

## STATE WORKERS' COMPENSATION OVERVIEW – Pennsylvania

I s s u e	R e g u l a t i o n	C o m m e n t s
Notice to Employer	Within 21 days	If notice is not given within 21 days, no compensation due until given; if not given within 120 days, no compensation due
Claim Filing Requirements	Within 3 yrs	After injury, death, or last payment
Employers Report of Accident	After 7 days, but before 10	For disabilities more than one day, within 48 hours for a fatality
Indemnification Waiting Period	Eight (8) days	Retroactively paid if disability exceeds 21 days
Average Weekly Wage Max.		If employee's wages are per year, divide by 52. All other cases add the highest 3 of the last 4 quarters preceding the injury and divide by 13 then divide again by 3.
Temp. Total Disability Max.	\$716.00/wk	66 2/3% of AWW; not to exceed 90 days
Temp. Total Disability Min.	\$383.32	Or 90% of AWW, if less
Death Benefits	TTD rates and max	66 2/3% of worker's AWW for spouse w/ children, or 50 percent of AWW for spouse only; two-year lump sum payable upon remarriage; children receive benefits beyond age 18 if disabled or until age 23 if full-time student
Funeral Expenses	\$3,000	Max of \$750 paid directly to undertaker for burial cases resulting from occupational disease
Permanent Partial Disability	\$716.00/wk	Rated per AMA guidelines and state schedule of body parts; payable for 500 weeks with a maximum lifetime payment of \$345,000.
Coverage of Minors	Yes	Increase to 1 ½ times compensation if illegally employed.
Coverage of Occupational Disease	All diseases	Onset of disability within 300 wks from last exposure, compensation same for accidents
Occupational Hearing Loss	Yes	3 year time limit to file. Deductions for pre-existing loss. No award for tinnitus.
Max/Min TTD/PPD Rates	Set annually	Subject to change January 1.
State OSHA Program	No	

### ADDITIONAL INFORMATION

#### Resources:

<http://www.dli.state.pa.us/landi/cwp/view.asp?a=198&Q=67280&landiRNavradC6865=>

<http://www.workerscompensation.com/pennsylvania>

#### Mailing Address:

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