

CHAPTER 105

WORKMEN'S COMPENSATION

H. F. 73

AN ACT to amend section eighty-five point twenty-seven (85.27), Code 1962, regarding employee selecting his medical, surgical and hospital services under workmen's compensation.

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

1 SECTION 1. Amend section eighty-five point thirty-four (85.34)
 2 subsection two (2), Code 1962, by adding the following paragraph:
 3 "Whenever an evaluation of permanent disability has been made by
 4 a physician retained by the employer, and the employee believes this
 5 evaluation to be too low, he shall have the right, upon application to
 6 the commissioner and at the same time delivery of a copy thereof to
 7 the employer, to be reimbursed by the employer the reasonable fee for
 8 a subsequent examination by a physician of his own choice, and such
 9 physician chosen by the employee shall have the right to confer with
 10 and obtain from the employer retained physician sufficient history of
 11 the injury to make a proper examination."

Approved May 3, 1965.

CHAPTER 106

WORKMEN'S COMPENSATION BENEFITS

S. F. 538

AN ACT to raise the maximum benefits payable under workmen's compensation on death benefits, permanent partial disabilities, permanent total disabilities, temporary total disabilities, and healing period; also to raise the maximum amount allowable for healing period.

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

1 SECTION 1. Section eighty-five point thirty-one (85.31), Code
 2 1962, is hereby amended as follows:
 3 1. By striking from lines ten (10) and eleven (11) of subsection
 4 one (1) of said section, the words "twelve thousand (12,000)" and
 5 inserting in lieu thereof the words "fourteen thousand two hundred
 6 fifty (14,250)."
 7 2. By striking from line nine (9) of subsection four (4) of said
 8 section, the words "twelve thousand (12,000)" and inserting in lieu
 9 thereof the words "fourteen thousand two hundred fifty (14,250)".

1 SEC. 2. Amend section eighty-five point thirty-four (85.34) sub-
 2 section one (1), Code 1962, by striking everything following the word
 3 "section" in line twelve (12) and inserting a period (.) after the word
 4 "section" and adding thereto the following: "In the usual* case where
 5 it appears, upon competent medical evidence, that the actual healing
 6 period will substantially exceed the maximum established above, the

*According to enrolled Act.

7 commissioner may, upon application of the claimant, extend the heal-
8 ing period for such time as is necessary but not beyond a total of sixty
9 (60) percent for both the original healing period and such extended
10 period. However, in no event shall such payments for a healing period
11 be made for a period longer than the actual time the employee is in-
12 capacitated from work because of such injury."

1 SEC. 3. Section eighty-five point thirty-four (85.34), subsection
2 two (2), Code 1962, is hereby amended as follows:

3 1. Paragraph *a.* is amended by striking everything following the
4 word "of" in line three (3) of said paragraph and substituting in lieu
5 thereof the following: "two thousand eight hundred fifty dollars
6 (\$2,850.00)."

7 2. Paragraph *b.* is amended by striking everything following the
8 word "of" in line four (4) of said paragraph and substituting in lieu
9 thereof the following: "one thousand six hundred sixty-two and
10 50/100 dollars (\$1,662.50)."

11 3. Paragraph *c.* is amended by striking everything following the
12 word "of" in line three (3) of said paragraph and substituting in lieu
13 thereof the following: "one thousand four hundred twenty-five dollars
14 (\$1,425.00)."

15 4. Paragraph *d.* is amended by striking everything following the
16 word "of" in line three (3) of said paragraph and substituting in lieu
17 thereof the following: "one thousand one hundred eighty-seven and
18 50/100 dollars (\$1,187.50)."

19 5. Paragraph *e.* is amended by striking everything following the
20 word "of" in line four (4) of said paragraph and substituting in lieu
21 thereof the following: "nine hundred fifty dollars (\$950.00)."

22 6. Paragraph *h.* is amended by striking everything following the
23 word "of" in line three (3) of said paragraph and substituting in lieu
24 thereof the following: "one thousand nine hundred dollars (\$1,-
25 900.00)."

26 7. Paragraph *i.* is amended by striking everything following the
27 word "of" in line three (3) of said paragraph and substituting in lieu
28 thereof the following: "seven hundred twelve and 50/100 dollars
29 (\$712.50)."

30 8. Paragraph *l.* is amended by striking everything following the
31 word "of" in line three (3) of said paragraph and substituting in lieu
32 thereof the following: "eight thousand three hundred twelve and
33 50/100 dollars (\$8,312.50)."

34 9. Paragraph *m.* is amended by striking everything following the
35 word "of" in line six (6) of said paragraph and substituting in lieu
36 thereof the following: "ten thousand nine hundred twenty-five dollars
37 (\$10,925.00)."

38 10. Paragraph *n.* is amended by striking everything following the
39 word "of" in line three (3) of said paragraph and substituting in lieu
40 thereof the following: "seven thousand one hundred twenty-five dol-
41 lars (\$7,125.00)."

42 11. Paragraph *o.* is amended by striking everything following the
43 word "of" in line six (6) of said paragraph and substituting in lieu
44 thereof the following: "nine thousand five hundred dollars (\$9,-
45 500.00)."

46 12. Paragraph *p.* is amended by striking everything following the
47 word "of" in line three (3) of said paragraph and substituting in lieu
48 thereof the following: "five thousand nine hundred thirty-seven and
49 50/100 dollars (\$5,937.50)."

50 13. Paragraph *q.* is amended by striking everything following the
51 word "of" in line four (4) of said paragraph and substituting in lieu
52 thereof the following: "nine thousand five hundred dollars (\$9,-
53 500.00)."

54 14. Paragraph *r.* is amended by striking everything following the
55 word "of" in line three (3) of said paragraph and substituting in lieu
56 thereof the following: "two thousand three hundred seventy-five dol-
57 lars (\$2,375.00)", and for the loss of hearing in both ears, weekly
58 compensation during one hundred seventy-five (175) weeks but not to
59 exceed a total of eight thousand three hundred twelve and 50/100 dol-
60 lars (\$8,312.50)."

61 15. Paragraph *s.* is amended by striking everything following the
62 word "of" in line six (6) of said paragraph and substituting in lieu
63 thereof the following: "twenty-three thousand seven hundred fifty
64 dollars (\$23,750.00)."

65 16. Paragraph *t.* is amended by striking everything following the
66 word "of" in line nine (9) of said paragraph and substituting in lieu
67 thereof the following: "seven thousand one hundred twenty-five dol-
68 lars (\$7,125.00)."

69 17. Paragraph *u.* is amended by striking everything following the
70 word "of" in line nine (9) of said paragraph and substituting in lieu
71 thereof the following: "twenty-three thousand seven hundred fifty
72 dollars (\$23,750.00)."

1 SEC. 4. Section eighty-five point thirty-four (85.34), Code 1962,
2 subsection three (3) is amended by striking lines fifteen (15) and
3 sixteen (16) of said subsection three (3) and substituting in lieu
4 thereof the following: "payments exceed twenty-three thousand seven
5 hundred fifty dollars (\$23,750.00)."

1 SEC. 5. Chapter 87, Laws of the Sixtieth General Assembly is
2 hereby amended by striking lines five (5) to ten (10), inclusive, of
3 section five (5) thereof and substituting in lieu of said lines the fol-
4 lowing:

5 "Fifty-six (\$56.00) dollars per week for an employee who has four
6 (4) or more children;

7 "Fifty-two dollars (\$52.00) per week for an employee who has three
8 (3) children;

9 "Forty-eight dollars (\$48.00) per week for an employee who has
10 two (2) children;

11 "Forty-four dollars (\$44.00) per week for an employee who has one
12 (1) child;

13 "Forty dollars (\$40.00) per week for an employee who has no chil-
14 dren;"

Approved May 14, 1965.