

By: Davis

S.B. No. 1077

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the provision of lifetime income benefits under the
3 workers' compensation system.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subsection (a), Section 408.161, Labor Code, is
6 amended to read as follows:

7 (a) Lifetime income benefits are paid until the death of the
8 employee for:

- 9 (1) total and permanent loss of sight in both eyes;
10 (2) loss of both feet at or above the ankle;
11 (3) loss of both hands at or above the wrist;
12 (4) loss of one foot at or above the ankle and the loss
13 of one hand at or above the wrist;
14 (5) an injury to the spine that results in permanent
15 and complete paralysis of both arms, both legs, or one arm and one
16 leg;
17 (6) a physically traumatic injury to the brain
18 resulting in incurable insanity or imbecility; ~~[or]~~
19 (7) third degree burns that cover at least 40 percent
20 of the body and require grafting, or third degree burns covering the
21 majority of either both hands or one hand and the face; or
22 (8) a whole body impairment that:
23 (A) is rated 85 percent or greater based on
24 "Guides to the Evaluation of Permanent Impairment," sixth edition,

1 published by the American Medical Association, or a subsequent
2 edition of those guides; and

3 (B) is the result of compensable injuries
4 suffered in a single incident.

5 SECTION 2. This Act takes effect September 1, 2013.