

BOYCE LAW FIRM L.L.P.

**300 South Main Avenue
Sioux Falls, South Dakota 57104**

605-336-2424 (Telephone)

605-334-0618 (Facsimile)

www.boycelaw.com

Charles A. Larson
calarson@boycelaw.com
605-731-0228

Laura K. Hensley
lhensley@boycelaw.com
605-731-0218

T. J. Von Wald
tjvonwald@boycelaw.com
605-731-0213

BLOG INFO
www.boycewceinsight.com

Brian A. Zielinski
bzielinski@boycelaw.com
605-731-0221

South Dakota Weekly¹ Workers' Compensation Rates		
Time Period	Maximum	Minimum
7-1-05 TO 6-30-06	\$533	\$267
7-1-06 TO 6-30-07	\$550	\$275
7-1-07 TO 6-30-08	\$571	\$286
7-1-08 TO 6-30-09	\$597	\$299
7-1-09 TO 6-30-10	\$620	\$310
7-1-10 TO 6-30-11	\$630	\$315
7-1-11 TO 6-30-12	\$648	\$324
7-1-12 TO 6-30-13	\$668	\$334
7-1-13 TO 6-30-14	\$691	\$346
7-1-14 TO 6-30-15	\$705	\$353
7-1-15 TO 6-30-16	\$733	\$367
7-1-16 TO 6-30-17	\$762	\$381
7-1-17 TO 6-30-18	\$781	\$391
7-1-18 TO 6-30-19	\$805	\$403

In-State Meal Rates		
Amount	Leave Before	Return After
\$6.00	5:31 a.m.	7:59 a.m.
\$11.00	11:30 a.m.	12:59 p.m.
\$15.00	5:31 p.m.	7:59 p.m.
\$32.00 total		

Out-of State Meal Rates		
Amount	Leave Before	Return After
\$10.00	5:31 a.m.	7:59 a.m.
\$14.00	11:30 a.m.	12:59 p.m.
\$21.00	5:31 p.m.	7:59 p.m.
\$45.00 total		

¹ Effective July 1, 2016, for injuries after May 5, 2015, an EE's wages from concurrent employment may need to be aggregated if they meet the criteria identified by the revised statute 62-1. For a workers' compensation claim arising before May 6, 2015, an EE's earnings up to the claimed date of injury are calculated exclusively on the wages earned at the place of employment where the injury occurred.

South Dakota Workers' Compensation Mileage Rate (for travel to and from treatment)	
Time Period	Mileage Rate
7-01-07 TO 6-30-15	\$0.37
7-1-15 TO present	\$0.42

SCHEDULED INJURIES – NUMBER OF WEEKS FOR 100% LOSS

Thumb.....	50 weeks
First Finger (Index finger)	35 weeks
Second Finger	30 weeks
Third Finger.....	20 weeks
Fourth Finger (little finger).....	15 weeks
First Phalange	See SDCL 62-4-6(6)
More than one Phalange	See SDCL 62-4-6(7)
Great Toe	30 weeks
One or more toes.....	10 weeks for each additional toe
Loss of first phalange	See SDCL 62-4-6(10)
More than one Phalange	See SDCL 62-4-6(11)
Hand	150 weeks
Arm.....	200 weeks
Foot.....	125 weeks
Leg.....	160 weeks
Sight of an eye	150 weeks
Loss of hearing in one ear	50 weeks
Loss of hearing in both ears.....	150 weeks
Back.....	312 weeks
Permanent disfigurement	312 weeks

* The loss of both hands, arms, feet, legs, eyes or any two thereof, or complete and permanent paralysis, or any injury which totally incapacitates the employee from working constitutes PTD.

Remember, all injuries **prior** to July 1, 2013 must use the AMA Guides, 4th Edition. All injuries **after** July 1, 2013, must use the AMA Guides, 6th Edition, July 2009 Reprint

*Interest rates applicable to past due indemnity benefits = 12%

*Interest rates applicable to past due medical benefits = 10%

COLA INCREASES FOR PTD

7-1-17 to 6-30-17	0%
7-1-17 to 6-30-18	1%
7-1-18 to 6-30-19	2.1%

South Dakota Department of Labor – Tom Hart – Deputy Director

- <http://dol.sd.gov/workerscomp/default.aspx>
- Telephone: (605) 773-3681 Facsimile: (605) 773-4211

National Workers' Compensation Defense Network (www.nwcdn.com)

- Boyce Law Firm is South Dakota's only member of the NWCDN