

WCAC Labor/Management Compromise

7/9/25

1. **Increase Perm Total** (Labor #1, modified) Increase permanent total benefits for existing beneficiaries to a six year lag. Allow supplemental benefits to injured workers who are receiving perm total benefits from the second injury fund.
2. **Increase Permanent Partial Benefits** (Labor #2, modified) Increase the maximum PPD rate \$8 in 2026 and an additional \$8 in 2027.
3. **Shoulder Replacement** (Labor #6, modified) Amend Wis.Stat.102.17(4) to include shoulder replacement and reverse shoulder replacement as additional serious traumatic injuries with no statute of limitations.
4. **Restricted Accounts** (Labor #7) Eliminate the requirement for restricted bank accounts in compromise agreements.
5. **Allow APRNs and PAs to Provide Opinions on Cause and Extent of Disability** (Labor # 13) Allow APRNs and PAs with appropriate training and experience to provide opinions on the cause and extent of disability.
6. **Audiology** (Labor #14) Allow Doctors of Audiology to provide opinions on the cause and extent of disability from hearing loss.
7. **Approval of Compromise Agreements** (Management # 4) Amend Wis. Stat. 102.18(1)(b)1d. to include “In the case of an order issued under sub.(2)(c), the division shall dismiss the application for hearing at the time the order is issued. This subdivision applies to all division orders issued after the effective date of this subdivision, regardless of the date of injury.” Also amend Wis. Stat. 102.17 (4)(a) to include the following: “An order approving a compromise agreement after the effective date of this subsection must include a dismissal of the pending application for hearing in the compromised claim, regardless of the date of injury.”
8. **Case Closure** (Management #5) Require that cases be closed when compromises are approved.
9. **PPD Stacking** (Management #7) Prohibit stacking of permanent partial disability awards for subsequent surgical procedures due to the same injury.
10. **Tolling the Statutes** (Management #12, modified) Amend Wis. Stat. 102 to state that:
 - Applications will only be accepted by the Department when there is a justiciable controversy.

- Require OWCH/Department to dismiss a pending application for hearing when there are no disputed issues for which the parties to the claim are seeking a determination.
- Provide that the statute of limitations in a worker's compensation case is tolled when an application for hearing is pending but that the statute of limitations shall not be extended as a result of the filing of an application for C
- Provide that consideration paid for a compromise agreement is not an advancement of benefits as provided by section 102.32(6m) of the statute.
- Section 102.17(4)(a) and 102.18(b)1d., applies to all dates of injury (not just to dates of injury after March 24, 2024).

11. **Case Management Access** (Management #15, modified) In the case of inpatient hospitalization, the health care provider shall not restrict the employer or insurer case management personnel from access to records and participation in discharge planning when required to ensure that an injured worker with disability has appropriate housing and transportation. Employers or case management personnel will have no authority to direct care.
12. **PTSD Coverage** Extend the PTSD coverage currently available police and full time fire fighters to part time and volunteer firefighters as well as EMTs.