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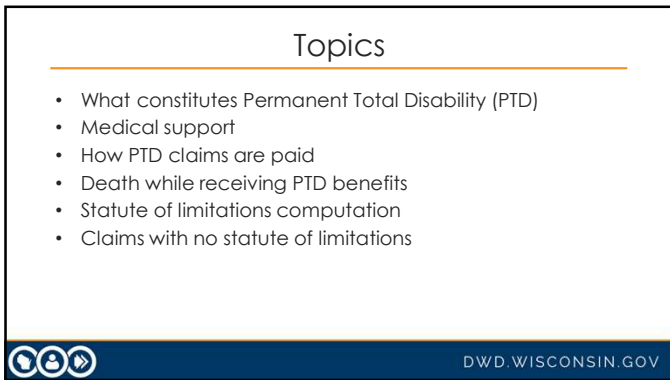
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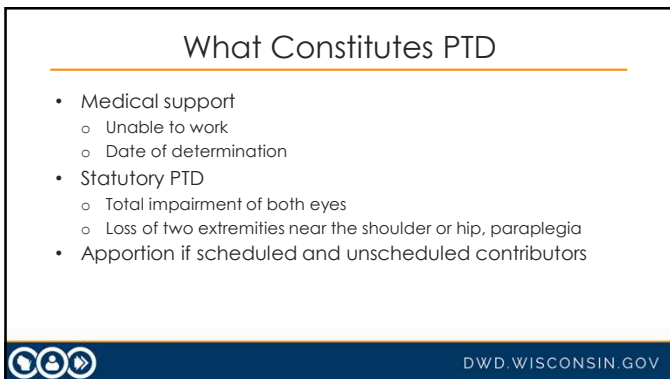
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### PTD Benefits

- Claimant
  - TTD rate based on wages for date of injury
    - Max wage presumption under 27 years old
  - Value of body as a whole is 1000 weeks
  - Benefits are lifelong, generally paid monthly



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### Supplemental Benefits

- Claims eligible for adjustment are six or more years old
  - PTD
  - Continuous TTD more than 24 months after date of injury



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### Supplemental Benefits

- $\% \text{ Max} = \text{PTD for injury date} \div \text{Max TTD rate for injury date}$
- $\% \text{ Max for injury date} \times \text{Max TTD rate for year lagging current date by six years (2020)}$
- $\text{Supp Ben } \$ = \text{Adjusted (2020) PTD rate} - \text{PTD for injury date}$
- $\text{New Payment Rate} = \text{PTD for injury date} + \text{Supp Ben } \$$ 
  - Annual adjustment
  - WCD will send letter with updated rate



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### Supplemental Benefit Reimbursement

- The state reimburses supplemental benefits if request is timely, submitted through portal, and funds are available.



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### PTD Claimant Dies

- Related to injury
  - Funeral expenses per date of injury max
- Compensation paid through date of death
- Computations worksheet
- WCD letter indicating benefits that remain to be paid
  - Benefits due upon death cannot exceed benefits had claimant died on date of injury



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### PTD Benefits After Death

- Incomplete payments become death benefits
  - Dependents
    - Spouse
    - Children under 18 on date of death
    - If dependent receiving death benefit dies, pay estate
  - If no dependents, un-estranged parents get \$6,500
  - If no dependents, benefits paid to state fund



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### Barred Claims

- Statute of limitations based on date claimant last received payment of benefits
  - Additional six years for traumatic injuries
  - Additional 12 years for occupational injuries



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### Injuries with No Statute of Limitations

- Amputations proximal to the hand or foot
- Loss of vision
- Permanent brain injury
- Joint replacements for the shoulder, hip, or knee
- Artificial spinal disc
- Occupational hearing loss



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### Applying for Barred Claim Funding

- Standard hearing application
- Barred claim application
- WC insurance carrier denial letter
- Claims reviewed by Department of Justice
- Administrative Law Judge issues order



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## Barred Claims Fund

- Secondary payer of compensation and medical expenses
  - If claim is denied because statute of limitations has passed
  - Medicare or other applicable insurance payments incomplete
  - For injuries prior to April 1, 2006, with no statute of limitations, barred claims fund will take over payments
    - Amputations, Loss of vision, Brain injury, Joint replacements, Artificial spinal disc, Occupational hearing loss


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## Questions?

<b>Cherie Goetz</b>	<b>Jason Przybylo</b>	<b>Frank Salvi</b>
<b>A - J</b>	<b>K - N</b>	<b>O - Z</b>
608-266-1343	608-405-4147	608-267-4327
<a href="mailto:Cherie.Goetz@dwd.wisconsin.gov">Cherie.Goetz@dwd.wisconsin.gov</a>	<a href="mailto:Jason.Przybylo@dwd.wisconsin.gov">Jason.Przybylo@dwd.wisconsin.gov</a>	<a href="mailto:Frank.Salvi@dwd.wisconsin.gov">Frank.Salvi@dwd.wisconsin.gov</a>


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