

**FLOYD SKEREN
MANUKIAN LANGEVIN, LLP**

WORKERS' COMPENSATION ATTORNEYS
SERVING CALIFORNIA

ADMINISTRATIVE OFFICE
(818) 206-9222
WWW.FLOYDSKERENLAW.COM

BENEFIT RATES CHART

	1/01/13 - 12/31/13	1/01/14 - 12/31/14	1/01/15 - 12/31/15	1/01/16 - 12/31/16	1/01/17 - 12/31/17	1/01/18 - 12/31/18	1/01/19 - 12/31/19	1/01/20 - 12/31/20	1/01/21 - 12/31/21	1/01/22 - 12/31/22
Minimum Weekly Temporary Disability*	\$160	\$161.19	\$165.49	\$169.26	\$175.88	\$182.29	\$187.71	\$194.91	\$203.44	\$230.95
Maximum Weekly Temporary Disability*+	\$1,066.72	\$1,074.64	\$1,103.29	\$1,128.43	\$1,172.57	\$1,215.27	\$1,251.38	\$1,299.43	\$1,356.31	\$1,539.71
Minimum Weekly Permanent Partial Disability++	\$160	\$160	\$160	\$160	\$160	\$160	\$160	\$160	\$160	\$160
Maximum Weekly Permanent Partial Disability++	1-54% = \$230 55-69% = \$270 70-99% = \$290	\$290	\$290	\$290	\$290	\$290	\$290	\$290	\$290	\$290
Minimum Weekly Permanent Total Disability++	\$160	\$161.19	\$165.49	\$169.26	\$175.88	\$182.29	\$187.71	\$194.91	\$203.44	\$230.95
Maximum Weekly Permanent Total Disability++	\$1,066.72	\$1,074.64	\$1,103.29	\$1,128.43	\$1,172.57	\$1,215.27	\$1,251.38	\$1,299.43	\$1,356.31	\$1,539.71

*For injuries occurring on or after 1/01/2005, payments commencing on 1/01/2007 (and continuing each January 1 thereafter) shall be increased annually by an amount equal to the percentage increase in the State Average Weekly Wage per the U.S. Department of Labor. See *Labor Code* §4453(a)(10).

+For injuries occurring on or after 1/01/2006, the maximum weekly temporary disability rate shall be the specified amount or two-thirds of 1.5 times the State Average Weekly Wage, whichever is greater. See *Labor Code* §4453(a)(10).

++For injuries occurring on or after 1/01/2003, an employee who becomes entitled to receive a life pension or total permanent disability indemnity shall have that payment increased annually commencing on 1/01/2004 and each January 1 thereafter, by an amount equal to the percentage increase in the State Average Weekly Wage as compared to the prior year. See *Labor Code* §4659(c).

LIFE PENSION MAXIMUM WEEKLY EARNINGS

Date of Injury	Maximum Average Weekly Earnings
7/01/94 – 6/30/95	\$157.69
7/01/95 – 6/30/96	\$207.69
7/01/96 – 12/31/02	\$257.69
1/01/03 – 12/31/05	\$257.69++
On or After 1/01/06	\$515.38++

++For injuries occurring on or after 1/01/2003, an employee who becomes entitled to receive a life pension or total permanent disability indemnity shall have that payment increased annually commencing on 1/01/2004 and each January 1 thereafter, by an amount equal to the percentage increase in the State Average Weekly Wage as compared to the prior year. See *Labor Code* §4659(c).

EVERY CASE IS DEFENSIBLE®

THOUSAND OAKS OFFICE (818) 206-9222	WESTLAKE OFFICE (818) 715-0018	ORANGE OFFICE (714) 558-8892	RIVERSIDE OFFICE (951) 684-6870	LONG BEACH OFFICE (562) 200-7400	FRESNO OFFICE (559) 244-0959	SAN DIEGO OFFICE (619) 491-0277	SACRAMENTO OFFICE (916) 920-1100	BAY AREA OFFICE (510) 452-9556	PASADENA OFFICE (626) 316-5720
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DEATH BENEFITS

	7/01/94-6/30/96	7/01/96-12/31/03	1/01/04-12/31/05	1/01/06-12/31/12	1/01/13 ►
Burial Expense	\$5,000 maximum	\$5,000 maximum	\$5,000 maximum	\$5,000 maximum	\$10,000 maximum
One Total Dependent and No Partial Dependents	\$115,000.00	\$125,000.00	\$125,000.00	\$250,000.00	\$250,000.00
Two or More Total Dependents	\$135,000.00	\$145,000.00	\$145,000.00	\$290,000.00	\$290,000.00
Three or More Total Dependents	\$150,000.00	\$160,000.00	\$160,000.00	\$320,000.00	\$320,000.00
One Total Plus One or More Partial Dependents	\$115,000.00 plus 4x the annual amount spent to support any partial dependents not to exceed \$125,000.00	\$125,000.00 plus 4x the annual amount spent to support any partial dependents not to exceed \$145,000.00	\$125,000.00 plus 4x the annual amount spent to support any partial dependents not to exceed \$145,000.00	\$250,000.00 plus 4x the annual amount spent to support any partial dependents not to exceed \$290,000.00	\$250,000.00 plus 4x the annual amount spent to support any partial dependents not to exceed \$290,000.00
One or More Partial Dependents	4x the annual amount spent to support the partial dependents not to exceed \$115,000.00	4x the annual amount spent to support the partial dependents not to exceed \$125,000.00	4x the annual amount spent to support the partial dependents not to exceed \$125,000.00	8x the annual amount spent to support the partial dependents not to exceed \$250,000.00	8x the annual amount spent to support the partial dependents not to exceed \$250,000.00
No Total or Partial Dependents	Department of Industrial Relations Labor Code §4706.5	Department of Industrial Relations Labor Code §4706.5	Department of Industrial Relations Labor Code §4706.5	Department of Industrial Relations Labor Code §4706.5	Department of Industrial Relations Labor Code §4706.5

NOTE: Death benefits are paid in the same manner and at the same rate as temporary disability, unless otherwise ordered, with a modified minimum of \$224.00 per week. See Labor Code §4702(b) and §4703.5.

NOTE: For dates of injury after 1/01/1990, a surviving spouse who earned \$30,000.00 or less in the twelve months immediately preceding decedent's death is conclusively presumed to be a total dependent.

NOTE: For dates of injury after 1/01/1990, if there are one or more total dependent minors, payment continues until the youngest child reaches eighteen years of age. For dates of injury after 1/01/2003, where the totally dependent minor is physically or mentally incapacitated from earning, payment continues until the death of the child.

STATEWIDE AVERAGE WEEKLY WAGE (SAWW)

Year	SAWW	SAWW increase
2022	\$1,570.00	13.5213%
2021	\$1,383.00	4.3774%
2020	\$1,325.00	3.84013%
2019	\$1,242.78	2.971%
2018	\$1,206.92	3.642%
2017	\$1,164.51	3.9119%
2016	\$1,120.67	2.2789%
2015	\$1,095.70	2.6666%
2014	\$1,067.25	0.742887%
2013	\$1,059.38	5.56325%
2012	\$1,003.55	2.41351%
2011	\$979.90	0.00000%

Permanent total disability benefits (based on permanent disability of 100%) are paid for life at the temporary disability rate. For injuries on or after 1/1/2003, the benefit rate will be adjusted each year based on any increase in the state average weekly wage (SAWW).

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Updated November 4, 2021