

# LOSS OF EARNING POWER (LEP) CALCULATIONS

Injured Worker	Claim Number
Payment Period From _____ Through _____	Number of Calendar Days

See next page for calculation information.

**Wages at the Date of Injury** ① \_\_\_\_\_

**Current Wages** ② \_\_\_\_\_

**Time-Loss Rate** ③ \_\_\_\_\_

**State's Average Wage x 1½** ④ \_\_\_\_\_

**Method A (Complete for all claims):**

(1)  $\frac{\text{Current Wages } ②}{\text{DOI Wages (Updated Wages/Earning Capacity) } ①} = \text{Percent of Wages at the Time of Injury}$

(2)  $1.00 - \text{Percent of Wages at the Time of Injury} = \text{Loss of Earning Power Percent}$

(3)  $\text{Loss of Earning Power Percent} \times \text{Time-Loss Compensation Rate } ③ = \text{Method A LEP Entitlement}$

**Method B (Complete for all claims with a Date of Injury (DOI) on or after 05/07/93):**

(4)  $\text{DOI Wages (Updated Wages/Earning Capacity) } ① - \text{Current Wages } ② = \text{"Difference"}$

(5)  $\text{"Difference"} \times .80 = \text{Method B LEP Entitlement}$

**If Method A is the higher entitlement, stop and pay Method A.**  
**If Method B is the higher entitlement, there are 3 additional rules to apply:**

- **The injured worker's current wages plus the Method B LEP entitlement may not exceed 1.5 times the state's average monthly wage.** To see if this cap applies, use the following formula:

(6)  $\text{Current Wages } ② + \text{Method B LEP} = \text{_____}^*$

\* If this amount exceeds 1.5 times the state's average wage (see calculation ④, above), it must be capped as follows:

(7)  $\frac{\text{State's Average Wage Multiplied by 1.5 } ④}{\text{Current Wages } ②} = \text{Capped Amount for Method B}$

- **The worker may not receive more than the full time-loss rate for this period.** If the Method B entitlement is higher than the time-loss rate for this period (see calculation ③, above), it must be capped by changing the Method B LEP entitlement to the time-loss rate (see calculation ③, above).
- **The worker must receive the highest benefit amount between Method A and your final amount for Method B (whether capped or not).** Compare the Method A entitlement to the Method B entitlement and pay the higher amount.

Compensation paid this period:

From	Through	Number of Calendar Days	Amount LEP Paid
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Which method was used? \_\_\_\_\_

## LOSS OF EARNING POWER INFORMATION

**Wages at the Date of Injury:** The date of injury wage must be updated to reflect the wages the worker would have been earning had the injury not occurred. This is referred to as earning capacity.

**Current Wages:** Actual wages earned this payment period.

**Time-Loss Rate and State's Average Wage x 1½ (see table below):** Calculate for the calendar days in the payment period.

To be eligible for loss of earning power benefits, the injured worker:

- (1) Must be working at earnings less than at the time of injury.
- (2) Must have a loss of earning capacity in excess of 5%,
- (3) Must have medical certification that loss of earning is due solely to the industrial injury or condition.

### 1.5 TIMES THE STATE'S AVERAGE WAGE

Payment Period	Monthly Rate	Daily Rate
<b>7-1-21 through 6-30-22</b>	<b>\$9,592.62</b>	<b>\$319.75</b>
7-1-20 through 6-30-21	\$8,712.49	\$290.41
7-1-19 through 6-30-20	\$8,162.62	\$272.09
7-1-18 through 6-30-19	\$7,735.87	\$257.86
7-1-17 through 6-30-18	\$7,369.62	\$245.65
7-1-16 through 6-30-17	\$7,034.11	\$234.47
7-1-15 through 6-30-16	\$6,853.62	\$228.45
7-1-14 through 6-30-15	\$6,579.38	\$219.31
7-1-13 through 6-30-14	\$6,449.37	\$214.98
7-1-12 through 6-30-13	\$6,236.75	\$207.89
7-1-11 through 6-30-12	\$6,020.25	\$200.68
7-1-10 through 6-30-11	\$5,894.12	\$196.47
7-1-09 through 6-30-10	\$5,781.99	\$192.73
7-1-08 through 6-30-09	\$5,590.13	\$186.34
7-1-07 through 6-30-08	\$5,322.99	\$177.43
7-1-06 through 6-30-07	\$5,048.12	\$168.27
7-1-05 through 6-30-06	\$4,879.74	\$162.66
7-1-04 through 6-30-05	\$4,849.25	\$161.64
7-1-03 through 6-30-04	\$4,742.49	\$158.08
7-1-02 through 6-30-03	\$4,653.62	\$155.12
7-1-01 through 6-30-02	\$4,611.12	\$153.70
7-1-00 through 6-30-01	\$4,451.25	\$148.38
7-1-99 through 6-30-00	\$4,107.75	\$136.93
7-1-98 through 6-30-99	\$3,809.87	\$127.00
7-1-97 through 6-30-98	\$3,574.25	\$119.14
7-1-96 through 6-30-97	\$3,395.79	\$113.19
7-1-95 through 6-30-96	\$3,257.25	\$108.58
7-1-94 through 6-30-95	\$3,188.63	\$106.29
7-1-93 through 6-30-94	\$3,166.43	\$105.55