree; for each
33 degree of permanent impairment above fifty (50), three thousand
34 five hundred dollars (\$3,500) per degree.
35 (13) With respect to disablements occurring on and after July 1,
36 2014, and before July 1, 2015, for each degree of permanent
37 impairment from one (1) to ten (10), one thousand five hundred
38 seventeen dollars (\$1,517) per degree; for each degree of
39 permanent impairment from eleven (11) to thirty-five (35), one
40 thousand seven hundred seventeen dollars (\$1,717) per degree;
41 for each degree of permanent impairment from thirty-six (36) to
42 fifty (50), two thousand eight hundred sixty-two dollars (\$2,862)



1 per degree; for each degree of permanent impairment above fifty
2 (50), three thousand six hundred eighty-seven dollars (\$3,687) per
3 degree.
4 (14) With respect to disablements occurring on and after July 1,
5 2015, and before July 1, 2016, for each degree of permanent
6 impairment from one (1) to ten (10), one thousand six hundred
7 thirty-three dollars (\$1,633) per degree; for each degree of
8 permanent impairment from eleven (11) to thirty-five (35), one
9 thousand eight hundred thirty-five dollars (\$1,835) per degree; for
10 each degree of permanent impairment from thirty-six (36) to fifty
11 (50), three thousand twenty-four dollars (\$3,024) per degree; for
12 each degree of permanent impairment above fifty (50), three
13 thousand eight hundred seventy-three dollars (\$3,873) per degree.
14 (15) With respect to disablements occurring on and after July 1,
15 2016, **and before July 1, 2022**, for each degree of permanent
16 impairment from one (1) to ten (10), one thousand seven hundred
17 fifty dollars (\$1,750) per degree; for each degree of permanent
18 impairment from eleven (11) to thirty-five (35), one thousand nine
19 hundred fifty-two dollars (\$1,952) per degree; for each degree of
20 permanent impairment from thirty-six (36) to fifty (50), three
21 thousand one hundred eighty-six dollars (\$3,186) per degree; for
22 each degree of permanent impairment above fifty (50), four
23 thousand sixty dollars (\$4,060) per degree.
24 **(16) With respect to disablements occurring on and after July**
25 **1, 2022, and before July 1, 2023, for each degree of permanent**
26 **impairment from one (1) to ten (10), one thousand nine**
27 **hundred twenty-five dollars (\$1,925) per degree; for each**
28 **degree of permanent impairment from eleven (11) to**
29 **thirty-five (35), two thousand one hundred forty-seven dollars**
30 **(\$2,147) per degree; for each degree of permanent**
31 **impairment from thirty-six (36) to fifty (50), three thousand**
32 **five hundred five dollars (\$3,505) per degree; for each degree**
33 **of permanent impairment above fifty (50), four thousand four**
34 **hundred sixty-six dollars (\$4,466) per degree.**
35 **(17) With respect to disablements occurring on and after July**
36 **1, 2023, and before July 1, 2024, for each degree of permanent**
37 **impairment from one (1) to ten (10), two thousand forty-one**
38 **dollars (\$2,041) per degree; for each degree of permanent**
39 **impairment from eleven (11) to thirty-five (35), two thousand**
40 **two hundred seventy-six dollars (\$2,276) per degree; for each**
41 **degree of permanent impairment from thirty-six (36) to fifty**
42 **(50), three thousand seven hundred fifteen dollars (\$3,715)**



1 per degree; for each degree of permanent impairment above
2 fifty (50), four thousand seven hundred thirty-four dollars
3 (\$4,734) per degree.
4 (18) With respect to disablements occurring on and after July
5 1, 2024, and before July 1, 2025, for each degree of permanent
6 impairment from one (1) to ten (10), two thousand one
7 hundred twenty-three dollars (\$2,123) per degree; for each
8 degree of permanent impairment from eleven (11) to
9 thirty-five (35), two thousand three hundred sixty-seven
10 dollars (\$2,367) per degree; for each degree of permanent
11 impairment from thirty-six (36) to fifty (50), three thousand
12 eight hundred sixty-four dollars (\$3,864) per degree; for each
13 degree of permanent impairment above fifty (50), four
14 thousand nine hundred twenty-three dollars (\$4,923) per
15 degree.
16 (19) With respect to disablements occurring on and after July
17 1, 2025, and before July 1, 2026, for each degree of permanent
18 impairment from one (1) to ten (10), two thousand two
19 hundred eight dollars (\$2,208) per degree; for each degree of
20 permanent impairment from eleven (11) to thirty-five (35),
21 two thousand four hundred sixty-two dollars (\$2,462) per
22 degree; for each degree of permanent impairment from
23 thirty-six (36) to fifty (50), four thousand nineteen dollars
24 (\$4,019) per degree; for each degree of permanent
25 impairment above fifty (50), five thousand one hundred
26 twenty dollars (\$5,120) per degree.
27 (20) With respect to disablements occurring on and after July
28 1, 2026, and before July 1, 2027, for each degree of permanent
29 impairment from one (1) to ten (10), two thousand two
30 hundred ninety-six dollars (\$2,296) per degree; for each
31 degree of permanent impairment from eleven (11) to
32 thirty-five (35), two thousand five hundred sixty dollars
33 (\$2,560) per degree; for each degree of permanent
34 impairment from thirty-six (36) to fifty (50), four thousand
35 one hundred eighty dollars (\$4,180) per degree; for each
36 degree of permanent impairment above fifty (50), five
37 thousand three hundred twenty-five dollars (\$5,325) per
38 degree.
39 (21) With respect to disablements occurring on and after July
40 1, 2027, for each degree of permanent impairment from one
41 (1) to ten (10), two thousand three hundred eighty-eight
42 dollars (\$2,388) per degree; for each degree of permanent



1 **impairment from eleven (11) to thirty-five (35), two thousand**
 2 **six hundred sixty-two dollars (\$2,662) per degree; for each**
 3 **degree of permanent impairment from thirty-six (36) to fifty**
 4 **(50), four thousand three hundred forty-seven dollars (\$4,347)**
 5 **per degree; for each degree of permanent impairment above**
 6 **fifty (50), five thousand five hundred thirty-eight dollars**
 7 **(\$5,538) per degree.**

8 (o) The average weekly wages used in the determination of
 9 compensation for permanent partial impairment under subsections (m)
 10 and (n) shall not exceed the following:

11 (1) With respect to disablements occurring on or after July 1,
 12 1991, and before July 1, 1992, four hundred ninety-two dollars
 13 (\$492).

14 (2) With respect to disablements occurring on or after July 1,
 15 1992, and before July 1, 1993, five hundred forty dollars (\$540).

16 (3) With respect to disablements occurring on or after July 1,
 17 1993, and before July 1, 1994, five hundred ninety-one dollars
 18 (\$591).

19 (4) With respect to disablements occurring on or after July 1,
 20 1994, and before July 1, 1997, six hundred forty-two dollars
 21 (\$642).

22 (5) With respect to disablements occurring on or after July 1,
 23 1997, and before July 1, 1998, six hundred seventy-two dollars
 24 (\$672).

25 (6) With respect to disablements occurring on or after July 1,
 26 1998, and before July 1, 1999, seven hundred two dollars (\$702).

27 (7) With respect to disablements occurring on or after July 1,
 28 1999, and before July 1, 2000, seven hundred thirty-two dollars
 29 (\$732).

30 (8) With respect to disablements occurring on or after July 1,
 31 2000, and before July 1, 2001, seven hundred sixty-two dollars
 32 (\$762).

33 (9) With respect to disablements occurring on or after July 1,
 34 2001, and before July 1, 2002, eight hundred twenty-two dollars
 35 (\$822).

36 (10) With respect to disablements occurring on or after July 1,
 37 2002, and before July 1, 2006, eight hundred eighty-two dollars
 38 (\$882).

39 (11) With respect to disablements occurring on or after July 1,
 40 2006, and before July 1, 2007, nine hundred dollars (\$900).

41 (12) With respect to disablements occurring on or after July 1,
 42 2007, and before July 1, 2008, nine hundred thirty dollars (\$930).



- 1 (13) With respect to disablements occurring on or after July 1,
 2 2008, and before July 1, 2009, nine hundred fifty-four dollars
 3 (\$954).
- 4 (14) With respect to disablements occurring on or after July 1,
 5 2009, and before July 1, 2014, nine hundred seventy-five dollars
 6 (\$975).
- 7 (15) With respect to disablements occurring on or after July 1,
 8 2014, and before July 1, 2015, one thousand forty dollars
 9 (\$1,040).
- 10 (16) With respect to disablements occurring on or after July 1,
 11 2015, and before July 1, 2016, one thousand one hundred five
 12 dollars (\$1,105).
- 13 (17) With respect to disablements occurring on or after July 1,
 14 2016, **and before July 1, 2022**, one thousand one hundred
 15 seventy dollars (\$1,170).
- 16 **(18) With respect to disablements occurring on or after July**
 17 **1, 2022, and before July 1, 2023, one thousand two hundred**
 18 **eighty-seven dollars (\$1,287).**
- 19 **(19) With respect to disablements occurring on or after July**
 20 **1, 2023, and before July 1, 2024, one thousand three hundred**
 21 **sixty-four dollars (\$1,364).**
- 22 **(20) With respect to disablements occurring on or after July**
 23 **1, 2024, and before July 1, 2025, one thousand four hundred**
 24 **nineteen dollars (\$1,419).**
- 25 **(21) With respect to disablements occurring on or after July**
 26 **1, 2025, and before July 1, 2026, one thousand four hundred**
 27 **seventy-six dollars (\$1,476).**
- 28 **(22) With respect to disablements occurring on or after July**
 29 **1, 2026, and before July 1, 2027, one thousand five hundred**
 30 **thirty-five dollars (\$1,535).**
- 31 **(23) With respect to disablements occurring on or after July**
 32 **1, 2027, one thousand five hundred ninety-six dollars (\$1,596).**
- 33 (p) If any employee, only partially disabled, refuses employment
 34 suitable to the employee's capacity procured for the employee, the
 35 employee shall not be entitled to any compensation at any time during
 36 the continuance of such refusal unless, in the opinion of the worker's
 37 compensation board, such refusal was justifiable. The employee must
 38 be served with a notice setting forth the consequences of the refusal
 39 under this subsection. The notice must be in a form prescribed by the
 40 worker's compensation board.
- 41 (q) If an employee has sustained a permanent impairment or
 42 disability from an accidental injury other than an occupational disease



1 in another employment than that in which the employee suffered a
2 subsequent disability from an occupational disease, such as herein
3 specified, the employee shall be entitled to compensation for the
4 subsequent disability in the same amount as if the previous impairment
5 or disability had not occurred. However, if the permanent impairment
6 or disability resulting from an occupational disease for which
7 compensation is claimed results only in the aggravation or increase of
8 a previously sustained permanent impairment from an occupational
9 disease or physical condition regardless of the source or cause of such
10 previously sustained impairment from an occupational disease or
11 physical condition, the board shall determine the extent of the
12 previously sustained permanent impairment from an occupational
13 disease or physical condition as well as the extent of the aggravation or
14 increase resulting from the subsequent permanent impairment or
15 disability, and shall award compensation only for that part of said
16 occupational disease or physical condition resulting from the
17 subsequent permanent impairment. An amputation of any part of the
18 body or loss of any or all of the vision of one (1) or both eyes caused by
19 an occupational disease shall be considered as a permanent impairment
20 or physical condition.

21 (r) If an employee suffers a disablement from an occupational
22 disease for which compensation is payable while the employee is still
23 receiving or entitled to compensation for a previous injury by accident
24 or disability by occupational disease in the same employment, the
25 employee shall not at the same time be entitled to compensation for
26 both, unless it be for a permanent injury, such as specified in
27 subsection (m)(1), (m)(4), (m)(5), (m)(8), or (m)(9), but the employee
28 shall be entitled to compensation for that disability and from the time
29 of that disability which will cover the longest period and the largest
30 amount payable under this chapter.

31 (s) If an employee receives a permanent disability from an
32 occupational disease such as specified in subsection (m)(1), (m)(4),
33 (m)(5), (m)(8), or (m)(9) after having sustained another such
34 permanent disability in the same employment the employee shall be
35 entitled to compensation for both such disabilities, but the total
36 compensation shall be paid by extending the period and not by
37 increasing the amount of weekly compensation and, when such
38 previous and subsequent permanent disabilities, in combination result
39 in total permanent disability or permanent total impairment,
40 compensation shall be payable for such permanent total disability or
41 impairment, but payments made for the previous disability or
42 impairment shall be deducted from the total payment of compensation



- 1 due.
- 2 (t) When an employee has been awarded or is entitled to an award
3 of compensation for a definite period from an occupational disease
4 wherein disablement occurs on and after April 1, 1963, and such
5 employee dies from other causes than such occupational disease,
6 payment of the unpaid balance of such compensation not exceeding
7 three hundred fifty (350) weeks shall be paid to the employee's
8 dependents of the second and third class as defined in sections 11
9 through 14 of this chapter and compensation, not exceeding five
10 hundred (500) weeks shall be made to the employee's dependents of the
11 first class as defined in sections 11 through 14 of this chapter.
- 12 (u) Any payment made by the employer to the employee during the
13 period of the employee's disability, or to the employee's dependents,
14 which, by the terms of this chapter, was not due and payable when
15 made, may, subject to the approval of the worker's compensation board,
16 be deducted from the amount to be paid as compensation, but such
17 deduction shall be made from the distal end of the period during which
18 compensation must be paid, except in cases of temporary disability.
- 19 (v) When so provided in the compensation agreement or in the
20 award of the worker's compensation board, compensation may be paid
21 semimonthly, or monthly, instead of weekly.
- 22 (w) When the aggregate payments of compensation awarded by
23 agreement or upon hearing to an employee or dependent under eighteen
24 (18) years of age do not exceed one hundred dollars (\$100), the
25 payment thereof may be made directly to such employee or dependent,
26 except when the worker's compensation board shall order otherwise.
- 27 (x) Whenever the aggregate payments of compensation, due to any
28 person under eighteen (18) years of age, exceed one hundred dollars
29 (\$100), the payment thereof shall be made to a trustee, appointed by the
30 circuit or superior court, or to a duly qualified guardian, or, upon the
31 order of the worker's compensation board, to a parent or to such minor
32 person. The payment of compensation, due to any person eighteen (18)
33 years of age or over, may be made directly to such person.
- 34 (y) If an employee, or a dependent, is mentally incompetent, or a
35 minor at the time when any right or privilege accrues to the employee
36 under this chapter, the employee's guardian or trustee may, in the
37 employee's behalf, claim and exercise such right and privilege.
- 38 (z) All compensation payments named and provided for in this
39 section, shall mean and be defined to be for only such occupational
40 diseases and disabilities therefrom as are proved by competent
41 evidence, of which there are or have been objective conditions or
42 symptoms proven, not within the physical or mental control of the



- 1 employee.
- 2 SECTION 5. IC 22-3-7-19, AS AMENDED BY P.L.275-2013,
3 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2022]: Sec. 19. (a) In computing compensation for temporary
5 total disability, temporary partial disability, and total permanent
6 disability, with respect to occupational diseases occurring on and after
7 July 1, 1985, and before July 1, 1986, the average weekly wages are
8 considered to be:
- 9 (1) not more than two hundred sixty-seven dollars (\$267); and
10 (2) not less than seventy-five dollars (\$75).
- 11 (b) In computing compensation for temporary total disability,
12 temporary partial disability, and total permanent disability, with respect
13 to occupational diseases occurring on and after July 1, 1986, and before
14 July 1, 1988, the average weekly wages are considered to be:
- 15 (1) not more than two hundred eighty-five dollars (\$285); and
16 (2) not less than seventy-five dollars (\$75).
- 17 (c) In computing compensation for temporary total disability,
18 temporary partial disability, and total permanent disability, with respect
19 to occupational diseases occurring on and after July 1, 1988, and before
20 July 1, 1989, the average weekly wages are considered to be:
- 21 (1) not more than three hundred eighty-four dollars (\$384); and
22 (2) not less than seventy-five dollars (\$75).
- 23 (d) In computing compensation for temporary total disability,
24 temporary partial disability, and total permanent disability, with respect
25 to occupational diseases occurring on and after July 1, 1989, and before
26 July 1, 1990, the average weekly wages are considered to be:
- 27 (1) not more than four hundred eleven dollars (\$411); and
28 (2) not less than seventy-five dollars (\$75).
- 29 (e) In computing compensation for temporary total disability,
30 temporary partial disability, and total permanent disability, with respect
31 to occupational diseases occurring on and after July 1, 1990, and before
32 July 1, 1991, the average weekly wages are considered to be:
- 33 (1) not more than four hundred forty-one dollars (\$441); and
34 (2) not less than seventy-five dollars (\$75).
- 35 (f) In computing compensation for temporary total disability,
36 temporary partial disability, and total permanent disability, with respect
37 to occupational diseases occurring on and after July 1, 1991, and before
38 July 1, 1992, the average weekly wages are considered to be:
- 39 (1) not more than four hundred ninety-two dollars (\$492); and
40 (2) not less than seventy-five dollars (\$75).
- 41 (g) In computing compensation for temporary total disability,
42 temporary partial disability, and total permanent disability, with respect



- 1 to occupational diseases occurring on and after July 1, 1992, and before
 2 July 1, 1993, the average weekly wages are considered to be:
 3 (1) not more than five hundred forty dollars (\$540); and
 4 (2) not less than seventy-five dollars (\$75).
- 5 (h) In computing compensation for temporary total disability,
 6 temporary partial disability, and total permanent disability, with respect
 7 to occupational diseases occurring on and after July 1, 1993, and before
 8 July 1, 1994, the average weekly wages are considered to be:
 9 (1) not more than five hundred ninety-one dollars (\$591); and
 10 (2) not less than seventy-five dollars (\$75).
- 11 (i) In computing compensation for temporary total disability,
 12 temporary partial disability and total permanent disability, with respect
 13 to occupational diseases occurring on and after July 1, 1994, and before
 14 July 1, 1997, the average weekly wages are considered to be:
 15 (1) not more than six hundred forty-two dollars (\$642); and
 16 (2) not less than seventy-five dollars (\$75).
- 17 (j) In computing compensation for temporary total disability,
 18 temporary partial disability, and total permanent disability, the average
 19 weekly wages are considered to be:
 20 (1) with respect to occupational diseases occurring on and after
 21 July 1, 1997, and before July 1, 1998:
 22 (A) not more than six hundred seventy-two dollars (\$672); and
 23 (B) not less than seventy-five dollars (\$75);
 24 (2) with respect to occupational diseases occurring on and after
 25 July 1, 1998, and before July 1, 1999:
 26 (A) not more than seven hundred two dollars (\$702); and
 27 (B) not less than seventy-five dollars (\$75);
 28 (3) with respect to occupational diseases occurring on and after
 29 July 1, 1999, and before July 1, 2000:
 30 (A) not more than seven hundred thirty-two dollars (\$732);
 31 and
 32 (B) not less than seventy-five dollars (\$75);
 33 (4) with respect to occupational diseases occurring on and after
 34 July 1, 2000, and before July 1, 2001:
 35 (A) not more than seven hundred sixty-two dollars (\$762); and
 36 (B) not less than seventy-five dollars (\$75);
 37 (5) with respect to disablements occurring on and after July 1,
 38 2001, and before July 1, 2002:
 39 (A) not more than eight hundred twenty-two dollars (\$822);
 40 and
 41 (B) not less than seventy-five dollars (\$75);
 42 (6) with respect to disablements occurring on and after July 1,



- 1 2002, and before July 1, 2006:
- 2 (A) not more than eight hundred eighty-two dollars (\$882);
- 3 and
- 4 (B) not less than seventy-five dollars (\$75);
- 5 (7) with respect to disablements occurring on and after July 1,
- 6 2006, and before July 1, 2007:
- 7 (A) not more than nine hundred dollars (\$900); and
- 8 (B) not less than seventy-five dollars (\$75);
- 9 (8) with respect to disablements occurring on and after July 1,
- 10 2007, and before July 1, 2008:
- 11 (A) not more than nine hundred thirty dollars (\$930); and
- 12 (B) not less than seventy-five dollars (\$75);
- 13 (9) with respect to disablements occurring on and after July 1,
- 14 2008, and before July 1, 2009:
- 15 (A) not more than nine hundred fifty-four dollars (\$954); and
- 16 (B) not less than seventy-five dollars (\$75);
- 17 (10) with respect to disablements occurring on and after July 1,
- 18 2009, and before July 1, 2014:
- 19 (A) not more than nine hundred seventy-five dollars (\$975);
- 20 and
- 21 (B) not less than seventy-five dollars (\$75);
- 22 (11) with respect to disablements occurring on and after July 1,
- 23 2014, and before July 1, 2015:
- 24 (A) not more than one thousand forty dollars (\$1,040); and
- 25 (B) not less than seventy-five dollars (\$75);
- 26 (12) with respect to disablements occurring on and after July 1,
- 27 2015, and before July 1, 2016:
- 28 (A) not more than one thousand one hundred five dollars
- 29 (\$1,105); and
- 30 (B) not less than seventy-five dollars (\$75); ~~and~~
- 31 (13) with respect to disablements occurring on and after July 1,
- 32 2016, **and before July 1, 2022:**
- 33 (A) not more than one thousand one hundred seventy dollars
- 34 (\$1,170); and
- 35 (B) not less than seventy-five dollars (\$75);
- 36 **(14) with respect to disablements occurring on and after July**
- 37 **1, 2022, and before July 1, 2023:**
- 38 **(A) not more than one thousand two hundred eighty-seven**
- 39 **dollars (\$1,287); and**
- 40 **(B) not less than seventy-five dollars (\$75);**
- 41 **(15) with respect to disablements occurring on and after July**
- 42 **1, 2023, and before July 1, 2024:**



- 1 **(A) not more than one thousand three hundred sixty-four**
 2 **dollars (\$1,364); and**
 3 **(B) not less than seventy-five dollars (\$75);**
 4 **(16) with respect to disablements occurring on and after July**
 5 **1, 2024, and before July 1, 2025:**
 6 **(A) not more than one thousand four hundred nineteen**
 7 **dollars (\$1,419); and**
 8 **(B) not less than seventy-five dollars (\$75);**
 9 **(17) with respect to disablements occurring on and after July**
 10 **1, 2025, and before July 1, 2026:**
 11 **(A) not more than one thousand four hundred seventy-six**
 12 **dollars (\$1,476); and**
 13 **(B) not less than seventy-five dollars (\$75);**
 14 **(18) with respect to disablements occurring on and after July**
 15 **1, 2026, and before July 1, 2027:**
 16 **(A) not more than one thousand five hundred thirty-five**
 17 **dollars (\$1,535); and**
 18 **(B) not less than seventy-five dollars (\$75); and**
 19 **(19) with respect to disablements occurring on and after July**
 20 **1, 2027:**
 21 **(A) not more than one thousand five hundred ninety-six**
 22 **dollars (\$1,596); and**
 23 **(B) not less than seventy-five dollars (\$75).**
 24 (k) The maximum compensation with respect to disability or death
 25 occurring on and after July 1, 1985, and before July 1, 1986, which
 26 shall be paid for occupational disease and the results thereof under the
 27 provisions of this chapter or under any combination of its provisions
 28 may not exceed eighty-nine thousand dollars (\$89,000) in any case.
 29 (l) The maximum compensation with respect to disability or death
 30 occurring on and after July 1, 1986, and before July 1, 1988, which
 31 shall be paid for occupational disease and the results thereof under the
 32 provisions of this chapter or under any combination of its provisions
 33 may not exceed ninety-five thousand dollars (\$95,000) in any case.
 34 (m) The maximum compensation with respect to disability or death
 35 occurring on and after July 1, 1988, and before July 1, 1989, that shall
 36 be paid for occupational disease and the results thereof under this
 37 chapter or under any combination of its provisions may not exceed one
 38 hundred twenty-eight thousand dollars (\$128,000) in any case.
 39 (n) The maximum compensation with respect to disability or death
 40 occurring on and after July 1, 1989, and before July 1, 1990, that shall
 41 be paid for occupational disease and the results thereof under this
 42 chapter or under any combination of its provisions may not exceed one



- 1 hundred thirty-seven thousand dollars (\$137,000) in any case.
- 2 (o) The maximum compensation with respect to disability or death
3 occurring on and after July 1, 1990, and before July 1, 1991, that shall
4 be paid for occupational disease and the results thereof under this
5 chapter or under any combination of its provisions may not exceed one
6 hundred forty-seven thousand dollars (\$147,000) in any case.
- 7 (p) The maximum compensation with respect to disability or death
8 occurring on and after July 1, 1991, and before July 1, 1992, that shall
9 be paid for occupational disease and the results thereof under this
10 chapter or under any combination of the provisions of this chapter may
11 not exceed one hundred sixty-four thousand dollars (\$164,000) in any
12 case.
- 13 (q) The maximum compensation with respect to disability or death
14 occurring on and after July 1, 1992, and before July 1, 1993, that shall
15 be paid for occupational disease and the results thereof under this
16 chapter or under any combination of the provisions of this chapter may
17 not exceed one hundred eighty thousand dollars (\$180,000) in any case.
- 18 (r) The maximum compensation with respect to disability or death
19 occurring on and after July 1, 1993, and before July 1, 1994, that shall
20 be paid for occupational disease and the results thereof under this
21 chapter or under any combination of the provisions of this chapter may
22 not exceed one hundred ninety-seven thousand dollars (\$197,000) in
23 any case.
- 24 (s) The maximum compensation with respect to disability or death
25 occurring on and after July 1, 1994, and before July 1, 1997, that shall
26 be paid for occupational disease and the results thereof under this
27 chapter or under any combination of the provisions of this chapter may
28 not exceed two hundred fourteen thousand dollars (\$214,000) in any
29 case.
- 30 (t) The maximum compensation that shall be paid for occupational
31 disease and the results of an occupational disease under this chapter or
32 under any combination of the provisions of this chapter may not exceed
33 the following amounts in any case:
- 34 (1) With respect to disability or death occurring on and after July
35 1, 1997, and before July 1, 1998, two hundred twenty-four
36 thousand dollars (\$224,000).
- 37 (2) With respect to disability or death occurring on and after July
38 1, 1998, and before July 1, 1999, two hundred thirty-four
39 thousand dollars (\$234,000).
- 40 (3) With respect to disability or death occurring on and after July
41 1, 1999, and before July 1, 2000, two hundred forty-four thousand
42 dollars (\$244,000).



- 1 (4) With respect to disability or death occurring on and after July
2 1, 2000, and before July 1, 2001, two hundred fifty-four thousand
3 dollars (\$254,000).
- 4 (5) With respect to disability or death occurring on and after July
5 1, 2001, and before July 1, 2002, two hundred seventy-four
6 thousand dollars (\$274,000).
- 7 (6) With respect to disability or death occurring on and after July
8 1, 2002, and before July 1, 2006, two hundred ninety-four
9 thousand dollars (\$294,000).
- 10 (7) With respect to disability or death occurring on and after July
11 1, 2006, and before July 1, 2007, three hundred thousand dollars
12 (\$300,000).
- 13 (8) With respect to disability or death occurring on and after July
14 1, 2007, and before July 1, 2008, three hundred ten thousand
15 dollars (\$310,000).
- 16 (9) With respect to disability or death occurring on and after July
17 1, 2008, and before July 1, 2009, three hundred eighteen thousand
18 dollars (\$318,000).
- 19 (10) With respect to disability or death occurring on and after July
20 1, 2009, and before July 1, 2014, three hundred twenty-five
21 thousand dollars (\$325,000).
- 22 (11) With respect to disability or death occurring on and after July
23 1, 2014, and before July 1, 2015, three hundred forty-seven
24 thousand dollars (\$347,000).
- 25 (12) With respect to disability or death occurring on and after July
26 1, 2015, and before July 1, 2016, three hundred sixty-eight
27 thousand dollars (\$368,000).
- 28 (13) With respect to disability or death occurring on and after July
29 1, 2016, **and before July 1, 2022**, three hundred ninety thousand
30 dollars (\$390,000).
- 31 **(14) With respect to disability or death occurring on and after**
32 **July 1, 2022, and before July 1, 2023, four hundred**
33 **twenty-nine thousand dollars (\$429,000).**
- 34 **(15) With respect to disability or death occurring on and after**
35 **July 1, 2023, and before July 1, 2024, four hundred fifty-five**
36 **thousand dollars (\$455,000).**
- 37 **(16) With respect to disability or death occurring on and after**
38 **July 1, 2024, and before July 1, 2025, four hundred**
39 **seventy-three thousand dollars (\$473,000).**
- 40 **(17) With respect to disability or death occurring on and after**
41 **July 1, 2025, and before July 1, 2026, four hundred ninety-two**
42 **thousand dollars (\$492,000).**



1 **(18) With respect to disability or death occurring on and after**
 2 **July 1, 2026, and before July 1, 2027, five hundred twelve**
 3 **thousand dollars (\$512,000).**

4 **(19) With respect to disability or death occurring on and after**
 5 **July 1, 2027, five hundred thirty-two thousand dollars**
 6 **(\$532,000).**

7 (u) For all disabilities occurring on and after July 1, 1985, "average
 8 weekly wages" means the earnings of the injured employee during the
 9 period of fifty-two (52) weeks immediately preceding the disability
 10 divided by fifty-two (52). If the employee lost seven (7) or more
 11 calendar days during the period, although not in the same week, then
 12 the earnings for the remainder of the fifty-two (52) weeks shall be
 13 divided by the number of weeks and parts of weeks remaining after the
 14 time lost has been deducted. If employment before the date of disability
 15 extended over a period of less than fifty-two (52) weeks, the method of
 16 dividing the earnings during that period by the number of weeks and
 17 parts of weeks during which the employee earned wages shall be
 18 followed if results just and fair to both parties will be obtained. If by
 19 reason of the shortness of the time during which the employee has been
 20 in the employment of the employer or of the casual nature or terms of
 21 the employment it is impracticable to compute the average weekly
 22 wages for the employee, the employee's average weekly wages shall be
 23 considered to be the average weekly amount that, during the fifty-two
 24 (52) weeks before the date of disability, was being earned by a person
 25 in the same grade employed at the same work by the same employer or,
 26 if there is no person so employed, by a person in the same grade
 27 employed in that same class of employment in the same district.
 28 Whenever allowances of any character are made to an employee
 29 instead of wages or a specified part of the wage contract, they shall be
 30 considered a part of the employee's earnings.

31 (v) The provisions of this article may not be construed to result in
 32 an award of benefits in which the number of weeks paid or to be paid
 33 for temporary total disability, temporary partial disability, or permanent
 34 total disability benefits combined exceeds five hundred (500) weeks.
 35 This section shall not be construed to prevent a person from applying
 36 for an award under IC 22-3-3-13. However, in case of permanent total
 37 disability resulting from a disablement occurring on or after January 1,
 38 1998, the minimum total benefit shall not be less than seventy-five
 39 thousand dollars (\$75,000).

40 **SECTION 6. An emergency is declared for this act.**

