

CHAPTER 130

LIENS. VETERINARIANS

H. F. 35

AN ACT to create a lien for certain biologicals furnished and services rendered in the favor of licensed veterinarians, and providing for the foreclosure thereof.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Every veterinarian, licensed and registered in accord-
2 ance with chapter one hundred and thirty-two (132), Code, 1931,
3 shall have a lien for the actual and reasonable value of any biological
4 product used and for the actual and reasonable value of any service
5 rendered in the administration of any such biological product used
6 by him in the prevention or control of any contagious livestock
7 disease, providing claim for their said lien be filed as hereinafter
8 provided.

1 SEC. 2. Said lien shall have priority over all other liens and en-
2 cumbrances upon said livestock if filed as hereinafter provided.

1 SEC. 3. Any veterinarian entitled to a lien under this act shall
2 make an account in writing, duly verified, stating the kind and
3 number and a particular description of livestock upon which such
4 services were rendered, the amount and kind of biological product
5 used and the actual and reasonable value of such services and
6 biological products and the name of the person or persons for whom
7 such services were rendered and file the same in the office of the
8 clerk of the district court in the county in which the person or per-
9 sons owning such livestock resides, within sixty (60) days after
10 the day on which said services were rendered. Said lien shall be
11 effective from the date of filing.

1 SEC. 4. The lienholder may enforce his lien by a suit in equity.

House File No. 35. Approved March 10, 1934.

CHAPTER 131

LIENS. HOSPITAL

H. F. 146

AN ACT giving the operator of a hospital in this state a lien upon all causes of action for damages accruing to a patient therein, or to the legal representatives of such patient, for the reasonable charges for hospital care necessitated by the injuries giving rise to such causes of action.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Every association, corporation, county or other insti-
2 tution, including a municipal corporation, maintaining a hospital
3 in the state of Iowa, which shall furnish medical or other service to
4 any patient injured by reason of an accident not covered by the
5 workmen's compensation act, shall, if such injured party shall assert
6 or maintain a claim against another for damages on account of such

7 injuries, have a lien upon that part going or belonging to such
8 patient of any recovery or sum had or collected or to be collected
9 by such patient, or by his heirs or personal representatives in the
10 case of his death, whether by judgment or by settlement or com-
11 promise to the amount of the reasonable and necessary charges of
12 such hospital for the treatment, care and maintenance of such patient
13 in such hospital up to the date of payment of such damages; pro-
14 vided, however, that this lien shall not in any way prejudice or
15 interfere with any lien or contract which may be made by such
16 patient or his heirs or personal representatives with any attorney
17 or attorneys for handling the claim on behalf of such patient, his
18 heirs or personal representatives; provided, further, that the lien
19 herein set forth shall not be applied or considered valid against
20 anyone coming under the workmen's compensation act in this state.
21 No such lien shall be effective, however, unless a written notice con-
22 taining the name and address of the injured person, the date of
23 the accident, the name and location of the hospital, and the name of
24 the person or persons, firm or firms, corporation or corporations
25 alleged to be liable to the injured party for the injuries received,
26 shall be filed in the office of the clerk of the district court of the
27 county in which such hospital is located, prior to the payment of
28 any moneys to such injured person, his attorneys or legal repre-
29 sentative, as compensation for such injuries; nor unless the hospital
30 shall also mail, postage prepaid, a copy of such notice with a state-
31 ment of the date of filing thereof to the person or persons, firm or
32 firms, corporation or corporations alleged to be liable to the injured
33 party for the injuries sustained prior to the payment of any moneys
34 to such injured person; his attorneys or legal representative, as com-
35 pensation for such injuries. Such hospital shall mail a copy of such
36 notice to any insurance carrier which has insured such person, firm
37 or corporation against such liability, if the name and address shall
38 be known. Any person or persons, firm or firms, corporation or
39 corporations, including an insurance carrier, making any payment
40 to such patient or to his attorneys or heirs or legal representatives
41 as compensation for the injury sustained, after the filing and mail-
42 ing of such notice without paying to such hospital the amount of its
43 lien or so much thereof as can be satisfied out of the moneys due
44 under any final judgment or compromise or settlement agreement,
45 after paying the amount of any prior liens, shall, for a period of one
46 year from the date of payment to such patient or his heirs, attorneys
47 or legal representatives, as aforesaid, be and remain liable to such
48 hospital for the amount which such hospital was entitled to receive
49 as aforesaid; any such association, corporation or other institution
50 maintaining such hospital may, within such period, enforce its lien
51 by a suit at law against such person or persons, firm or firms, cor-
52 poration or corporations making any such payment.

1 SEC. 2. Every clerk of the district court shall, at the expense of
2 the county, provide a suitable well-bound book to be called the hos-
3 pital lien docket in which, upon the filing of any lien claim under
4 the provisions of this act, he shall enter the name of the injured
5 person, the date of the accident and the name of the hospital or

6 other institution making the claim. Said clerk shall make a proper
7 index of the same in the name of the injured person and such clerk
8 shall be entitled to twelve (12) cents for filing each claim, and at
9 the rate of eight (8) cents per folio for such entry made in the
10 lien docket, and six (6) cents for every search in the office for such
11 lien claim.

1 SEC. 3. This act, being deemed of immediate importance, shall
2 be in full force and effect after its passage and publication in the
3 Newton Daily News, a newspaper published at Newton, Iowa, and
4 the Colfax Tribune, a newspaper published at Colfax, Iowa.

House File No. 146. Approved March 10, 1934.

I hereby certify that the foregoing act was published in the Newton Daily News,
March 20, 1934, and Colfax Tribune, March 22, 1934.

MRS. ALEX MILLER, *Secretary of State.*

CHAPTER 132

CONVEYANCE OF REAL PROPERTY OF INSANE PERSONS

H. F. 352

AN ACT to amend section ten thousand four hundred fifty-one (10451), Code, 1931,
relating to the conveyance of real property of insane persons.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That section ten thousand four hundred fifty-one
2 (10451), Code, 1931, is amended by inserting after the comma in
3 line 4 the following: "including the homestead."

1 SEC. 2. This act, being deemed of importance, it shall be in full
2 force and effect from and after its passage and publication in the
3 Fort Dodge Messenger, a newspaper published at Fort Dodge, Iowa,
4 and in the Harlan Tribune, a newspaper published at Harlan, Iowa.

House File No. 352. Approved March 12, 1934.

I hereby certify that the foregoing act was published in the Fort Dodge Messenger,
March 20, 1934, and Harlan Tribune, March 22, 1934.

MRS. ALEX MILLER, *Secretary of State.*

CHAPTER 133

MENTAL EXAMINATIONS ORDERED BY COURT OF RECORD

S. F. 126

AN ACT authorizing courts to enter rule for mental examination of persons who
affirmatively plead their own mental disability in any legal proceedings to which
they are parties.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Any person who is a party, directly or indirectly, to
2 any legal action, suit or other judicial proceedings in any court of