

## Calculation -- Non-economic Damages Caps

<i>Unofficial, provided as a courtesy</i>										
	<b>2003*</b>	<b>2004**</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>	<b>2011</b>	<b>2012</b>
	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
	<b>2013</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
	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	Effective 7-01-22
Average Weekly Wage	\$ 674.00	\$ 684.00	\$ 689.00	\$ 721.00	\$ 728.00	\$ 753.00	\$ 786.00	\$ 815.00	\$ 842.00	\$ 908.00
Percentage Increase (annual after 2003)	1.97%	1.48%	0.73%	4.64%	0.97%	3.43%	4.38%	3.69%	3.31%	7.84%
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	\$ 430,740.03
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

Unofficial, provided as a courtesy

	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:

$(1987 \text{ Benefit Cap} * \text{percentage increase}) + 1987 \text{ Benefit Cap}$  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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