

CHAPTER 166.

[House Bill No. 387.]

INDUSTRIAL INSURANCE—PENSIONS—
MEDICAL AID.

AN ACT relating to industrial insurance; and amending section 51.32.070, chapter 23, Laws of 1961 as amended by section 1, chapter 108, Laws of 1961, and RCW 51.32.070; section 51.36.010 and 51.36.020, chapter 23, Laws of 1961 and RCW 51.36.010 and 51.36.020; declaring an emergency and providing an effective date of this act.

Be it enacted by the Legislature of the State of Washington:

RCW 51.32.070
amended.

SECTION 1. Section 51.32.070, chapter 23, Laws of 1961 as amended by section 1, chapter 108, Laws of 1961, and RCW 51.32.070 are each amended to read as follows:

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payments for
prior pen-
sioners.

Notwithstanding any other provision of law, every widow or invalid widower receiving a pension under this title shall, after July 1, 1965, be paid one hundred twenty-five dollars per month, and every permanently totally disabled workman receiving a pension under this title shall, after such date, be paid one hundred sixty-five dollars per month, and one hundred dollars per month additional in cases requiring the services of an attendant, if unmarried at the time his injury occurred; one hundred ninety dollars per month, and one hundred dollars per month additional in cases requiring the services of an attendant, if he or she has a wife or invalid husband; and one hundred fifty-five dollars per month, in addition to any amount now or hereafter allowed in cases requiring the services of an attendant, if the husband is not an invalid and the husband and wife are living together as such.

No part of such additional payments shall be payable from the accident fund or be charged against any class under the industrial insurance law.

The director shall pay monthly to every such widow, invalid widower, and totally disabled workman from the funds appropriated by the legislature such an amount as will, when added to the pensions they are presently receiving, exclusive of amounts received for children or dependents or attendants, equal the amounts hereinabove specified.

In cases where money has been or shall be advanced to any such person from the pension reserve, the additional amount to be paid to him or her under this section shall be reduced by the amount of monthly pension which was or is predicated upon such advanced portion of the pension reserve.

The legislature shall make biennial appropriations to carry out the purposes of this section.

SEC. 2. Section 51.36.010, chapter 23, Laws of 1961 and RCW 51.36.010 are each amended to read as follows:

RCW 51.36.010
amended.

Upon the occurrence of any injury to a workman entitled to compensation under the provisions of this title, he shall receive, in addition to such compensation and out of the medical aid fund, proper and necessary medical and surgical services at the hands of a physician of his own choice, if conveniently located, and proper and necessary hospital care and services during the period of his disability from such injury, but the same shall be limited in point of duration as follows:

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Extent and
duration.

In the case of permanent partial disability, not to extend beyond the date when compensation shall be awarded him, except when the workman returned to work before permanent partial disability award is made, in such case not to extend beyond the time when monthly allowances to him out of the accident fund shall cease; in case of temporary disability not to extend beyond the time when monthly allowances to him out of the accident fund shall cease: *Provided*, That after any injured work-

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man has returned to his work his medical and surgical treatment may be continued if, and so long as, such continuation is deemed necessary by the supervisor of industrial insurance to be necessary to his more complete recovery; in case of a permanent total disability not to extend beyond the date on which a lump sum settlement is made with him or he is placed upon the permanent pension roll: *Provided, however,* That the supervisor of industrial insurance, solely in his discretion, may authorize continued medical and surgical treatment for conditions previously accepted by the department when such medical and surgical treatment is deemed necessary by the supervisor of industrial insurance to protect such workman's life. In order to authorize such continued treatment the written order of the supervisor of industrial insurance issued in advance of the continuation shall be necessary.

RCW 51.36.020 amended.

SEC. 3. Section 51.36.020, chapter 23, Laws of 1961 and RCW 51.36.020 are each amended to read as follows:

Transportation to place of treatment—Artificial substitutes and mechanical aids.

When the injury to any workman is so serious as to require his being taken from the place of injury to a place of treatment, his employer shall, at the expense of the medical aid fund, furnish transportation to the nearest place of proper treatment.

Every workman whose injury results in the loss of one or more limbs or eyes shall be provided with proper artificial substitutes to be purchased by the department at the expense of the accident fund. Every workman, who suffers an injury to an eye producing an error of refraction, shall be once provided, at the expense of the accident fund, proper and properly equipped lenses to correct such error of refraction and his disability rating shall be based upon the loss of sight before correction. Every workman, whose accident results in damage to or de-

struction of an artificial limb, eye or tooth, shall have same repaired or replaced at the expense of the accident fund. Every workman whose eyeglasses or lenses are damaged, destroyed, or lost as a result of an industrial accident shall have the same restored or replaced at the expense of the accident fund. The accident fund shall be liable only for the cost of restoring damaged eyeglasses to their condition at the time of the accident. All mechanical appliances necessary in the treatment of an injured workman, such as braces, belts, casts and crutches, may be provided at the expense of the medical aid fund and all mechanical appliances required as permanent equipment after treatment has been completed shall continue to be provided or replaced without regard to the date of injury or date treatment was completed, notwithstanding any other provision of law, at the expense of the accident fund. A workman, whose injury is of such short duration as to bring him within the provisions of subsection (4) of RCW 51.32.090 shall nevertheless receive during the omitted period medical, surgical and hospital care and service and transportation under the provisions of this chapter.

SEC. 4. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 15, 1965. Emergency.

Passed the House May 3, 1965.

Passed the Senate April 28, 1965.

Approved by the Governor May 12, 1965.