

WISCONSIN | Workers' Compensation Calculation Chart

Report of Injury	<ul style="list-style-type: none"> Insurer files WKC-12; First Report of Injury must be filed on or before 14 days past injury or within 7 days of notice of injury if notice given after 14 days past injury ER Notify Work Comp Division within 1 day of death ER Notify Insurer within 7 days of injury if disability exists beyond 3 days or if primary liability exists for unpaid medical 	DWD 80.02(2)(a)
Change in Payment	IR files WKC-13 within 30 days: Examples: <ul style="list-style-type: none"> TTD changes to PPD TTD or TPD reinstated TPD paid WKC-7359 Final payment 	DWD 80.02(2)(e)
Denial of Liability or Discontinuance	Within 7 days	DWD 80.02(2)(g)
Disability Commences	3 -day waiting period. If still disabled after 7th day must be paid for first 3 days	102.43
TTD	Payable within 14 days of EE leaving employment <ul style="list-style-type: none"> Discontinuance at healing plateau No limit on number of weeks 	102.43
Awards Under Compromise Agreement	Payments due within 21 days	102.18(e) DWD 80.15
Answer to Application for Hearing	Form WKC-19 due within 20 days of notice of filing received from Work Comp Division	DWD 80.05(2)
Statute of Limitations for Claims	<ul style="list-style-type: none"> 12 years from last payment made by insurer. No statute of limitations for Occupational Disease (See Amendment eff. 4/1/06) Benefits or treatment due after 12 years shall be paid by Supplemental Benefit Fund Where no compensation paid and no claim filed - 2 years 	102.17(4) 102.65
IME	<ul style="list-style-type: none"> Expenses to attend are due in advance (wage loss and mileage) Within 100 miles of EE's home 	102.13(4) 102.13(1)(b)
Order on Merits	Payments are due within 21 days	DWD 80.15
Petition for Review of ALJ Decision to LIRC	Within 21 days of ALJ's Decision Form WKC-28	102.18(3)
Appeal of LIRC to Circuit Court	Within 30 days of Order, file Summons and Complaint in county where EE resides	102.23(1)(a)
Appeal of Circuit Court to Court of Appeals	Within 45 days or 90 days	102.25(1), 808.04(1)
Appeal of Appeals Court to WI Supreme Court	Within 30 days of Court of Appeals decision	808.10
Medical Expenses	<ul style="list-style-type: none"> Barred if application for hearing filed after 12 years from last payment Disputes may proceed under informal process 	102.17(4) 102.16
Choice of Doctor	<ul style="list-style-type: none"> Automatic second choice No right to out-of-state choice without consent of ER for dates of injury between 1/1/98 and 12/31/99 	102.42(2) 102.42(2)(a)
Healing Plateau	Allow discontinuance of TTD and TPD benefits	
Retraining	80 week limitation for payment of TTD	102.43(5)

Important Timelines

Compiled from DWD website by Lisa Kinney, Lisa.Kinney@cwk-law.com

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Maximum Wage and Rate Chart

Compiled from DWD website by Lisa Kinney, Lisa.Kinney@cwk-law.com

Effective Date	3/2/16	1/1/16	1/1/15	1/1/14	1/1/13	4/17/12	1/1/12
Maximum weekly wage for temporary, permanent total and death benefits	1,404.00	1,404.00	1,366.50	1,338.00	1,318.50	1,281.00	1,281.00
Weekly rate	936.00	936.00	911.00	892.00	879.00	854.00	854.00
Daily rate	156.00	156.00	151.83	148.67	146.50	142.33	142.33
Maximum wage for permanent partial only	513.00	483.00	483.00	483.00	483.00	453.00	453.00
Monthly rate	1,481.89	1,395.33	1,395.33	1,395.33	1,395.33	1,351.90	1,308.67
Weekly rate	342.00	322.00	322.00	322.00	322.00	312.00	302.00
Maximum annual wage (weekly x 50)	70,200.00	70,200.00	68,325.00	66,900.00	65,925.00	64,050.00	64,050.00
Maximum death benefit (annual wage x 4)	280,800.00	280,800.00	273,300.00	267,600.00	263,700.00	256,200.00	256,200.00
Maximum payment to spouse - weekly rate	936.00	936.00	911.00	892.00	879.00	854.00	854.00
Maximum payment from children's fund - monthly rate	405.60	405.60	394.77	386.53	380.90	370.07	370.07
Weekly rate	93.60	93.60	91.10	89.20	87.90	85.40	85.40
Death benefits to unestranged parents	6500.00	6,500.00	6,500.00	6,500.00	6,500.00	6,500.00	6,500.00
Maximum burial expenses	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
Payment into State Fund §102.49	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00
*Payment into State Fund Total Dependency §102.49	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00

*Effective for injuries on or after 4/1/06, \$20,000.00 plus 100% of death benefit in five installments.

Payment into State Fund No Dependency - §102.49(5)

1/2016	\$56,160.00 per installment if max;	\$54,860.00 if parents receive \$6,500.00
1/2015	\$54,660.00 per installment if max;	\$53,360.00 if parents receive \$6,500.00
1/2014	\$53,520.00 per installment if max;	\$52,220.00 if parents receive \$6,500.00
1/2013	\$52,740.00 per installment if max;	\$51,440.00 if parents receive \$6,500.00
1/2012	\$51,240.00 per installment if max;	\$49,940.00 if parents receive \$6,500.00
1/2011	\$49,200.00 per installment if max;	\$47,900.00 if parents receive \$6,500.00
1/2010	\$48,900.00 per installment if max;	\$47,600.00 if parents receive \$6,500.00
1/2009	\$48,480.00 per installment if max;	\$47,180.00 if parents receive \$6,500.00
1/2008	\$48,300.00 per installment if max;	\$47,000.00 if parents receive \$6,500.00

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