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Robert L. Swisher
Commissioner

Hon. Douglas W. Gott
Chief Administrative Law Judge

ORDER

Pursuant to KRS 342.265(3), upon lump-sum settlement of future periodic payments, the discount rate used in the calculation of the settlement amount shall be fixed by the commissioner. Before January 1 of each year, the commissioner shall fix the discount rate to be utilized in the succeeding year based at one-half of one percent (0.5%) below the interest rate paid upon ten (10) year United States Treasury Notes as of August 1 of the preceding year. However, upon lump-sum settlement of future periodic payments in weekly amounts that are forty dollars (\$40) or less, the commissioner shall fix the discount rate used in the succeeding year based at the interest rate paid upon ten (10) year United States Treasury Notes as of August 1 of the preceding year.

Accordingly, for the calendar year of 2019, the discount rate for lump-sum settlements of future periodic payments in weekly amounts that are forty dollars (\$40.00) or less is fixed at two and seven-eighths percent (2.875%). For the calendar year of 2019, the discount rate for lump-sum settlements of future periodic payments in weekly amounts greater than forty dollars (\$40.00) is fixed at two and three-eighths percent (2.375%).

This the 14th day of November, 2018.

Robert L. Swisher, Commissioner
Kentucky Department of Workers' Claims

Attest:

