

shall have been elected to represent St. Croix county and shall have qualified.

SECTION 2. This act shall take effect upon passage and publication.

Approved July 3, 1931.

No. 419, S.]

[Published July 7, 1931.

CHAPTER 469.

AN ACT to reconcile conflicts between chapter 403 (380, S), revising the workmen's compensation act and chapters 66, 87, 101, 132 and 210, 413 (303, A), (497, A), 433 (664, A), 414 (927, A), and (949, A), all of the Law of 1931 affecting various provisions which relate to the same subject; to correct errors therein, and more particularly for the purpose of repelling any implication that the enactment of said revision bill has repealed or changed any provision enacted by the other named chapters.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. Section 102.04 of the statutes, as amended by section 6, chapter 403, (380, S), Laws 1931, is repealed; and section 102.04, as amended by chapter 87, Laws 1931, is re-enacted.

SECTION 2. Section 102.08 of the statutes, as amended by section 10, chapter 403, (380, S), Laws 1931, is repealed; and a new section 102.08 is created to read:

102.08 NONELECTION BY EPILEPTICS AND BLIND PERSONS. Epileptics and persons who are totally blind may elect not to be subject to the provisions of this chapter for injuries resulting because of such epilepsy or blindness and still remain subject to its provisions for all other injuries. Such election shall be made by giving notice to the employer in writing on a form to be furnished by the industrial commission, and filing a copy of such notice with the industrial commission.

SECTION 3. Paragraph (a) of subsection (4a) of section 102.09, as amended by chapter (949, A), Laws 1931, is repealed; and subsection (1) of section 102.48, as enacted by section 52 of chapter 403 (380, S), Laws 1931, is amended by adding at the end thereof the following: "If the parents are not living together, the commission shall divide this sum in such proportion as it shall de-

termine to be just, considering their ages and other facts bearing on dependency.”

SECTION 3a. Section 102.355, created by chapter (949, A), Laws 1931, is renumbered subsection (3) of section 102.03 (3).

SECTION 4. Paragraph (f) of subsection (4m) of section 102.09, as amended by chapter (949, A), Laws 1931, is repealed; and subsection (5) of section 102.49, as enacted by section 53, chapter 403 (380, S), Laws 1931, is amended by adding at the end thereof the following: “If such payment is not within twenty days after the commission makes request therefor, any sum payable shall bear interest at the rate of six per cent per annum.”

SECTION 5. Subsection (1) of section 102.17, as enacted by section 18 of chapter 403 (380, S), Laws 1931, is repealed and subsection (1) of section 102.17, as enacted by chapter 413 (303, A) is re-enacted.

SECTION 6. The last sentence of subsection (4) of section 102.18, as enacted by chapter (949, A) is amended to read:

(102.18) (4) (Last sentence) Unless the liability under * * * section 102.10 * * * and sections 102.60 and 102.61 is specifically mentioned, the order, findings or award shall be deemed not to affect such liability.

SECTION 7. Subsections (1) and (2) of section 102.29, as amended by section 31 of chapter 403 (380, S), Laws 1931, are repealed; and subsections (1) and (2) of section 102.29, as created by chapter 132, Laws 1931, are re-enacted.

SECTION 8. Section 102.35, of the statutes as amended by chapter (927, A), Laws 1931, is repealed; and a new subsection is added to section 102.18 to read:

(102.18) (5) If it shall appear to the commission on due hearing that a mistake has been made in an award of compensation for an injury, when in fact the employe was suffering an occupational disease, the commission may within three years, set aside such award, and make a new award under this section.

SECTION 9. Subsections (1) and (5) of section 102.42 of the statutes, as enacted by section 47 of chapter 403 (380, S), Laws 1931, are amended by inserting therein “or chiropractic” after “Christian Science” and are re-enacted as so amended. Chapter (497, A), Laws 1931, is repealed.

SECTION 10. The introductory paragraph of section 102.43 of the statutes, as enacted by section 48 of chapter 403 (380, S), Laws 1931, is amended to read:

(102.43) (Introductory paragraph) If the injury causes disability, an indemnity shall be *due and* payable as wages on the * * * *fourth* day after the employe leaves work as the result of the injury, and weekly thereafter, *during such disability, except that if the disability shall not continue longer than ten days from the date the employe leaves work as a result of the injury no indemnity whatever shall be recoverable for the first three days,* which weekly indemnity shall be as follows:

SECTION 11. Subsection (1) of section 102.43 of the statutes, as enacted by section 48 of chapter 403 (380, S), Laws 1931, is amended to read:

(102.43) (1) If the injury causes total disability * * * *seventy* per cent of the average weekly earnings during such total disability.

SECTION 12. Subsection (3) of section 102.51, of the statutes, as enacted by section 55 of chapter 403 (380, S), Laws 1931, is repealed and subsection (4r) of section 102.09, as amended by chapter 433 (664, A), Laws 1931, is renumbered subsection (3) of section 102.51 and re-enacted. Subsection (4q), created by chapter 433 (664, A), Laws 1931, is renumbered subsection (6) of section 102.51 and re-enacted.

SECTION 13. Sections 102.52 and 102.53, as enacted by sections 56 and 57 of chapter 403 (380, S), Laws 1931, are repealed; and paragraphs (a) and (b) of subsection (5) of section 102.09, as created by chapter 210, Laws 1931, are renumbered section 102.52 and re-enacted, and paragraph (a) of section 102.52 is amended by striking therefrom the words "sixty-five" and by inserting the word "seventy."

SECTION 14. This act shall take effect upon passage and publication.

Approved July 3, 1931.