



WORKERS' COMPENSATION BENEFITS

2023 KANSAS

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Table with 2 columns: WEEKS EXPRESSED AS A DECIMAL, and rows for 1/7, 2/7, 3/7, 4/7, 5/7, 6/7 with corresponding decimal values.

Table with 2 columns: BODY PART AFFECTED, WEEKS PAYABLE. Lists various body parts and their corresponding payable weeks.

MAXIMUM WEEKLY BENEFITS

Table with 3 columns: Dates, Rate, Qualifying Wage. Shows benefit rates for various date ranges from 07/01/15 to 06/30/24.

\*\*Revised by the State\*\*

Permanent total disability exists only when the claimant is incapable of engaging in substantial and gainful employment. Expert evidence is required. Only one PTD award per lifetime.

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Date of Accident	07/01/23
Bodily Injury, weeks	415
Percent of disability	15%
Weeks of TTD paid	25
Average weekly wage	\$2,000.00
TTD rate	\$804.00
PPD rate	\$804.00

	415	Weeks, body as a whole
-	(25-15)	Weeks of temp. total
	405	Perm. partial weeks
x	15%	Impairment rating
	60.75	Weeks of benefits
	\$804.00	Weekly benefit rate
	\$48,843.00	Total lump sum award

**Body as a Whole Injuries** Deduct the weeks of TTD paid (in excess of the first 15 weeks) from 415 weeks, then multiply by percentage of impairment and by the compensation rate. See example above.

**Work Disability** possible if claimant has greater than 7.5% whole body impairment (or at least 10% if pre-existing impairment) and is unable to earn comparable wage due to work accident. Work disability is the average of wage loss and loss of task performing abilities. Post-injury wage determined based on claimant's earning capability.

**Waiting Period for Temporary Total Disability** applies to the first seven days claimant is off work. If worker is off for three consecutive weeks, then employer shall pay worker TTD for waiting period.

**Scheduled Injuries** computed the same as body as a whole injuries, except all weeks of temporary benefits can be subtracted from maximum weeks of benefits.

**Maximum Liability** for permanent partial disability is \$130,000.00 (includes TTD); for permanent total disability is \$155,000.00 (includes TTD); for functional impairment only, \$75,000.00 (over and above TTD).

**Burial Allowance**

For injuries prior to July 1, 2018: \$5,000.00  
For injuries on or after July 1, 2018: \$10,000.00

**Pre-existing Impairment of Function** may be deducted from final rating. If prior injury for same employer, credit is dollar-for-dollar based on current rates. If prior injury for different employer, subtract pre-existing percentage from final impairment rating.

**Death Benefit** \$300,000.00. Minors paid until age 18 regardless of limit; full-time college student or disabled dependent may qualify until age 23. \$40,000.00 lump sum to surviving spouse or wholly dependent children or both. \$1,000 for court-appointed conservator, if required. **For injuries on or after July 1, 2018,** Minors paid until child graduates high school or turns 19, whichever happens earlier; \$60,000.00 lump sum to surviving spouse or wholly dependent children or both.

**Per Diem** \$15.00

**Future Medical** claimant must prove the need for future medical treatment.

**Unauthorized Medical** \$500.00 (if used for rating, rating is inadmissible)

**Authorized Medical Allowance** No limit

<b>Mileage</b>	07/01/18 to 06/30/19	\$0.545/mi.
	07/01/19 to 12/31/20	\$0.575/mi.
	01/01/21 to 06/30/22	\$0.560/mi.
	07/01/22 to 06/30/23	\$0.585/mi.
	07/01/23 to present	\$0.655/mi.

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