

Introduced: 2/9/70
Referred: Labor and Management and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 635

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act changing the upper limits of compensation
7 for permanent partial disability under the
8 Alaska Workmen's Compensation Act; and providing
9 for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. AS 23.30.190 is amended to read:

12 Sec. 23.30.190. COMPENSATION FOR PERMANENT PARTIAL DISABILITY.
13 In case of disability partial in character but permanent in quality
14 the compensation is 65 per cent of the average weekly wages in
15 addition to compensation for temporary total disability or tempo-
16 rary partial disability paid in accordance with secs. 185 or 200
17 of this chapter, respectively, and shall be paid to the employee
18 as follows:

19 (1) arm lost, 280 weeks' compensation, not to exceed
20 \$16,000 [\$14,500];

21 (2) leg lost, 248 weeks' compensation, not to exceed
22 \$14,200 [\$12,900];

23 (3) hand lost, 212 weeks' compensation, not to exceed
24 \$12,000 [\$10,900];

25 (4) foot lost, 173 weeks' compensation, not to exceed
26 \$10,200 [\$9,200];

27 (5) eye lost, 140 weeks' compensation, not to exceed
28 \$8,000 [7,200];

29 (6) thumb lost, 51 weeks' compensation, not to exceed

1 \$2,000 [\$1,800];

2 (7) first finger lost, 28 weeks' compensation, not to
3 exceed \$1,200 [\$1,000];

 (8) great toe lost, 26 weeks' compensation, not to
exceed \$1,000 [\$900];

6 (9) second and third finger lost, 18 weeks' compen-
7 sation, not to exceed \$700 [\$600];

8 (10) toe other than great toe lost, 8 weeks' compen-
9 sation, not to exceed \$350 [\$300];

10 (11) fourth finger lost, 7 weeks' compensation, not
11 to exceed \$350 [\$300];

12 (12) loss of hearing of one ear, 52 weeks' compen-
13 sation, not exceeding \$3,000 [\$2,700]; loss of hearing of both
14 ears, 200 weeks' compensation, not to exceed \$10,000 [\$7,000];

15 (13) compensation for loss of more than one phalange
16 of a digit shall be the same as for loss of the entire digit;
17 compensation for loss of the first phalange is one-half of the
18 compensation for loss of the entire digit;

19 (14) amputation between the elbow and the wrist is
20 considered equivalent to the loss of an arm, and amputation
21 between the knee and ankle is considered equivalent to the loss
22 of a leg;

23 (15) compensation for loss of binocular vision or for
24 80 per cent or more of the vision of an eye is the same as for
25 loss of the eye;

26 (16) compensation for loss of two or more digits, or
27 one or more phalanges of two or more digits of a hand or foot
28 may be proportioned to the resulting loss of use of the injured
29 hand or foot, but may not exceed the compensation for loss of a

1 hand or foot;

2 (17) compensation for permanent total loss of use
3 of a member is the same as for loss of the member;

4 (18) compensation for permanent partial loss or loss
5 of use of a member may be for proportionate loss or loss of use
6 of the member;

7 (19) in addition to other allowable compensation, the
8 board shall award proper and equitable compensation up to \$3,500
9 for serious disfigurement of face, head and, when such disfigurement
10 is likely to handicap the employee in securing or holding employment,
11 for serious disfigurement of neck or limbs normally exposed;

12 (20) in all other cases in this class of disability the
13 compensation is 65 per cent of the difference between his average
14 weekly wages and his wage-earning capacity after the injury in
15 the same employment or otherwise, payable during the continuance
16 of the partial disability, but subject to reconsideration of the
17 degree of the impairment by the board on its own motion or upon
18 application of a party in interest; whenever the board determines
19 that it is in the interest of justice, the liability of the
20 employer for compensation, or any part of it as determined by
21 the board, may be discharged by the payment of a lump sum;

22 (21) in a case in which there is a loss of, or loss
23 of use of more than one member or parts of more than one member
24 set out in (1) - (18) of this section, not amounting to permanent
25 total disability, the award of compensation is for the loss of,
26 or loss of use of, each member or part of the member, which
27 awards shall run consecutively, except that where the injury
28 affects only two or more digits of the same hand or foot, (16)
29 of this section applies.

* Sec. 2. This Act takes effect July 1, 1970.

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