

**GUIDE FOR CALCULATING LOSS-OF-FUNCTION BENEFITS FOR
INJURIES OCCURRING ON OR AFTER DECEMBER 24, 1991**

EYES

SECTION 36, PARAGRAPHS (a), (b) & (c)

- a. Total Loss of Vision, or reduction of 20/70
of one eye with glasses. Loss of single
binocular vision SAWW x 39
- b. Total Loss of vision, or reduction of 20/70
of both eyes with glasses SAWW x 96
- c. For any correctible permanent but partial reduction in acuity or field of vision, an
amount in proportion to the total loss of use or the reduction to 20/70 of normal
vision.
- | | |
|-------|-------------|
| 20/30 | SAWW x 10 |
| 20/35 | SAWW x 12.5 |
| 20/40 | SAWW x 14.5 |
| 20/45 | SAWW x 19.5 |
| 20/50 | SAWW x 24.5 |
| 20/60 | SAWW x 34.5 |
| 20/70 | SAWW x 39 |

EARS

Section 36, paragraph (d)

- d. Total loss of hearing of one ear SAWW x 29
- Total loss of hearing of both SAWW x 77

ARMS

Section 36, paragraph (e)

- For amputation or permanent of loss use - major arm SAWW x 43
- For amputation or permanent loss of use - minor arm SAWW x 39
- For amputation or permanent loss of use - both arms SAWW x 96
- Elbow joint - 65% or arm Shoulder - 60% of arm

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HAND & WRIST

Section 36, Paragraph (f)

| | |
|---|-----------|
| For amputation or permanent loss of use major hand | SAWW x 34 |
| For amputation or permanent loss of use minor hand | SAWW x 29 |
| For amputation or permanent loss of use both hands | SAWW x 77 |

FINGERS

| | | |
|----------------------|---------------------|-------------------------------|
| Thumb - 40% of hand | Ring - 10% | One Phalanx of thumb - 75% |
| Index - 25% of hand | Little - 5% of hand | One phalanx of finger - 45% |
| Middle - 20% of hand | | Two phalanges of finger - 80% |

LEGS

Section 36, paragraph (g)

| | |
|---|-----------|
| For amputation or permanent loss if use either leg | SAWW x 39 |
| For amputation or permanent loss of use both legs | SAWW x 96 |
| Knee - 50% of leg | |
| Hip - 25% | |

FEET & ANKLES

Section 36, paragraph (h)

| | |
|---|-----------|
| For amputation or permanent loss of use either foot at any point above the ankle joint | SAWW x 29 |
| For amputation or permanent loss of use both feet at any point have ankle joints | SAWW x 68 |
| Large toe - 18% of foot (first joint - 13.5% of foot) | |
| Other toes - 5% of foot (first joint - 2% of foot) | |

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VARIOUS LOSSES OF FUNCTION

Section 36, Paragraph (J)

| | | |
|-------------------------------|--------------------------------------|----------------------------|
| <u>Spine</u> | dorsal, lumbar sacrum total loss | SAWW x 32 |
| | Cervical - 75% of maximum | SAWW x 24 |
| <u>Equilibrium</u> | Total loss of ability to stand | SAWW x 21 |
| <u>Lung</u> | Loss of one lung | SAWW x 16 |
| <u>Kidney</u> | Loss of one kidney | SAWW x 16 |
| <u>Language Comprehension</u> | Total Loss | SAWW x 32 |
| <u>Sexual Function</u> | Total Loss | SAWW x 10 |
| <u>Taste or smell</u> | Total loss of either | SAWW x 16 (both = x 32) |
| <u>Spleen</u> | Loss of spleen | SAWW x 10 |
| <u>Urinary or bowel</u> | Total loss of either | SAWW x 29 |
| <u>Teeth</u> | Loss of each | SAWW x 1 |
| <u>Brain Injury</u> | Loss of function - Percentage of max | SAWW x 32 |

Note: This list is not intended to be exhaustive of the functional losses compensable under §36(1)(J)

**THE AGGREGATE PAYMENT FOR ALL LOSSES OF
FUNCTION UNDER SECTION 36(1)(j) MAY NOT
EXCEED SAWW x 80**