

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**

A Bill

ACT 1144 OF 1995
HOUSE BILL 2110

4 **By: Representatives M. Wilson, Pollan, and Von Grep**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARK. CODE 11-9-501(D) TO RAISE THE
9 MAXIMUM SCHEDULED PERMANENT PARTIAL DISABILITY RATE DUE TO
10 AN OVERALL ARKANSAS WORKERS_ COMPENSATION RATE DECREASE
11 FOR THE STATE; AND FOR OTHER PURPOSES."

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Subtitle

14 "AN ACT TO RAISE THE MAXIMUM SCHEDULED
15 PERMANENT PARTIAL DISABILITY RATE DUE TO
16 A WORKERS_ COMPENSATION RATE DECREASE."

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. Ark. Code 11-9-501(d) is amended to read as follows:

21 "(d) The permanent partial disability rate for compensation payable to
22 an employee for permanent partial disability which results from an injury
23 occurring on or after July 1, 1986, shall not exceed sixty-six and two-thirds
24 percent (662/3%) of the employee's average weekly wage, with a twenty dollar
25 (\$20.00) per week minimum, subject to a maximum of one hundred fifty-four
26 dollars (\$154). However, if the employee's total disability rate for the
27 injury would be two hundred five dollars and thirty-five cents (\$205.35) per
28 week or greater, then the maximum permanent partial disability rate shall be
29 seventy-five percent (75%) of the employee's total disability rate. The
30 permanent partial disability rate provided herein shall also apply to
31 scheduled permanent injuries except those resulting in amputation or permanent
32 total loss of use of a member. The permanent partial disability rate for
33 amputation or permanent total loss of use of a member shall be the same as the
34 employee_s total disability rate as specified in subsection (b) of this
35 section subject to the maximum as set forth in subsection (b)(4) of this
36 section."

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SECTION 2. The provisions of this act shall go into effect on January 1, 1996. Furthermore, the provisions of this act shall apply only to those injuries which occur on or after January 1, 1996.

SECTION 3. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 4. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.

APPROVED: 4-10-95

