



**Steven L. Beshear**  
Governor

**Daniel Mongiardo**  
Lieutenant Governor

**KENTUCKY LABOR CABINET**  
**Department of Workers' Claims**

657 Chamberlin Avenue  
Frankfort, KY 40601  
Telephone: (502) 564-5550  
www.labor.ky.gov/workersclaims

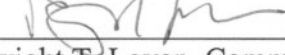
**J. R. Gray**  
Secretary

**Mark S. Brown**  
Deputy Secretary

**Dwight T. Lovan**  
Commissioner

August 5, 2009

**TO:** Workers' Compensation Insurance Carriers  
and Self-Insurers Operating in the  
Commonwealth of Kentucky

**FROM:**   
Dwight T. Lovan, Commissioner  
Kentucky Department of Workers' Claims

**SUBJECT: WORKERS' COMPENSATION BENEFIT SCHEDULE – 2010**

The Education Cabinet, Department for Workforce Investment, has certified that the average weekly wage of Kentucky for the calendar year 2008 was \$711.79. Based upon that information and in accordance with KRS 342.143, the following determinations are made:

1. The increase in maximum income benefits under all provisions of the Workers' Compensation Act for the year 2008 over the year 2007 did amount to \$2.00 or more; therefore, the maximum weekly indemnity benefits for calendar year 2010 shall be \$711.79.
2. There was an increase of \$1.00 or more in minimum income benefits; the Act shall be \$142.36 for calendar year 2010.

A schedule of indemnity benefits is attached hereto.

bwm

Attachment



## SCHEDULE OF WEEKLY WORKERS' COMPENSATION BENEFITS

TYPE OF DISABILITY SECTION OF STATUTE	FOR INJURIES OCCURRING					
	01-01-05 thru 12-31-05	01-01-06 thru 12-31-06	01-01-07 thru 12-31-07	01-01-08 thru 12-31-08	01-01-09 thru 12-31-09	01-01-10 thru 12-31-10
<b>APPLICABLE AVERAGE WEEKLY WAGE OF THE STATE</b>	<b>\$607.23</b> (2003)	<b>\$631.22</b> (2004)	<b>\$646.47</b> (2005)	<b>\$670.02</b> (2006)	<b>\$694.30</b> (2007)	<b>\$711.79</b> (2008)

### DEATH (KRS 342.750)

a. Widow or widower with no children-50% of average weekly wage of deceased-subject to the following:

<b>MAXIMUM</b>	\$303.62	\$315.61	\$323.24	\$335.02	\$347.16	\$355.91
<b>MINIMUM</b>	121.45	126.24	129.29	134.00	138.86	142.36

b. Widow or widower with children living in the home-45% of average weekly wage of deceased, plus 15% for each child-subject to the following:

<b>MAXIMUM</b>	\$455.42	\$473.42	\$484.85	\$502.51	\$520.72	\$533.84
<b>MINIMUM</b>	121.45	126.24	129.29	134.00	138.86	142.36

c. Widow or widower with children **not** living in home-40% of average weekly wage of deceased, plus 15% for each child-subject to the following:

<b>MAXIMUM</b>	\$455.42	\$473.42	\$484.85	\$502.51	\$520.72	\$533.84
<b>MINIMUM</b>	121.45	126.24	129.29	134.00	138.86	142.36

d. One child, **no** widow or widower-50% of average weekly wage of deceased-subject to the following:

<b>MAXIMUM</b>	\$303.62	\$315.61	\$323.24	\$335.02	\$347.16	\$355.91
<b>MINIMUM</b>	121.45	126.24	129.29	134.00	138.86	142.36

d(1) More than one child, **no** widow or widower-50% of average weekly wage of deceased for the first child with an additional 15% of average weekly wage of deceased for each additional child-subject to the following:

<b>MAXIMUM</b>	\$455.42	\$473.42	\$484.85	\$502.51	\$520.72	\$533.84
<b>MINIMUM</b>	21.45	126.24	129.29	134.00	138.86	142.36

e. Dependent parents-25% of average weekly wage of deceased to each parent-subject to the following:

<b>MAXIMUM</b>	\$455.42	\$473.42	\$484.85	\$502.51	\$520.72	\$533.84
<b>MINIMUM</b>	121.45	126.24	129.29	134.00	138.86	142.36

f. Dependent brothers, sisters, grandparents and grandchildren-25% of average weekly wage of deceased to each dependent-subject to the following:

<b>MAXIMUM</b>	\$455.42	\$473.42	\$484.85	\$502.51	\$520.72	\$533.84
<b>MINIMUM</b>	121.45	126.24	129.29	134.00	138.86	142.36

The above is subject to the maximum of 75% of the average weekly wage of the deceased.

