

are less than ~~fifteen dollars~~ TWENTY-FIVE DOLLARS per week at the time of the injury, in which event he shall receive compensation equal to his full wages, subject to reconsideration of the degree of such impairment by the Commission on its own motion or upon application of any party in interest.

36.

[4a. Same—Same—Serious disability.—A person who receives under subsection (4) of this section an award equal in total to forty per centum or more of \$12,500 is thereby considered to have a serious disability. He automatically shall be entitled to (in addition to the award under subsection (4) ) an extra award of a number of weeks equal to one-third (computed to the nearest whole number) of the number of weeks awarded under subsection (4); and the award of compensation to him in no case shall exceed forty dollars per week; and as to him the maximum limitation of \$12,500 shall not apply. This subsection, to the extent of any inconsistency, prevails over subsection (4); but otherwise subsection (4) applies to persons covered by this subsection. Provided, however, that any additional compensation for permanent partial disability on a petition to reopen shall not increase the amount of compensation previously awarded and paid.]

36.

4A. *Serious Disability.*—A person who, from one accident, receives an award of compensation for a period of two hundred and fifty (250) weeks or more under subsections (3) or (4) or a combination of both, is thereby considered to have a Serious Disability; except any award for disfigurement or mutilation under subsection (3)(f) of this section shall not be considered in the determination of a Serious Disability. The weeks for such award shall be increased by one-third (computed to the nearest whole number); and the compensation shall be for sixty-six and two-thirds per centum of the average weekly wages, in no case to exceed Sixty-five dollars (\$65.00) per week and not less than a minimum of twenty-five dollars per week unless the employee's established weekly wages are less than twenty-five dollars per week at the time of the injury, in which event he shall receive compensation equal to his full wages. This subsection, to the extent of any inconsistency, prevails over subsection (3) and (4); but otherwise subsections (3) and (4) apply to persons covered by this subsection. Provided, however, that any additional compensation for permanent partial disability on a petition to reopen shall not increase the amount of compensation previously awarded and actually paid.

SEC. 2. *And be it further enacted,* That the provisions of this Act shall be applicable only to such injuries as occur and such actions as are initiated after the effective date hereof.

SEC. 3. *And be it further enacted,* That this Act shall take effect July 1, 1970.

Approved April 28, 1970