

*under twenty-one years of age if there was, at the time of his death, a legal obligation on the part of said employee to support his wife, and if there was no such obligation, then to his children under twenty-one, if any, alone.*

49. Lump sum payments.

In every case providing for compensation to an employee or his dependent, excepting temporary disability, the Commission may, if in its opinion the facts and circumstances of the case warrant it, convert the compensation to be paid in a partial or total lump sum, without discount ¶; provided, however, that in all permanent total disability cases, the Commission shall direct such lump sum to be reimbursed to the employer or insurer by providing in its order that a portion, as fixed by the Commission, of each weekly payment payable to the employee under such award, shall be retained by the employer or insurer, each week, until the amount granted in a lump sum shall have been repaid¶.

57. Costs; attorney's fees.

If the Commission or the court before which any proceedings for compensation or concerning an award of compensation have been brought, under this article, determines that such proceedings have not been so brought upon reasonable ground, it shall assess the whole cost of the proceedings upon the party who has so brought them, including a reasonable attorney's fee. No person shall charge or collect any compensation for legal services in connection with any claims arising under this article, or for services or treatment rendered or supplies furnished pursuant to Section 37 of this article, unless the same be approved by the Commission. When so approved, such fee or claims shall become a lien upon the compensation awarded, but shall be paid therefrom only in the manner fixed by the Commission ¶, which may direct such fee or claims to be paid in a lump sum to be deducted from the terminal weeks of compensation payable under such award, and without discount; provided, however, that in all permanent total disability cases, the Commission shall direct such fee or claims to be reimbursed by the injured employee to the employer or insurer, by providing in its order that a portion, as fixed by the Commission, of each weekly payment payable to the employee under such award, shall be retained by the employer or insurer, each week, until the amount of the fee or claims shall have been repaid¶. Upon application of any party in interest, the Commission shall have full power to hear and determine any and all questions which may arise concerning legal services rendered in connection with any claim under this article and may order any attorney or other person receiving the same, to refund to the person paying the same, any portion of any charge for legal services which the Commission may, in its discretion, deem excessive. Orders of the Commission regulating payments and refunds for legal services may be enforced in the courts of this State, or may be appealed from in like manner as awards for compensation under this article.

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1958.*

Approved April 4, 1958.