

4 necessary traveling and hotel expenses, receive ten dollars per day
 5 for each day actually engaged in the discharge of his duties, including
 6 compensation for the time spent in traveling to and from the place
 7 of conducting the examination and for a reasonable number of days
 8 for the preparation of examination questions and the reading of
 9 papers, in addition to the time actually spent in conducting examina-
 10 tions. No Examiner shall receive more than \$400.00 per diem com-
 11 pensation in any one year.

Approved April 10, 1947.

CHAPTER 64

WORKMEN'S COMPENSATION SUBROGATION

S. F. 279

AN ACT to amend section eighty-five point twenty-two (85.22), code, 1946, by adding at the end thereof a separate subsection prescribing the force and effect for subrogation purposes under the workmen's compensation law of payments made unto an injured employee, his guardian, parent, next friend, or legal representative, by any third party, his or its principal or agent liable for, connected with, or involved in causing the injury to such employee.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That section eighty-five point twenty-two (85.22),
 2 Code, 1946, be and the same is hereby amended by adding to the end
 3 thereof as subsection 5 the following:

4 "5. For subrogation purposes hereunder, any payment made unto
 5 an injured employee, his guardian, parent, next friend, or legal repre-
 6 sentative, by or on behalf of any third party, his or its principal or
 7 agent liable for, connected with, or involved in causing an injury to
 8 such employee shall be considered as having been so paid as damages
 9 resulting from and because said injury was caused under circum-
 10 stances creating a legal liability against said third party, whether
 11 such payment be made under a covenant not to sue, compromise settle-
 12 ment, denial of liability or otherwise."

1 SEC. 2. That section eighty-five point twenty-two (85.22), Code,
 2 1946, subsection four (4), be amended by striking from line two there-
 3 of the word "employee" and inserting in lieu thereof the words "em-
 4 ployer or insurance carrier."

Approved April 23, 1947.

CHAPTER 65

WORKMEN'S COMPENSATION BENEFITS

H. F. 106

AN ACT to amend chapter eighty-five (85), code 1946, relating to workmen's compensation; to increase the maximum weekly benefit amount; to increase allowances for certain professional, hospital and nursing services; and to authorize waivers by certain disabled persons under certain conditions.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section eighty-five point twenty-seven (85.27), Code
 2 1946, is hereby amended by changing the period (.) to a comma (,)

3 at the end of the first paragraph of said section and adding immediately
 4 thereafter the following:
 5 "excluding therefrom all reasonable charges for necessary services
 6 of special nurses and ambulance charges, which shall be paid in
 7 full."

1 SEC. 2. Section eighty-five point twenty-seven (85.27), Code 1946,
 2 is hereby amended by striking from line seven the word "six" and
 3 inserting in lieu thereof the word "eight".

1 SEC. 3. Section eighty-five point thirty-seven (85.37), Code 1946,
 2 is hereby amended by striking from line eight (8) the word "eighteen"
 3 and inserting in lieu thereof the word "twenty".

1 SEC. 4. Section eighty-five point fifty-five (85.55), Code 1946,
 2 is hereby amended by adding thereto the following:
 3 "However, any person who has some physical defect which increases
 4 the risk of injury, may, subject to the approval of the Industrial
 5 Commissioner, enter into a written agreement with his employer
 6 waiving compensation for injuries which may occur directly or
 7 indirectly because of such physical defect."

Approved April 17, 1947.

CHAPTER 66

WORKMEN'S COMPENSATION TO DEPENDENTS

S. F. 125

AN ACT to repeal paragraph four (4) of section eighty-five point thirty-one (85.31), code 1946, and to enact a substitute therefor relating to payment of weekly compensation to dependents when an employee has been paid compensation for disability prior to his death.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Paragraph four (4) of section eighty-five point thirty-
 2 one (85.31), Code 1946, is hereby repealed and the following is hereby
 3 enacted in lieu thereof: "When weekly compensation has been paid
 4 to an injured employee and thereafter death of the employee results
 5 from such injury, the compensation to dependents shall run for a
 6 period of time which together with weekly compensation paid to the
 7 injured employee prior to death shall equal three hundred (300)
 8 weeks of compensation."

Approved April 17, 1947.