

## STATE WORKERS' COMPENSATION OVERVIEW – MICHIGAN

Issue	Regulation	Comments
Employee's Notice to Employer	Within 90 days	Failing to provide notice is excusable if the employer is not prejudiced by the lack of notice.
Employee's Claim Filing Requirements	Within two years	The period begins after injury, death, recovery from incapacity or after the worker learns about the relationship between his or her disease and his or her employment.
Employer's Report of Accident	Immediately	Employers must only report to WCA if the injury caused (1) disability extending seven days beyond the date of injury, (2) death or (3) specific loss. This report must be done using <a href="#">Form WC-100</a> . In case of death an employer must also file <a href="#">Form WC106</a> .
Employee's Waiting Period	One week	Indemnity benefits are paid retroactively if the worker's disability lasts more than two weeks.
Temporary Total Disability (TTD) Benefits	<u>Jan. 1, 2019 to Dec. 31, 2019</u> Max: <b>\$921.00</b> per week Min: \$255.73 per week	An employee's benefit rate is 80 percent of his or her after-tax average weekly wage (AWW), subject to limits in effect as of the date of injury. New limits become effective as of Jan. 1 each year.
Permanent Partial Disability (PPD) Benefits	<u>Jan. 1, 2018 to Dec. 31, 2018</u> Max: <b>\$900.00</b> per week Min: \$249.83 per week	PPD benefits are the same as TTD benefits for an employee who cannot find suitable employment. If an employee only has a reduced earning capacity due to an injury, the rate is 80 percent of the difference between the employees pre-injury wages and the employee's new earning capacity, subject to the limits in effect on the date of injury.
Death Benefits	<u>Jan. 1, 2019 to Dec. 31, 2019</u> Max: <b>\$921.00</b> per week Min: \$511.46 per week <u>Jan. 1, 2018 to Dec. 31, 2018</u> Max: <b>\$900.00</b> per week Min: \$499.66 per week	Death benefits are 80 percent of the AWW, subject limits in effect on the date of injury. New limits become effective as of Jan. 1 each year. Death benefits are payable to the decedent's spouse and children, based on their dependency, age and marital status for up to 500 weeks. Employers must also pay up to \$6,000 for a deceased employee's funeral expenses.
Coverage of Minors	Yes	Same treatment as adults. However if the minor was illegally employed, compensation may double.
Coverage of Occupational Disease	All Diseases	Time limit to file within two years of incapacity or death. The Benefits are the same as for injuries.
Occupational Hearing Loss	Yes	Occupational hearing loss may be covered and is reviewed on a case by case basis.
State OSHA Program	Yes	

## ADDITIONAL INFORMATION

### Workplace [Poster](#)

Michigan Department of Licensing and Regulatory Affairs  
[Worker's Compensation Agency](#)  
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