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**SOUTH CAROLINA WORKERS' COMPENSATION**

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**WEEKS ALLOWED FOR SCHEDULED MEMBERS (\$42-9-30)**

Body Part	Wks for Total Loss
Thumb	65
Finger - Index (1st)	40
Finger - Middle (2nd)	35
Finger - Ring (3rd)	25
Finger - Little (4th)	20
Toe - Great	35
Toe - Other	10
Amputation: Below 1st joint/phalange	Entire Digit
Amputation: Portion opposite base of nail bed or above	1/4 wks allowed
Amputation: Base of nail to 1st joint	1/2 wks allowed
Hand	185
Arm	220
Shoulder	300
Back	300*, 500**
Hip	280
Leg	195
Foot	140

\* If disability award is 49% or less  
\*\* If disability award is 50% or greater

**SC MILEAGE RATES**

2013	56.5 cents per mile
2014	56 cents per mile
2015	57.5 cents per mile
2016	54 cents per mile
2017	53.5 cents per mile
2018	54.5 cents per mile
2019	58 cents per mile

**MAXIMUM COMPENSATION RATES**

Year	Comp Rate
2013	\$743.72
2014	\$752.16
2015	\$766.05
2016	\$784.03
2017	\$806.92
2018	\$838.21
2019	\$845.74

(Minimum Compensation Rate - \$75.00)

## IMPORTANT INFORMATION

### Time Periods

Notice to Employer (§42-15-20)	90 days
Employer's First Report of Injury (R 67-411)	10 days from knowledge of injury
Waiting Period for TTD (§42-9-200)	7 days
Answer Form 50 Request for Hearing	30 days
Pay Order/Award (§42-9-240)	Within 7 days
Appeal to Full Commission (R 67-701)	14 days

### Statute of Limitations

File Initial Claim (§42-15-40)	2 years
Change of Condition (§42-17-90)	1 year from last payment of compensation

### Failure to File Required Forms/Reports

- Fines of not less than \$100.00 and not more than \$100.00 per form/report (§42-19-30)
- Fines may be doubled. (§42-3-105)
- 10% penalty if an order is not paid within 14 days. (§42-9-90)

### Illegal Termination of Benefits

Improperly stopping TTD or TPD benefits will result in penalty of 25% of amount of benefits not received, in addition to the benefits owed (§42-9-260(G))

## BENEFITS

### Determining Average Weekly Wage & Compensation Rate

To determine Average Weekly Wage (AWW) & Compensation Rate (CR), use a Form 20. Determine the AWW from the gross wages from the 4 quarters preceding the quarter in which the injury occurred (quarter in which the injury occurred is not included). Divide the total gross wages for the 4 quarters by the actual number of weeks worked during those quarters to arrive at the AWW (if less than 52 weeks worked, divide by actual number of weeks worked). To determine CR, multiply the AWW by .6667. (§42-1-40).

### Payment of Temporary Total Disability (TTD)

No TTD compensation is due for the first seven calendar days of disability. If the disability continues for more than 14 days, TTD compensation at the CR is owed from the date disability began. (§42-9-10, §42-9-200, R67-503)

### Payment of Temporary Partial Disability (TPD)

When the incapacity from work is partial (i.e., Claimant is able to work but cannot earn as much as before the accident), Claimant is entitled to TPD equal to 66 2/3 % of the difference between the pre-injury AWW and the post-injury AWW. (§42-9-20)

### Payment of Permanent and Total Disability (P&T)

500 weeks, unless a case involves paraplegia, quadriplegia, or physical brain damage, then Claimant is entitled to lifetime benefits. (§42-9-10)

### Death Benefits

500 weeks paid to dependents, with \$12,000 allowed for burial expenses (§42-9-290)

## SOUTH CAROLINA COMMISSION FORMS

Forms	Title of Form	When Used	Who Receives	Code § / Regulation
12A	First Report of Injury	10 days from knowledge of injury	SCWCC	§42-19-10/R 67-411
14B	Physician's Statement	When parties need a doctor to address maximum medical improvement, work restrictions, and future medical treatment; required at informal conferences	SCWCC	R 67-802, 803, 804
15	Temporary Compensation Report	When TTD is started or terminated; to change CR	SCWCC; claimant/attorney	§42-9-260 / R67-503, 67-506
16A	Agreement for Permanent Disability/Disfigurement Compensation	Settle claim and pay permanent disability	SCWCC; claimant/attorney	§42-9-390, §42-15-60, R 67-801, 67-802
17	Receipt of Compensation	Claimant returns/able to return to work; MUST be offered before filing Form 21	SCWCC; claimant/attorney	R 67-504 - 67-506
18	Periodic Report	Every 6 months; request Informal Conference; transmit message to WCC	SCWCC	R 67-413
19	Status Report & Compensation Receipt	Settlement; claim denied (file with denial letter)	SCWCC	§42-9-270 / R 67-414
20	Statement of Earnings of Injured Employee	To compute AWW and CR	SCWCC; claimant/attorney	§42-1-40 / R 67-606, 67-804, 67-1603
51	Employer's Answer to Request for Hearing	To answer Form 50; MUST be filed within 30 days to preserve affirmative defenses	SCWCC; claimant/attorney	R 67-603, 67-604

**Forms may be filed with the Commission by email.**

**Instructions for filing forms by email can be found at <http://www.wcc.sc.gov/welcomeandoverview/forms>.**

### SC WORKERS' COMPENSATION COMMISSION

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COLUMBIA, SC 29202-1715

(803) 737-5700 FAX (803) 737-5768

Claims Dept . . . . .(803) 737-5723  
 Accident Reporting . . . . .(803) 737-5722  
 Request WCC File No. . . . .(803) 737-5723  
 Judicial Dept. . . . .(803) 737-5675  
 Executive Director . . . . .(803) 737-5744

Informal Conferences . . . . .(803) 737-5734  
 Letters of Representation . . . . .(803) 737-5675  
 Proper Insurance Carrier . . . . .(803) 737-5704  
 Medical Svcs/Fee Schedule . . . . .(803) 737-5743