

HOUSE BILL NO. HB0122

Workers compensation permanent disability.

Sponsored by: Representative(s) Nicholas, B.

A BILL

for

1 AN ACT relating to workers' compensation; clarifying that a
2 permanent total disability award be reduced for prior
3 partial awards as specified; and providing for an effective
4 date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 27-14-406(a) is amended to read:

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10 **27-14-406. Permanent total disability; benefits.**

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12 (a) Subject to W.S. 27-14-602, upon certification by
13 a physician licensed to practice surgery or medicine that
14 an injury results in permanent total disability as defined
15 under W.S. 27-14-102(a)(xvi), an injured employee shall
16 receive for eighty (80) months a monthly payment as

1 provided by W.S. 27-14-403(c) ~~less any previous awards~~
2 ~~under W.S. 27-14-405 which were involved in the~~
3 ~~determination of permanent total disability,~~ and dependent
4 children shall receive an award as provided by W.S.
5 27-14-403(b). The eighty (80) month period shall be
6 reduced by the number of months for which previous awards
7 under W.S. 27-14-405 were made for the injury that resulted
8 in the determination of permanent total disability, with
9 the injured worker receiving the monthly amount calculated
10 pursuant to W.S. 27-14-403(c) for the balance of the eighty
11 (80) month period. The monthly payment amount computed
12 under W.S. 27-14-403(c) and any amount awarded under W.S.
13 27-14-408 shall constitute the exclusive benefit for both
14 the physical impairment and the economic loss resulting
15 from an injury, including loss of earnings, extra expenses
16 associated with the injury and vocational rehabilitation.
17 An employee shall not receive benefits under this section
18 if receiving benefits under W.S. 27-14-404 or 27-14-405.

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20 **Section 2.** This act is effective July 1, 2015.

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(END)