

STATE WORKERS' COMPENSATION OVERVIEW – ILLINOIS

Issue	Regulation	Comments
Employee's Notice to Employer	Within 45 days	The 45-day period can be adjusted if appointing a guardian is necessary and in cases of radiation exposure (90 days) as long as it does not prejudice the employer.
Employee's Claim Filing Requirements	Within three years	From injury or death, or two years from last benefit payment, whichever comes later.
Employer's Report of Accident	Between the 15 th and 25 th day of each month or as required by the Commission	Employers must submit injury reports for accidents that result in employees losing three or more scheduled work days. In case of fatalities, employers must submit the report within two days of the incident.
Waiting Period	Three days	Benefits for the first three days are payable retroactively if disability exceeds 14 days.
Temporary Total Disability (TTD) Benefits	<u>Jan. 15, 2019 – July 14, 2019</u> Max: \$1,506.81 per week <u>July 15, 2018 – Jan. 14, 2019</u> Max: \$1,480.12 per week <u>Jan. 15, 2018 – July 14, 2018</u> Max: \$1,463.80 per week	An employee's TTD rate is 66 and two-thirds percent of his or her average weekly wage (AWW), subject to the limits in effect on the date of injury. New limits become effective as of Jan. 15 and July 15 of each year. TTD benefits increase by 10 percent for each dependent but cannot exceed 100 percent of AWW after any adjustments. The minimum TTD rate is the lesser of the employee's AWW or \$200 if the employee has no spouse or children, or \$330 if the employee has a spouse and/or child(ren).
Permanent Partial Disability (PPD) Benefits	<u>Jan. 15, 2019 – July 14, 2019</u> Max: \$1,506.81 per week Min: \$565.06 per week <u>July 15, 2018 – Jan. 14, 2019</u> Max: \$1,480.12 per week Min: \$555.05 per week <u>Jan. 15, 2018 – July 14, 2018</u> Max: \$1,463.80 per week Min: \$548.93 per week	The rate limits listed are for death benefits and PPD benefits for amputation of a member or for the enucleation of an eye are subject to the limits in effect on the date of injury. For other permanent impairments, PPD benefits are subject to a lesser maximum that becomes effective as of July 1 each year.
Death Benefits	<u>Jan. 15, 2018 – July 14, 2018</u> Max: \$1,463.80 per week Min: \$548.93 per week	Death benefits are paid for 25 years or \$500,000.00 (whichever is greater). Death benefits also include up to \$8,000 for funeral expenses.
Coverage of Minors	Yes	Employers may have to pay an additional 50 percent of regular compensation to minors illegally employed.
Coverage of Occupational Disease	All Diseases	The disease must cause disability within two years from the last of exposure to the hazard. However, the onset period for berylliosis, the inhalation of silica dust and asbestos dust is three years and the onset for exposure to radiological materials or equipment is 25 years.

Occupational Hearing Loss	Yes	Compensation depends on findings and a schedule set up by statute.
State OSHA Program	No	

ADDITIONAL INFORMATION

Resources:

Illinois Workers' Compensation Commission [website](#)

Mailing Address:

Illinois Workers' Compensation Commission
100 W. Randolph Street, #8-200
Chicago, Illinois 60601
312.814.6611
Toll-free: 866-352-3033

Heffernan Insurance Brokers

<http://www.heffins.com>
CA, MO, NY, OR 94596
800-234-6787