

**Permanent Partial Disability Weekly Rate**

- To determine a PD award, when the weekly benefit rate falls between the minimum benefit rate and the maximum rate, multiply the weekly rate by the indemnity weeks for the modified percentage of permanent disability.

Date of Injury	Percentage Disability	Minimum Earnings	PD Rate	Maximum Earnings	PD Rate
1/1/04	1:0 – 69.75	157.50	105	300	200
	70:0 – 99.75	157.50	105	375	250
1/1/05	1:0 – 69.75	157.50	105	330	220
	70:0 – 99.75	157.50	105	405	270
1/1/06 1/1/07 1/1/08	1:0 – 69.75	195	130	345	230
	70:0 – 99.75	195	130	405	270

- Permanent disability weekly payments are paid at 2/3 of the weekly earnings - Must be paid at least at the minimum rate but cannot exceed the above maximum rate.
- Permanent disability weekly payments are paid for the number of week specified in the tables on pages 1 and 2, based upon the percentage rating. **LC §**
- Permanent Partial Disability Payments are not increased by the State Average Weekly Wage (SAWW) LC § 4453(b). The SAWW increase only applies to the determination of the minimum and maximum rates of Temporary Disability and the Total Permanent Disability Weekly Rate (same as TTD rate).
- After 1/1/05 the plus or minus 15% applies only where there are 50 or more employees LC 4658(d).

**→ Formula To Calculate 15% Increase of PD for L.C.4658 (d)(2) ←**

LC § 4658(d)(2): **(Plus) +15%** - Increase is due 60 days (8 weeks) after PD Benefits start: e.g., 03% PD (09 weeks), the increase only includes the ninth week's payment. Not an increase for the total weeks due.

LC § 4658(d)(3): **(Minus) - 15%** - This chart assumes that a job offer has been made when PD Benefits start.

8 CCR § 10002(a) - The 50-employee determination is made at the policy inception or renewal or the most recent self-insurance annual report that was in effect at the time of the injury

**Step #1:** Multiply PD% # of Weeks by PD Weekly Rate.

**Step #3:** Multiply Step # 2 result by the PD Weekly Rate. Then multiply by 15 % (.15)

**Step #2:** Subtract **8.5714 weeks** (60 days) from the PD% # of weeks

**Step #4:** Add the result of Step # 3 to the result of Step # 1

**→ 2008 Example at 30% ←**

$$[131 \times \$230 \text{ (PD Weekly Rate)} = \$30,130.00 \text{ (PD Award)}] + [131 \text{ weeks (minus) } 8.5714 = 122.4286 \times \$230 = \$28,158.5780 \times .15 = \$4,223.79] = \$34,353.79$$

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