

AMENDMENTS TO SENATE BILL NO. 676

Sponsor: SENATOR GORDNER

Printer's No. 1022

1 Amend Bill, page 9, line 18, by striking out "benefits" and
2 inserting

3 payments

4 Amend Bill, page 10, lines 3 and 4, by striking out ", which
5 is provided in addition to one or more of the items listed in
6 paragraphs (1), (2), (3), (4), (5) and (6)."

7 Amend Bill, page 10, by inserting between lines 4 and 5

8 (c) Limitation on wage loss payments.--If a judge accepts
9 testimony and finds it to be credible under subsection (b)(7) as
10 the sole basis for determining wage loss payments, without
11 supporting evidence established in subsection (b)(1), (2), (3),
12 (4), (5) or (6), the wage loss payment rate shall be sixty-six
13 and two-thirds per centum of the average weekly wage for the
14 claimant's occupation. The judge may reduce the average weekly
15 wage loss payment upon the submission of evidence indicating a
16 lesser wage amount or based on the claimant's length of
17 employment with the employer. For the purposes of this
18 subsection, the term "average weekly wage" is the average weekly
19 wage for the claimant's occupation by metropolitan statistical
20 area, as determined by the United States Department of Labor for
21 the calendar year prior to the year in which the claimant's
22 injury occurred, and shall be based on the metropolitan
23 statistical area in which the claimant's injury occurred.