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*Zuppe* BILL NO. *490*  
INTRODUCED BY *Stallone - Ayler* *M. A. R. Miller*

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 92-703.1, R.C.M. 1947, BY REMOVING THE FIVE HUNDRED WEEK LIMITATION ON PAYMENTS OF COMPENSATION FOR PARTIAL DISABILITY."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 92-703.1, R.C.M. 1947, is amended to read as follows:

"92-703.1. Compensation for injuries causing partial disability. Weekly compensation benefits for injury producing partial disability shall be sixty-six and two-thirds percent (66 2/3%) of the difference between the wages received at the time of the injury and the wages that the injured employee is capable of earning thereafter, subject to a maximum compensation of sixty dollars (\$60) a week.

The compensation shall be paid during the period of disability, ~~not-exceeding-however-five-hundred-(500)-weeks in-cases-of-partial-disability,~~ provided, however, that compensation for partial disability resulting from the loss of or injury to any member shall not be payable for a greater number of weeks than is specified in section 92-709

1 for the loss of the member."

-End-

HB 490

STATE OF MONTANA

REQUEST NO. 182-75

FISCAL NOTE

Form BD-15

In compliance with a written request received February 10, 19 75, there is hereby submitted a Fiscal Note for House Bill 490 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

**DESCRIPTION OF PROPOSED LEGISLATION:**

House Bill 490 removes the 500-week limitation on payments of Workmen's Compensation for partial disability.

**ASSUMPTIONS:**

1. Workmen's Compensation payments for permanent partial disabilities will be made from the Workmen's Compensation Division Agency Fund which is supported by insurance premiums.
2. Removal of the 500-week limitation on payments of compensation for partial disability will increase the yearly compensation payments. The expanded payments will create the need to increase insurance carriers' premium rates paid by employers.
3. The extent of the required premium rate increase can only be determined by using actuarial evaluations. It is impossible to conduct such evaluations within the time constraints imposed on fiscal notes.

**CONCLUSION:**

Enactment of House Bill 490 will not increase General Fund expenditures. It will increase compensation payments from the Workmen's Compensation Division Agency Fund and thus necessitate increased employer paid insurance premiums.



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2/13/75

SECOND READING

MISSING

1 *House* BILL NO. *490*  
 2 INTRODUCED BY *James H. Haysler* *Mu'AR Jones*  
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
 5 92-703.1, R.C.M. 1947, BY REMOVING THE FIVE HUNDRED WEEK  
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 18 subject to a maximum compensation of sixty dollars (\$60) a  
 19 week.

20 The compensation shall be paid during the period of  
 21 disability, ~~not exceeding however, five hundred (500) weeks~~  
 22 ~~in cases of partial disability,~~ provided, however, that  
 23 compensation for partial disability resulting from the loss  
 24 of or injury to any member shall not be payable for a  
 25 greater number of weeks than is specified in section 92-709

1 for the loss of the member."

-End-

THIRD READING

*4/13/90*