

CHAPTER 108

WORKMEN'S COMPENSATION

S. F. 474

AN ACT relating to disabled and retired policemen and firemen, disabled inmates, and disabled elected and appointed officials.

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

1 SECTION 1. Section eighty-five point one (85.1), Code 1971, is
2 amended by adding the following new subsection:

3 "6. Persons entitled to benefits pursuant to chapter four hundred
4 eleven (411) of the Code."

1 SEC. 2. Section eighty-five point two (85.2), Code 1971, is
2 amended as follows:

3 **85.2 Compulsory when.** Where the state, county, municipal cor-
4 poration, school corporation, county board of education, or city under
5 any form of government is the employer, the provisions of this chap-
6 ter for the payment of compensation and amount thereof for an in-
7 jury sustained by an employee of such employer shall be exclusive,
8 compulsory, and obligatory upon both employer and employee, ex-
9 cept as otherwise provided in section 85.1. *For the purposes of this*
10 *chapter elected and appointed officials shall be employees.*

1 SEC. 3. Section four hundred ten point one (410.1), Code 1971,
2 is amended by adding the following new paragraph:

3 "The provisions of this chapter shall not apply to policemen and
4 firemen who entered employment after March 2, 1934."

1 SEC. 4. Any rights that may have accrued to any person pursuant
2 to chapter four hundred ten (410) of the Code prior to the effective
3 date of this Act shall be preserved. This section shall not be printed
4 as a permanent part of the Code.

1 SEC. 5. Section eighty-five point sixty-two (85.62), Code 1971,
2 is repealed.

1 SEC. 6. Chapter eighty-five (85), Code 1971, is amended by add-
2 ing the following new section:

3 "The county board of supervisors of any county may elect to in-
4 clude as an employee for purposes of this chapter any person confined
5 as an inmate in a county jail or confined in any other facility in lieu
6 of confinement in a county jail. If such election is made, the provi-
7 sions of subsection five (5) of section eighty-five point one (85.1) of
8 the Code shall apply to such county. If an inmate in the performance
9 of his work in connection with the maintenance of a county jail or
10 other local facility, or in connection with any industry maintained
11 therein, or with any highway or public works activity outside a coun-
12 ty jail or other local facility sustains an injury arising out of and in
13 the course thereof, he shall, be awarded and paid compensation at
14 the minimum rate as provided in this chapter. If death results from
15 such injury, death benefits shall be awarded and paid to the depend-
16 ents of the inmate. If any such person is awarded weekly compen-
17 sation under the provisions of this section and is still committed to

18 the county jail or other facility, his compensation benefits under sec-
 19 tion 85.33 or subsection one (1) of section eighty-five point thirty-
 20 four (85.34) shall be paid to the county for so long as he shall re-
 21 main so committed. Weekly compensation benefits awarded pursu-
 22 ant to subsection two (2) of section eighty-five point thirty-four
 23 (85.34) shall be held in trust and paid to such person as provided in
 24 this chapter upon his final discharge or parole, whichever occurs
 25 first. In the event such person is recommitted to the county jail or
 26 other facility prior to receiving, in full, his weekly benefits pursuant
 27 to section 85.33 or subsection one (1) of section eighty-five point
 28 thirty-four (85.34), such benefits shall again be paid to the county
 29 for so long as he shall remain so recommitted. Also, weekly benefits
 30 under subsection two (2) of section eighty-five point thirty-four
 31 (85.34) shall be suspended and again held in trust until such person
 32 is again released by final discharge or parole, whichever first occurs.
 33 However, the industrial commissioner may, if he finds that depend-
 34 ents of the person awarded weekly compensation pursuant to section
 35 85.33 or subsections one (1) and two (2) of section eighty-five point
 36 thirty-four (85.34) would require welfare aid as a result of terminat-
 37 ing the compensation, order such weekly compensation to be paid to
 38 a responsible person for the use of his dependents."

Approved May 27, 1971.

Italics indicate new material added to existing statutes; brackets indicate deletions from existing statutes. However, see Editor's note, page iii.

CHAPTER 109

VOCATIONAL TRAINING

S. F. 509

AN ACT relating to vocational training and apprenticeship programs.

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

1 SECTION 1. Section ninety-two point nine (92.9), unnumbered
 2 paragraph one (1), Code 1971, is amended as follows:
 3 **92.9 School training permitted.** The provisions of [section] *sec-*
 4 *tions 92.8 and 92.10* shall not apply to pupils working under an in-
 5 structor in a manual training department in the public schools of the
 6 state or under an instructor in a school shop, or industrial plant, or
 7 in a course of vocational education, or to apprentices provided they
 8 are employed under all of the following conditions:.

Approved June 14, 1971.

Italics indicate new material added to existing statutes; brackets indicate deletions from existing statutes. However, see Editor's note, page iii.