

STATE WORKERS' COMPENSATION OVERVIEW – FLORIDA

I s s u e	R e g u l a t i o n	C o m m e n t s
Employee's Notice to Employer	Within 30 days	From the date of injury, death or the employee's first knowledge of injury or illness.
Employee's Claim Filing Requirements	Within 2 years	From the date the employee knew or should have known the injury or death arose out of work performed in scope of employment.
Employer's Report of Accident	Within 7 days	Fatality cases must be reported within 24 hours.
Employee's Waiting Period	7 days	
Temporary Total Disability (TTD) Benefits	<u>Jan. 1, 2018 to Dec. 31, 2018</u>	TTD benefits are 66 and two-thirds percent of the employee's average weekly wage (AWW), subject to limits in effect on the date of injury. New limits become effective as of Jan. 1 each year. TTD benefits are available for up to 104 weeks. In extreme circumstances (such as loss of limb or paraplegia) benefits could increase to 80 percent of AWW.
Death Benefits	Max.: \$917 per week Min.: \$20 per week <u>Jan. 1, 2017 to Dec. 31, 2017</u>	Surviving dependents can receive up to 66 and two-thirds of the decedent's AWW, subject to the limit in effect on the date of injury. Actual benefits depend on the number of dependents, their age and marital status. Death benefits are subject to an aggregate limit of \$150,000. Employer must also pay up to \$7,500 for a deceased employee's funeral expenses.
Permanent Impairment Benefits	Max: \$886 per week Min: \$20 per week	Actual permanent impairment benefits depend on the employee's impairment rating. PPD benefits are usually 75 percent of the employee's TTD, subject to the maximum in effect on the date of injury. However, these benefits can be adjusted when the employee's wages are equal or greater than his or her pre-injury wages. These benefits are available the day after the employee has reached maximum medical improvement and continue until the employee's death or a term equal to three weeks for every percentage point of impairment.
Coverage of Minors	Yes	
Coverage of Occupational Disease	Yes	Coverage for occupational diseases is the same as coverage for injuries. An occupational disease may entitled an employee for benefits only if the disease is a result of the nature of the employment in which he or she worked and the nature of the employment was the major contributing cause as shown by medical evidence.
Occupational Hearing Loss	Yes	
State OHSa Program	No	

ADDITIONAL INFORMATION

Resources:

<http://www.myfloridacfo.com/division/wc/>

Posting Notice to Employees

<http://www.myfloridacfo.com/Division/WC/pdf/WC-Broken-Arm-Poster-Final-March-2010.pdf>

Mailing Address:

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Division of Workers' Compensation
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Tallahassee, Florida 32399
850-413-1601

Brier Grieves Agency

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