

companion to SF 427

February 26, 1965.

Passed on File.

ind. & Human Rel 3/8

House File 421

By HAUSHEER, BAKER, KLUEVER,
MILLER of Page and RASMUSSEN.

"no pass" 3/17, 3/29 4/2

Passed House, Date *4/2*

Passed Senate, Date *5/4*

Vote: Ayes *100* Nays *0*

Vote: Ayes *41* Nays *0*

Approved *May 13, 1965*

*Passed on file 4/6
industrial + human relations 4/7
pass 4/7*

A BILL FOR

An Act to amend section eighty-five point one (85.1), Code 1962,
relating to workmen's compensation so as to permit the volun-
tary election of exempt employers to come under the Act.

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

1 Section 1. Section eighty-five point one (85.1), Code 1962,
2 is hereby amended by striking from line one (1) thereof the word
3 "This" and inserting in lieu thereof the following: "Except as
4 provided in subsection five (5) of this section, this".

1 Sec. 2. Section eighty-five point one (85.1), Code 1962, is
2 hereby amended by striking all of subsection three (3) following
3 the word "employer" in line five (5) and inserting in lieu thereof
4 a period.

1 Sec. 3. Section eighty-five point one (85.1), Code 1962, is
2 hereby amended by adding a new subsection as follows:
3 "5. Employers, including employers of household or domestic
4 servants, employers of persons whose employment is of a casual
5 nature, employers of persons engaged in agriculture, and em-
6 ployers of persons not in the course of the employer's business,
7 may assume with respect to any such employee or person or classi-
8 fication of employees not within the coverage of this chapter,
9 as otherwise provided in subsections 1, 2, 3 and 4 of this sec-
10 tion, other than any such employee or classification of employees
11 with respect to whom a rule of liability or a method of compen-

12 sation has been or may be established by the Congress of the
13 United States, a liability for compensation imposed upon em-
14 ployers by this chapter for the benefit of employees within the
15 coverage of this chapter. The purchase of and acceptance by any
16 such employer of valid workmen's compensation insurance appli-
17 cable to such employee or person or classification of employees
18 shall constitute as to such employer an assumption by such em-
19 ployer of such liability without any further act on the part of
20 such employer, but only with respect to such employee or person
21 or such classification of employees as are within the coverage
22 of the said workmen's compensation insurance contract. Whenever
23 under the provisions of this subsection an employer voluntarily
24 elects to assume the liability for the payment of compensation
25 to such employees or persons or such classification of employees
26 by the purchase of valid workmen's compensation insurance, the
27 liability of such employer shall take effect and continue from
28 the effective date of such workmen's compensation insurance con-
29 tract as long only as such insurance contract shall be in force.
30 Upon such an election, such employee or person or classification
31 of employees shall accept compensation in the manner provided by
32 the chapter and the employer shall be relieved from any other
33 liability for recovery of damage, or other compensation for such
34 injury. An employer, upon the election to assume liability by
35 the purchase of workmen's compensation insurance under the pro-
36 visions of this subsection, shall give notice thereof to the
37 industrial commissioner by certified United States mail."

EXPLANATION OF HOUSE FILE 421

This bill would allow the employers of persons otherwise excluded from the Workmen's Compensation Act to elect coverage by the purchase of workmen's compensation insurance just as employers engaged in agriculture may presently do.