

# SENATE MOTION

**MR. PRESIDENT:**

**I move** that Senate Bill 52 be amended to read as follows:

- 1 Page 11, line 29, delete "or an affirmative finding of a hearing
- 2 officer concerning".
- 3 Page 11, line 30, delete "the disability".
- 4 Page 11, line 30, delete "disability." and insert "**, unless a member**
- 5 **of the worker's compensation board determines, based upon other**
- 6 **clear and convincing evidence, that due to the severity and nature**
- 7 **of the injury, temporary total disability or temporary partial**
- 8 **disability is obvious without medical opinion evidence of**
- 9 **disability."**
- 10 Page 31, between lines 27 and 28, begin a new paragraph and insert:
- 11 "SECTION 12. IC 22-3-3-32 IS AMENDED TO READ AS
- 12 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 32. The provisions of
- 13 this article may not be construed to result in an award ~~of~~ **or series of**
- 14 **awards for** benefits in which the number of weeks paid and to be paid
- 15 for temporary total disability, temporary partial disability, or permanent
- 16 total disability combined exceeds five hundred (500) weeks. This
- 17 section shall not be construed to prevent a person who is permanently
- 18 totally disabled from applying for an award under IC 22-3-3-13.
- 19 However, in case of permanent total disability resulting from an injury
- 20 occurring on or after January 1, 1998, the minimum total benefit shall
- 21 not be less than seventy-five thousand dollars (\$75,000).".

- 1 Page 63, line 10, reset in roman "However, in case of permanent
- 2 total".
- 3 Page 63, reset in roman lines 11 through 13.
- 4 Renumber all SECTIONS consecutively.

(Reference is to SB 52 as printed January 28, 2000.)

---

Senator HARRISON