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SENATE MEMORIAL 73

**48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

INTRODUCED BY

Carroll H. Leavell

A MEMORIAL

REQUESTING A REVIEW AND RECONSIDERATION OF "LOSS OF USE"  
COMPENSATION UNDER THE WORKERS' COMPENSATION ACT.

WHEREAS, the current law assigning a fixed time period to  
a schedule of benefits under the Workers' Compensation Act is  
very specific; and

WHEREAS, the compensation for loss of use of a body part  
is not always considered in the assignment of impairment; and

WHEREAS, such assignment of impairment should be based  
consistently upon the most recent edition of the American  
medical association's *Guides to the Evaluation of Permanent  
Impairment*; and

WHEREAS, the loss of use may be considered in the  
evaluation in awarding benefits, but there currently is a lack  
of objective criteria for such evaluation;

.169190.2

underscored material = new  
[bracketed material] = delete

