

insurance fund, there is no authority to deduct from the amount provided by the Workmen's Compensation Law any amount paid such dependent out of a municipal policemen or firemen's pension fund.

(1c) In answering this question, we must first refer to Section 1465-68, General Code, wherein provision is made for the payment of funeral and medical bills, and which, in so far as it applies to the matter under consideration, reads as follows:

"Every employe mentioned in section 1465-61, who is injured, and the dependents of such as are killed in the course of employment, wheresoever such injury has occurred, provided the same was not purposely self-inflicted, on or after January 1st, 1914, shall be paid such compensation out of the state insurance fund for loss sustained on account of such injury or death as is provided in the case of other injured or killed employes, and shall be entitled to receive such medical, nurse and hospital services and medicines and such amount of funeral expenses as are payable in the case of other injured or killed employes.

And the answer to the question depends upon whether or not the policeman or fireman is to be considered an employee within the meaning of the Workmen's Compensation Law. If he is such an employee, and the city provides for no medical expenses, then he would be entitled to such expenses out of the state insurance fund, and, in case of his death, his dependents would be entitled to funeral expenses out of that fund.

In answer to your questions (2a) and (2b), I wish to advise that there is no authority to deduct anything from the amount provided for by the Workmen's Compensation Law to be paid to dependents; and if there are dependents of employees, compensation should be computed the same as in any other case of dependency.

Respectfully,
GILBERT BETTMAN,
Attorney General.

4713.

APPROVAL, BONDS OF COPLEY TOWNSHIP RURAL SCHOOL DISTRICT, SUMMIT COUNTY, OHIO—\$5,000.00.

COLUMBUS, OHIO, October 28, 1932.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.