

Calculation -- Non-economic Damages Caps

<i>Unofficial, provided as a courtesy</i>										
	2003*	2004**	2005	2006	2007	2008	2009	2010	2011	2012
	As of 7-1-03	Effective 7-1-04	Effective 7-01-05	Effective 7-01-06	Effective 7-01-07	Effective 7-01-08	Effective 7-01-09	Effective 7-01-10	Effective 7-01-11	Effective 7-01-12
Average Weekly Wage	\$527	\$ 534.00	\$ 543.00	\$ 565.00	\$ 584.00	\$ 618.00	\$ 636.00	\$ 643.00	\$ 646.00	\$ 661.00
Percentage Increase (annual after 2003)	n/a	1.33%	1.69%	4.05%	3.36%	5.82%	2.91%	1.10%	0.47%	2.32%
Non-economic Benefit Cap	\$ 250,000.00	\$ 253,320.68	\$ 257,590.13	\$ 268,026.57	\$ 277,039.85	\$ 293,168.88	\$ 301,707.78	\$ 305,028.46	\$ 306,451.61	\$ 313,567.36
	2013	2014	2015	2016	2017	2018	2019	2020	2021	
	Effective 7-01-13	Effective 7-01-14	Effective 7-01-15	Effective 7-01-16	Effective 7-01-17	Effective 7-01-18	Effective 7-01-19	Effective 7-01-20	Effective 7-01-21	
Average Weekly Wage	\$ 674.00	\$ 684.00	\$ 689.00	\$ 721.00	\$ 728.00	\$ 753.00	\$ 786.00	\$ 815.00	\$ 842.00	
Percentage Increase (annual after 2003)	1.97%	1.48%	0.73%	4.64%	0.97%	3.43%	4.38%	3.69%	3.31%	
Non-economic Benefit Cap	\$ 319,734.34	\$ 324,478.18	\$ 326,850.09	\$ 342,030.36	\$ 345,351.04	\$ 357,210.62	\$ 372,865.27	\$ 386,622.39	\$ 399,430.74	
Per Idaho Code section 6-1603.										
*As a result of House Bill 92 of the 2003 Legislature, non-economic damages will be capped at \$250,000 on all non economic damages. The same increase formula will go into effect beginning July 1, 2004.										
Our math:										
(Current year average weekly wage-1987 average weekly wage) divided by 1987 average weekly wage to establish percentage increase										
Example (1993) (\$373-\$309)/\$309=.2071 or 20.71%										
THEN:										
(1987 Benefit Cap*percentage increase)+1987 Benefit Cap to establish current year cap										
Example (1993) (\$400,000*.2071)+\$400,000=\$482,847.90										
** Increases after July 1, 2003 are based on the State of Idaho's fiscal year. New caps become effective July 1 through June 30 of the following year.										

Calculation -- Non-economic

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	1987	1988	1989	1990
Average Weekly Wage	\$ 309.00	\$ 314.00	\$ 323.00	\$ 334.00
Percentage Increase (Cum thru 2003)		1.62%	4.53%	8.09%
Non-economic Benefit Cap	\$ 400,000.00	\$ 406,472.49	\$ 418,122.98	\$ 432,362.46

	1996	1997	1998	1999
Average Weekly Wage	\$ 415.00	\$ 433.00	\$ 443.00	\$ 456.00
Percentage Increase	34.30%	40.13%	43.37%	47.57%
Non-economic Benefit Cap	\$ 537,216.83	\$ 560,517.80	\$ 573,462.78	\$ 590,291.26

	2003*	2004**	2005	2006
	As of 7-1-03	Effective 7-1-04	Effective 7-01-05	Effective 7-01-06
Average Weekly Wage	\$527	\$ 534.00	\$ 543.00	\$ 565.00
Percentage Increase (annual after 2003)	n/a	1.33%	1.69%	4.05%
Non-economic Benefit Cap	\$ 250,000.00	\$ 253,320.68	\$ 257,590.13	\$ 268,026.57

Per Idaho Code section 6-1603.

*As a result of House Bill 92 of the 2003 Legislature, non-economic damages will be capped at \$250, effect beginning July 1, 2004.

Our math:

(Current year average weekly wage-1987 average weekly wage) divided by 1987 average weekly wage
 Example (1993) (\$373-\$309)/\$309=.2071 or 20.71%

THEN:

(1987 Benefit Cap*percentage increase)+1987 Benefit Cap to establish current year cap
 Example (1993) (\$400,000*.2071)+\$400,000=\$482,847.90

** Increases after July 1, 2003 are based on the State of Idaho's fiscal year. New caps become effect

Damages Caps

	1991	1992	1993	1994	1995	
\$	344.00	\$ 360.00	\$ 373.00	\$ 390.00	\$ 401.00	
	11.33%	16.50%	20.71%	26.21%	29.77%	
\$	445,307.44	\$ 466,019.42	\$ 482,847.90	\$ 504,854.37	\$ 519,093.85	
	2000	2001	2002	2003*		
				Thru 6-30-03		
\$	471.00	\$ 495.00	\$ 526.00	\$ 527.00		
	52.43%	60.19%	70.23%	70.55%		
\$	609,708.74	\$ 640,776.70	\$ 680,906.15	\$ 682,200.65		
	2007	2008	2009	2010	2011	2012
	Effective 7-01-07	Effective 7-01-08	Effective 7-01-09	Effective 7-01-10	Effective 7-01-11	Effective 7-01-12
\$	584.00	\$ 618.00	\$ 636.00	\$ 643.00	\$ 646.00	661.00
	3.36%	5.82%	2.91%	1.10%	0.47%	2.32%
\$	277,039.85	\$ 293,168.88	\$ 301,707.78	\$ 305,028.46	\$ 306,451.61	\$ 313,567.36

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