

# State of South Carolina

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## Workers' Compensation Commission

### Memorandum

**To:** All Concerned

**From:** Gary M. Cannon  
Executive Director

**Date:** January 5, 2010

**Subject:** **Maximum Weekly Compensation Rate for 2010**

The South Carolina Employment Security Commission has certified that the average weekly wage in South Carolina July 1, 2008 through June 30, 2009 was \$689.71. Accordingly, for accidents that occur on or after January 1, 2010, the maximum weekly compensation rate shall be \$689.71. South Carolina Code of Law, Section 42-9-10 provides "an employee may not be paid more each week than the average weekly wage in this State for the preceding fiscal year".

This raises the maximum weekly compensation rate by \$8.35, 1% greater than the 2009 rate of \$681.36. An individual's compensation rate equals 66 $\frac{2}{3}$ % of an individual's average weekly wage, not to exceed the average weekly wage in South Carolina as determined by the South Carolina Employment Security Commission. In terms of total disability for 500 weeks, the maximum compensation award for 2010 will be \$344,855. Generally, an individual must have earned \$53,797 annually (\$1034.56 weekly) or more during the four quarters immediately preceding the quarter in which an accident occurs in order to be paid at the maximum compensation rate.

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