

State of Iowa
1955

ACTS AND JOINT RESOLUTIONS

PASSED AT THE

REGULAR SESSION

OF THE

Fifty-sixth General Assembly

OF THE

STATE OF IOWA

Iowa Laws, Acts and Resolutions



CHARLES W. BARLOW
CODE EDITOR

WAYNE A. FAUPEL
DEPUTY CODE EDITOR

Published by the
STATE OF IOWA
Des Moines



CERTIFICATE

STATE OF IOWA
Office of Code Editor

I, Charles W. Barlow, Editor of the Code of Iowa, do hereby certify that the acts, laws and joint resolutions and the certificates by the Secretary of State of the publication or filing thereof contained in this volume have been prepared from the original enrolled acts on file in the office of the Secretary of State and are correct copies of said acts and are published under the authority of the statutes of this state and constitute the acts, laws and joint resolutions of the Fifty-sixth General Assembly of the State of Iowa.



June, 1955.

Section 622.59 of the 1954 Code of Iowa is as follows:

“Printed copies of the statute laws of this or any other of the United States, or of congress, or of any foreign government, purporting or proved to have been published under the authority thereof, or proved to be commonly admitted as evidence of the existing laws in the courts of such state or government, shall be admitted in the courts of this state as presumptive evidence of such laws.”

EDITOR'S NOTE

The Acts and Resolutions of the Fifty-sixth General Assembly have been printed in this book exactly as they appear on file in the office of the Secretary of State. No attempt has been made to correct misspelled words or errors in punctuation, if any.

The user may be assured that the laws as reproduced herein are exact copies of the enrolled bills.

Proper editorial changes in spelling and arrangement of subjects, without altering the meaning, will appear in the final embodiment of these Acts in the Code of Iowa.

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v

STATE OFFICERS

STATE ROSTER

List of elective state officers, judges of the supreme, district, superior and municipal courts, members of the General Assembly, and other state officers, commissions, boards and appointive officers of the State of Iowa, prepared and furnished by the Honorable Melvin D. Synhorst, Secretary of State, for insertion in the published volume of Session Laws for the Fifty-sixth General Assembly in accordance with the requirements of Code section 14.10 (3), 1954 Code of Iowa.

OFFICERS, COMMISSIONS AND BOARDS (Complete to time of publication)

ELECTIVE OFFICERS (Terms ending December 31, 1956)

Name and Office	County from which originally chosen
GOVERNOR	
Leo A. Hoegh.....	Lucas
Paul L. Parker, Executive Secretary.....	Polk
LIUTENANT GOVERNOR	
Leo Elthon.....	Worth
Norma M. Mathis, Secretary.....	Polk
SECRETARY OF STATE	
Melvin D. Synhorst.....	Sioux
James R. Locke, Deputy.....	Tama
AUDITOR OF STATE	
Chet B. Akers.....	Wapello
Edward Kallemyn, Deputy.....	Polk
TREASURER OF STATE	
M. L. Abrahamson.....	Boone
Charles Dayton, Deputy.....	Washington
SECRETARY OF AGRICULTURE	
Clyde Spry	Woodbury
Loyd Van Patten, Deputy.....	Warren
ATTORNEY GENERAL	
Dayton Countryman.....	Story
Clarence A. Kading, First Assistant.....	Marion
Oscar Strauss, Assistant.....	Polk
Kent Emery, Assistant.....	Polk
Edward R. Hayes, Assistant.....	Polk
John C. Eddy, Assistant.....	Polk
Norman A. Erbe, Assistant.....	Boone
George G. West, Assistant.....	Polk
Raphael R. R. Dvorak, Assistant.....	Tama
Leonard C. Abels, Assistant.....	Polk
COMMERCE COMMISSION	
Carl W. Reed, Chairman.....	Howard
John A. Tallman.....	Wright
John M. Ropes.....	Polk
George L. McCaughan, Secretary.....	Polk
I. E. Chenoweth, Commerce Counsel.....	Hardin

STATE OFFICERS—Continued

APPOINTIVE OFFICERS

Name and Office	City or Town from which originally chosen	Term Ending
ACCOUNTANCY BOARD		
Albert A. Augustine.....	Des Moines.....	June 30, 1956
Edgar S. Gage, Jr.....	Mason City.....	June 30, 1955
George H. Hansen.....	Davenport.....	June 30, 1957

ADJUTANT GENERAL

Major General Fred C. Tandy.....	Des Moines.....	June 30, 1955
Colonel Donald B. Johnson, Assistant.....	Des Moines.....	June 30, 1955

**ADVISORY INVESTMENT BOARD OF THE IOWA
PUBLIC EMPLOYEES' RETIREMENT SYSTEM**

William F. Poorman.....	Des Moines.....	June 30, 1959
George Foerstner.....	Amana.....	June 30, 1957
V. Spalding Miller.....	Waterloo.....	June 30, 1955

AERONAUTICS COMMISSION

Guy C. Richardson.....	Jefferson.....	June 30, 1957
Joe Newburgh.....	Dubuque.....	June 30, 1957
R. K. Belt.....	Red Oak.....	June 30, 1961
Harry Coffie.....	Estherville.....	June 30, 1961
P. E. Norris.....	Centerville.....	June 30, 1959
Norbert S. Locke, Director.....	Des Moines.....	

APPEAL BOARD

(Education, Control and Fair Board Contracts)

Glenn D. Sarsfield, Comptroller, Chairman
No other appointments of record.

APPEAL BOARD

(Public Contracts and Bonds)

C. B. Akers.....	State Auditor
M. L. Abrahamson.....	State Treasurer
Glenn D. Sarsfield.....	State Comptroller

ARCHITECTURAL EXAMINERS

John Brooks.....	Des Moines.....	June 30, 1957
Charles Altfillisch.....	Decorah.....	June 30, 1957
Karl M. Waggoner.....	Mason City.....	June 30, 1957
Arthur Ebeling.....	Davenport.....	June 30, 1956
William L. Perkins.....	Chariton.....	June 30, 1956

ARMORY BOARD

Fred C. Tandy, Adjutant General.....	Des Moines.....	To serve at
Colonel O. P. Bennett.....	Mapleton.....	the pleasure
Colonel Carlton K. Smith.....	Cedar Rapids.....	of the
Vacancy.....		Governor
Vacancy.....		

BANKING BOARD

N. P. Black, Superintendent of Banking, Chairman.....	Perry.....	June 30, 1957
Fred Gruenwald.....	Davenport.....	June 30, 1957
H. Lee Houston.....	Columbus Junction.....	June 30, 1957
Harry S. Lekwa.....	Ackley.....	June 30, 1957
Wm. R. Remien.....	Atlantic.....	June 30, 1957

BANKING SUPERINTENDENT

N. P. Black.....	Perry.....	June 30, 1957
H. R. Jackson, Deputy.....	Des Moines.....	

STATE OFFICERS—Continued

Name and Office	City or Town from which originally chosen	Term Ending
BASIC SCIENCE (Board of Examiners)		
David G. Mobberley.....	Indianola	June 30, 1959
George M. Robertson.....	Grinnell	June 30, 1959
Benjamin H. Peterson.....	Cedar Rapids	June 30, 1957
Chester H. Werkman.....	Ames	June 30, 1961
Dr. Leland P. Johnson.....	Des Moines	June 30, 1961
Elmer W. Hertel.....	Waverly	June 30, 1957
BOARD OF CONTROL		
George Callenius.....	Granville	July 1, 1961
Robert C. Lappen.....	Des Moines	July 1, 1959
Henry W. Burma.....	Allison	July 1, 1957
(Mrs.) Esther Wright, Secretary.....	Des Moines	
BOARD OF ENGINEERING EXAMINERS		
W. Grant Cunningham.....	Secretary	
Clifford P. Lewellen.....	Cedar Rapids	June 30, 1955
A. H. Cunningham.....	Storm Lake	June 30, 1955
Elmer H. Borg.....	Des Moines	June 30, 1957
*Joseph M. Dean.....	Des Moines	June 30, 1957
L. O. Stewart.....	Ames	June 30, 1955
BOARD OF HEALTH		
Ex-Officio Members:		
Leo A. Hoegh.....	Governor	
Melvin D. Synhorst.....	Secretary of State	
Chet B. Akers.....	Auditor of State	
M. L. Abrahamson.....	Treasurer of State	
Clyde Spry.....	Secretary of Agriculture	
Members:		
Donald C. Conzett, M.D.....	Dubuque	January, 1957
Franklin H. Top, M.D.....	Iowa City	January, 1957
Albert I. Yocum, M.D.....	Chariton	January, 1957
Charlotte Fisk, M.D.....	Des Moines	January, 1957
Samuel P. Leinbach, M.D.....	Belmond	January, 1957
Commissioner of Health:		
Edmund G. Zimmerer, M.D.....	Des Moines	June 30, 1957
Practice Act Examining Boards:		
<i>Barber Examiners</i>		
William Convey.....	Cedar Rapids.....	June 30, 1955
Lew W. Skinner.....	Council Bluffs	June 30, 1956
Clyde Kenyon.....	Des Moines	June 30, 1957
<i>Chiropody Examiners</i>		
M. D. Marr.....	Cedar Rapids	June 30, 1955
Dr. D. T. Mowbray.....	Waterloo	June 30, 1957
Dr. Ralph C. Kirkwood.....	Des Moines	June 30, 1956
<i>Chiropractic Examiners</i>		
Dr. James E. Slocum.....	Des Moines	June 30, 1958
Dr. H. T. Opsahl.....	Decorah	June 30, 1957
Dr. C. J. Christensen.....	De Witt	June 30, 1956
<i>Cosmetology Examiners</i>		
Louise Whaley.....	Webster City	June 30, 1955
Bernice Wickard.....	Des Moines	June 30, 1957
Inga Jepson.....	Clinton	June 30, 1956

*Appointed to vacancy.

STATE OFFICERS—Continued

Name and Office	City or Town from which originally chosen	Term Ending
<i>Dental Examiners</i>		
Dr. Lloyd A. Chatterton.....	Clinton	June 30, 1957
Dr. G. H. Hospers.....	Waterloo	June 30, 1957
Dr. C. V. Lehman.....	Cedar Rapids	June 30, 1956
Dr. D. J. Fitzgerald.....	Mason City	June 30, 1955
Dr. Philip A. Hahn.....	Burlington	June 30, 1958
<i>Embalmer Examiners</i>		
August Brandt, Jr.....	Dallas Center	June 30, 1956
William J. Witt.....	Elkader	June 30, 1955
George W. DeJong.....	Keokuk	June 30, 1957
<i>Medical Examiners</i>		
Dr. George H. Scanlon.....	Iowa City	June 30, 1955
Dr. H. E. Farnsworth.....	Storm Lake	June 30, 1958
Dr. J. W. Billingsley.....	Newton	June 30, 1959
Dr. R. F. Birge.....	Des Moines	June 30, 1957
Dr. Frank R. Peterson.....	Cedar Rapids	June 30, 1956
<i>Nurse Examiners</i>		
Sister Mary Immaculata (Lamey).....	Dubuque	June 30, 1956
Wave Arnold, R.N.....	Sioux City	June 30, 1957
Adelaide Beers	Burlington	June 30, 1955
Etta H. Rasmussen.....	Cedar Rapids	June 30, 1958
Sister Mary Coralita (Ellerbrock).....	Dubuque	June 30, 1959
<i>Optometry Examiners</i>		
Dr. James C. Manville.....	Cedar Rapids	June 30, 1957
Dr. Ralph J. Hayes.....	Harlan	June 30, 1955
John Martin, O.D.....	Carroll	June 30, 1956
<i>Osteopathic Examiners</i>		
Dr. Harold D. Meyer.....	Algona	June 30, 1955
R. B. Anderson, D.O.....	Manning	June 30, 1956
Dr. W. S. Edmund.....	Red Oak	June 30, 1957
<i>Hospital Advisory Council</i>		
Sister Mary Edmunda.....	Dubuque	June 30, 1956
Dr. D. H. Grau.....	Muscatine	June 30, 1956
Gerhard Hartman.....	Iowa City	June 30, 1955
Dr. C. R. Harken.....	Osceola	June 30, 1955
Roy Hawkins.....	Leon	June 30, 1955
Tom Purcell	Hampton	June 30, 1958
Miss Marjorie Perrine, R.N.....	Ida Grove	June 30, 1958
Mrs. Ralph D. Jacobson.....	Boone	June 30, 1958
Mrs. A. D. Wiese.....	Manning	June 30, 1957
Louis B. Blair.....	Cedar Rapids	June 30, 1957
Miss Esther Squires, R.N.....	Washington	June 30, 1957
Dr. Elbert E. Munger.....	Spencer	June 30, 1956
Dr. Edmund G. Zimmerer, Commissioner of Health, Chairman, Ex-officio.		
CAR DISPATCHER		
Walter J. Ruther.....	Clarence	At the pleasure of the Governor
CLERK OF SUPREME COURT		
Helen Lyman.....	Des Moines	Dec. 31, 1958
CODE EDITOR		
Charles W. Barlow.....	Mason City	Dec. 31, 1958
Wayne A. Faupel, Deputy.....	Clear Lake	Dec. 31, 1958

STATE OFFICERS—Continued

Name and Office	City or Town from which originally chosen	Term Ending
COMMISSION FOR THE BLIND		
Donald W. Overbeay.....	Vinton	Ex-officio
Mrs. King Palmer.....	Des Moines	June 30, 1955
Ralph M. Kauffman.....	Maquoketa	June 30, 1956

COMPTROLLER

Glenn D. Sarsfield.....	Des Moines	At the pleasure of the Governor
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CONSERVATION COMMISSION

Joe Stanton	Des Moines	June 30, 1957
George Jeck.....	Spirit Lake	June 30, 1961
Floyd S. Pearson.....	Decorah	June 30, 1957
E. G. Trost.....	Fort Dodge	June 30, 1957
Mrs. Helen Crabb.....	Jamaica	June 30, 1961
George M. Foster.....	Ottumwa	June 30, 1959
J. D. Reynolds	Creston	June 30, 1959

CUSTODIAN

Fred Willis	Des Moines	At the pleasure of the Governor
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EMPLOYMENT AGENCY COMMISSION

Melvin D. Synhorst.....	Secretary of State
Earl R. Jones.....	Industrial Commissioner
Frank B. Means.....	Labor Commissioner

EMPLOYMENT SECURITY COMMISSION

J. C. Blodgett.....	Cedar Rapids	June 30, 1957
Claude M. Stanley.....	Corning	June 30, 1959
Frank Engel.....	Davenport	June 30, 1961
M. L. Abrahamson, Treasurer of State, Ex-officio....		

EXECUTIVE COUNCIL

Leo A. Hoegh, Governor.....	Chariton	Dec. 31, 1956
Melvin D. Synhorst, Secretary of State.....	Orange City	Dec. 31, 1956
Chet B. Akers, Auditor of State.....	Ottumwa	Dec. 31, 1956
M. L. Abrahamson, Treasurer of State.....	Boone	Dec. 31, 1956
Clyde Spry, Secretary of Agriculture.....	Bronson	Dec. 31, 1956
W. Grant Cunningham, Secretary.....	Des Moines	

FAIR BOARD**Members:**

H. L. Pike, President.....	Whiting
W. J. Campbell, Vice President.....	Jesup
L. B. Cunningham, Secretary.....	Des Moines
N. W. McBeath, Treasurer.....	Des Moines

Ex-officio Members:

Leo A. Hoegh, Governor.....
Clyde Spry, Secretary of Agriculture.....
J. H. Hilton, President, Iowa State College.....

GEOLOGICAL BOARD

Leo A. Hoegh, Governor.....
C. B. Akers, Auditor of State.....
Virgil M. Hancher, President, University of Iowa....
J. H. Hilton, President, Iowa State College.....
P. S. Helmick, President, Iowa Academy of Science, Drake University

STATE OFFICERS—Continued

Name and Office	City or Town from which originally chosen	Term Ending
GEOLOGIST		
H. Garland Hershey.....	Iowa City	To serve at the pleasure of the Geological Board

**GOVERNOR'S COMMITTEE—REFUGEE ACT OF 1953
FOR THE STATE OF IOWA**

Mrs. Mary Huncke.....	State Board of Social Welfare
Melio Tonini.....	Des Moines
Dr. J. O. Nelson.....	Des Moines
James McDonald.....	600 Teachout Bldg., Des Moines
Ray Mills.....	Des Moines
Mrs. Robert C. Lappen.....	695 Polk Blvd., Des Moines
Kirk Fox.....	715 50th Street, Des Moines
Rev. Francis T. Zuck.....	Cumming
Rev. Paul Boe.....	Des Moines
Mrs. C. C. Inman.....	Bancroft

HIGHWAY COMMISSION

Russell F. Lundy.....	Des Moines.....	July 1, 1959
Emory W. Loomis.....	Waterloo	July 1, 1957
Mel M. Graham.....	Audubon	July 1, 1957
Chris Larsen	Sioux City	July 1, 1959
Robert Beck	Centerville	July 1, 1959
Chief Engineer	Ames	

HISTORY AND ARCHIVES DEPARTMENT

Claude Cook, Curator.....	Montgomery County
Emory English, Assistant Editor—Annals.....	Polk County

HISTORICAL SOCIETY

Mrs. Margaret Hinderman.....	Wapello	June 30, 1956
Henry K. Peterson.....	Council Bluffs	June 30, 1956
Mrs. Martha Brunk.....	Des Moines	June 30, 1956
Mrs. Helen Vanderburg.....	Shell Rock	June 30, 1956
Mrs. John Hammill.....	Britt	June 30, 1956
William R. Ferguson.....	Glidden	June 30, 1956
Mrs. Ann Lomas.....	Red Oak	June 30, 1956
Mrs. Esther Narey.....	Spirit Lake	June 30, 1956
Ralph E. Shannon.....	Washington	June 30, 1956

INDUSTRIAL COMMISSIONER

Earl R. Jones.....	Oskaloosa	June 30, 1961
Charles H. Greenley, Deputy.....	Des Moines	
Robert L. Ulstad, Deputy.....	Fort Dodge	
Warren L. Huebner, Deputy.....	Des Moines	

INSURANCE COMMISSIONER

Charles R. Fischer.....	Onawa	June 30, 1959
Samuel C. Orebaugh, First Deputy.....	Des Moines	
Donald Harlow, Second Deputy.....	Des Moines	

IOWA DEVELOPMENT COMMISSION

Clyde Hendrix, Chairman.....	Clinton	June 30, 1956
Robert C. Wyth.....	Cedar Falls	June 30, 1957
L. P. Boudreaux.....	Cedar Rapids	June 30, 1958
Otto Knudsen	Eagle Grove	June 30, 1956
G. E. Whitehead.....	Perry, Convening of next G.A.	
George Paul.....	Brooklyn, Convening of next G.A.	
C. S. Van Eaton.....	Sioux City, Convening of next G.A.	
Blythe C. Conn.....	Burlington, Convening of next G.A.	
A. Linton Lundy.....	Davenport	June 30, 1955
Marion L. Shugart.....	Council Bluffs	June 30, 1955
E. Howard Hill.....	Minburn	June 30, 1958
T. E. Davidson, Director.....	Des Moines	

STATE OFFICERS—Continued

Name and Office	City or Town from which originally chosen	Term Ending
LABOR COMMISSIONER		
Frank B. Means.....	Manilla	June 30, 1957

LAW EXAMINERS

Dayton Countryman, Attorney General, Chairman		
Byron Sifford	Sioux City	June 30, 1956
A. B. Howland.....	Des Moines	June 30, 1956
Ingalls Swisher	Iowa City	June 30, 1955
E. Marshall Thomas.....	Dubuque	June 30, 1955
Homer S. Stephens.....	Clarinda	June 30, 1956

LIBRARY COMMISSION

Leo A. Hoegh, Governor.....		
T. G. Garfield, Supreme Court Justice.....		
J. C. Wright, Supt. of Public Instruction.....		
Librarian, Law:		
Geraldine Dunham, Acting.....	Des Moines	June 30, 1959
Librarian, Medical:		
Dr. Jeanette Dean Throckmorton.....	Des Moines	
Librarian, Traveling:		
Blanche A. Smith.....	Indianola	

LIQUOR COMMISSION

Gerald W. Smith.....	Creston	July 1, 1961
William P. Housel.....	Humboldt	July 1, 1959
Harold E. Wolfe.....	Mason City	July 1, 1957
H. E. Atwell, Secretary.....		
Chariton		

MERIT SYSTEM COUNCIL

N. T. Chadderdon.....	Marshalltown	Dec. 31, 1955
Gerard Schultz	Indianola	Dec. 31, 1957
L. Curtise Wood.....	Cedar Rapids	Dec. 31, 1956

MINE INSPECTORS

Clarence Chapman.....	Albia	June 30, 1955
William Jervis	Des Moines	June 30, 1955

NATURAL RESOURCES COUNCIL

Chris Jensen	Audubon	July 1, 1957
Ewald G. Trost	Fort Dodge	July 1, 1957
*George B. Hartman.....	Ames	July 1, 1959
Harold McKinley.....	St. Ansgar	July 1, 1959
Dr. H. Garland Hershey.....	Iowa City	July 1, 1961
LeRoy Getting	Sanborn	July 1, 1961
Dean F. M. Dawson.....	Iowa City	July 1, 1961
G. L. Ziemer, Director.....		
Des Moines		
Mrs. Martha Rud, Secretary-Treasurer.....		
Des Moines		

PAROLE BOARD

Mrs. Virginia Bedell.....	Spirit Lake	July 1, 1961
Otto H. Henningsen.....	Clinton	July 1, 1957
R. W. Bobzin, Secretary.....		

PERMIT BOARD

Martin Lauterbach, Chairman.....	State Tax Commission
C. B. Akers.....	Auditor of State
Melvin D. Synhorst.....	Secretary of State
H. E. Evers, Secretary.....	

*Appointed to vacancy.

STATE OFFICERS—Continued

Name and Office	City or Town from which originally chosen	Term Ending
PHARMACY EXAMINERS		
Charles F. Griffin.....	Mapleton	June 30, 1955
Oscar E. Johnson.....	Kanawha	June 30, 1956
Oscar G. Fladt.....	Burlington	June 30, 1957
J. F. Rabe, Secretary.....		

PRINTING BOARD

C. B. Akers, State Auditor, Ex-officio.....		
Dayton Countryman, Attorney General, Ex-officio....		
Melvin D. Synhorst, Secretary of State, Ex-officio....		
Richard R. Eby.....	Moulton	June 30, 1956
Fred G. Edwards.....	Davenport	June 30, 1956
S. W. Needham, Superintendent.....		
R. Everett McFarland, Asst. Supt.....		
Clarinda		

BOARD OF PUBLIC INSTRUCTION

Robert D. Wells (1st District).....	Davenport	
G. W. Hunt (2nd District).....	Guttenberg	
Harry Reed (3rd District).....	Waterloo	
Sterling Martin (4th District).....	Melrose	
Roy A. Sweet (5th District).....	Story City	
John Hanna (6th District).....	Hamilton County	
Mrs. Paul Scott (7th District).....	Farragut	
Lester C. Ary (8th District).....	Cherokee	
Mrs. Martin Van Oosterhout.....	Orange City	January, 1960
(At large—Appointed by Governor)		

SUPERINTENDENT OF PUBLIC INSTRUCTION

J. C. Wright.....	Polk County
Paul F. Johnston, Asst. Supt. for	
Administration	Polk County
Arthur Carpenter, Asst. Supt. for Instruction...Hamilton County	

PUBLIC SAFETY COMMISSIONER

Clinton Moyer	Marion	June 30, 1959
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REAL ESTATE COMMISSION

Melvin D. Synhorst, Secretary of State, Chairman..		
Hal H. Lang.....	Sioux City	June 30, 1961
Alfred Dement.....	Anita	June 30, 1961
Reuben R. Hargrove.....	Bloomfield	June 30, 1957
*Alton H. Saunders.....	Charles City	June 30, 1957
E. A. Hart, Director.....		
Des Moines		

BOARD OF REGENTS

Carl L. Fredricksen.....	Sioux City	July 1, 1957
†Dwight G. Rider.....	Fort Dodge	July 1, 1961
Harry H. Hagemann.....	Waverly	July 1, 1957
Mrs. Estelle E. Archie.....	Shenandoah	July 1, 1957
Richard H. Plock.....	Burlington	July 1, 1961
†V. B. Hamilton.....	Hampton	July 1, 1961
Roy E. Stevens.....	Ottumwa	July 1, 1959
Mrs. Laura Jean Brooks.....	Mt. Vernon	July 1, 1959
Clifford M. Strawman.....	Anamosa	July 1, 1959
David Dancer, Secretary.....		

Finance Committee

Carl Gernetzky, Chairman.....	Des Moines	June 30, 1957
David A. Dancer, Secretary.....	Des Moines	June 30, 1957
A. W. Walsh, Member.....	Des Moines	June 30, 1957

*Appointed to vacancy.

†Interim appointments.

STATE OFFICERS—Continued

Name and Office	City or Town from which originally chosen	Term Ending
REPORTER OF THE SUPREME COURT		
Charles W. Barlow, Reporter.....	Mason City	Dec. 31, 1958
Alice L. Foarde, Deputy.....	Des Moines	Dec. 31, 1958
SOCIAL WELFARE BOARD		
Luke L. Caffrey.....	Cresco	June 30, 1961
Mrs. Mary Huncke.....	Des Moines	June 30, 1959
Rolla R. Glenn.....	Osceola	June 30, 1957
R. H. Whitlatch, Secretary.....		
SOIL CONSERVATION COMMITTEE		
Kenneth M. Wagner.....	West Liberty	June 30, 1961
*George Eason.....	Le Mars	June 30, 1959
Chris H. Jensen.....	Audubon	June 30, 1957
James W. Foster.....	Albia	June 30, 1961
Fred Cherry	Rowley	June 30, 1961
Clyde Spry, Secretary of Agriculture.....		
Dean Floyd Andre, Iowa State College.....		
Othie R. McMurry, Executive Secretary.....		
TAX COMMISSION		
Leon N. Miller.....	Knoxville	July 1, 1961
Martin Lauterbach	Alden	July 1, 1959
Ray E. Johnson.....	Muscatine	July 1, 1957
UNIFORM STATE LAWS		
Mason Ladd	Iowa City	June 30, 1956
J. C. Pryor.....	Burlington	June 30, 1956
F. M. Miller.....	Des Moines	June 30, 1956
VOCATIONAL EDUCATION AND REHABILITATION		
J. C. Wright, Supt. Public Instruction.....		
Dwight Rider	Fort Dodge	
M. L. Gilbert.....	Des Moines	
VOTING MACHINE COMMISSIONERS, STATE BOARD OF		
Irving G. Wyatt.....	Clinton	
Dan J. Rhodes.....	Fort Dodge	
Elizabeth L. Kitterman.....	Ottumwa	
WATCHMAKING EXAMINERS		
E. L. Scott.....	Fort Dodge	June 30, 1957
W. O. Herteen.....	Iowa City	June 30, 1956
Howard E. Kelly.....	Denison	June 30, 1957
Arnold King	Ottumwa	June 30, 1955
Charles R. Chaffee	Council Bluffs	June 30, 1956
Ray A. Wiley, Executive Secretary.....	Des Moines	
WORLD WAR I BONUS BOARD		
Major General Fred C. Tandy, Adjutant General....		
M. L. Abrahamson, Treasurer of State.....		
C. B. Akers, Auditor of State.....		
R. J. Laird.....		

*Appointed to vacancy.

LEGISLATIVE INTERIM COMMITTEES

LEGISLATIVE INTERIM COMMITTEES

CENTENNIAL OBSERVANCE OF CONSTITUTION OF IOWA (SCR 17)

House	Senate
A. L. Mensing, Lowden	Earl Elijah, Clarence
Edward J. Steers, Creston	Henry E. Heideman, Rockwell City
Scott Swisher, Iowa City	J. G. Lucas, Madrid
Fred Voigtmann, Marengo	D. C. Nolan, Iowa City
Paul M. Walter, Union	Arnold Utzig, Dubuque

BUDGET AND FINANCIAL CONTROL

*Andrew G. Frommelt, Dubuque	Samuel H. Burton, Ottumwa
W. C. Hendrix, Letts	Frank C. Byers, Marion
Casey Loss, Algona	*J. Kendall Lynes, Plainfield
Russell A. Patrick, Hawarden	*George E. O'Malley, Des Moines
*Henry H. Stevens, Jefferson	Henry W. Washburn, Hastings

TAXATION STUDY (SJR 7)

Jay C. Colburn, Harlan	Frank B. Elwood, Cresco
Blythe C. Conn, Burlington	Henry E. Heideman, Rockwell City
Jim O. Henry, Carson	Herman M. Knudson, Clear Lake
W. J. Johannes, Ashton	Wilbur C. Molison, Grinnell
Edward Oppedahl, Renwick	X. T. Prentis, Mount Ayr
	Lewis Boudreaux, Cedar Rapids
	Professor Robert H. Johnson, State University, Iowa City

INTERSTATE COOPERATION (SCR 11)

L. A. Falvey, Albia	Ted D. Clark, Mystic
Verne Lisle, Clarinda	Duane E. Dewel, Algona
Earl A. Miller, Cedar Falls	J. T. Dykhouse, Rock Rapids
Gladys S. Nelson, Newton	Edward J. McManus, Keokuk
Emil L. Novak, Fairfax	Charles W. Nelson, Packwood
Carl H. Ringgenberg, Ames	George L. Scott, West Union
W. H. Tate, Mason City	W. Eldon Walter, Beaman
Frank R. Thompson, Guthrie Center	DeVere Watson, Council Bluffs
Jacob Van Zwol, Paullina	G. E. Whitehead, Perry

STUDY OF REORGANIZATION OF STATE GOVERNMENT (HJR 9)

Mahlon N. Brown, What Cheer	Laurence M. Boothby, Cleghorn
Dewey E. Goode, Bloomfield	Arch W. McFarlane, Waterloo
Clark H. McNeal, Belmond	Harry E. Watson, Sanborn

STUDY OF WATER RIGHTS AND DRAINAGE (HJR 4)

Conway E. Morris, Dallas Center	Carl T. Anderson, Wellman
Wendell Pendleton, Storm Lake	A. J. Johnson, Elkader

LEGISLATIVE RESEARCH BUREAU

Jay C. Colburn, Harlan	George E. O'Malley, Des Moines
Bert K. Fairchild, Ida Grove	Lawrence Putney, Gladbrook
Scott Swisher, Iowa City	W. C. Stuart, Chariton

SENATE PROCEDURE STUDY

Guy G. Butler, Rolfe
 Thomas J. Dailey, Burlington
 Jacob Grimstead, Lake Mills
 Jack Schroeder, Davenport
 Alan Vest, Sac City

*Indicates holdover.

JUDICIAL DEPARTMENT

JUDICIAL DEPARTMENT

JUDGES OF THE SUPREME COURT

Wm. L. Bliss.....	Mason City	Dec. 31, 1956
Norman R. Hays.....	Knoxville	Dec. 31, 1956
G. K. Thompson.....	Cedar Rapids	Dec. 31, 1956
C. F. Wennerstrum.....	Chariton	Dec. 31, 1958
T. G. Garfield.....	Ames	Dec. 31, 1958
Ralph A. Oliver.....	Sioux City	Dec. 31, 1958
Robert L. Larson.....	Iowa City	Dec. 31, 1960
John E. Mulroney.....	Fort Dodge	Dec. 31, 1960
W. A. Smith.....	Dubuque	Dec. 31, 1960

JUDGES OF THE DISTRICT COURT

First Judicial District

G. L. Norman.....	Keokuk	Dec. 31, 1958
J. R. Leary.....	Fort Madison	Dec. 31, 1958

Second Judicial District

Elmer K. Daugherty.....	Ottumwa	Dec. 31, 1958
Harold V. Lewis.....	Chariton	Dec. 31, 1958
Edward L. Simmons.....	Centerville	Dec. 31, 1958
Heinrich C. Taylor.....	Bloomfield	Dec. 31, 1958

Third Judicial District

Harvey J. Kittleman.....	Corning	Dec. 31, 1958
Charles J. Lewis.....	Mount Ayr	Dec. 31, 1958
Tedford W. Miles.....	Corydon	Dec. 31, 1958

Fourth Judicial District

Ralph W. Crary.....	Sioux City	Dec. 31, 1958
L. B. Forsling.....	Anthon	Dec. 31, 1958
Geo. W. Prichard.....	Onawa	Dec. 31, 1958
Ralph C. Prichard.....	Sioux City	Dec. 31, 1958

Fifth Judicial District

S. E. Prall.....	Indianola	Dec. 31, 1958
Geo. H. Sackett.....	Perry	Dec. 31, 1958
Phil R. Wilkinson.....	Winterset	Dec. 31, 1958

Sixth Judicial District

Frank Bechly.....	Montezuma	Dec. 31, 1958
J. G. Patterson.....	Oskaloosa	Dec. 31, 1958
R. G. Yoder.....	Sigourney	Dec. 31, 1958

Seventh Judicial District

Arthur F. Janssen.....	Maquoketa	Dec. 31, 1958
Glenn D. Kelly.....	Davenport	Dec. 31, 1958
*Charles G. Rehling.....	Davenport	Nov. , 1956
Merritt L. Sutton.....	Clinton	Dec. 31, 1958
Matthew Westrate.....	Muscatine	Dec. 31, 1958

Eighth Judicial District

Harold D. Evans.....	Iowa City	Dec. 31, 1958
James P. Gaffney.....	Marengo	Dec. 31, 1956

Ninth Judicial District

Ray C. Fountain.....	Des Moines	Dec. 31, 1958
Russell Jordan.....	Des Moines	Dec. 31, 1958
Joseph E. Meyer.....	Des Moines	Dec. 31, 1958
Edwin C. Moore.....	Des Moines	Dec. 31, 1958
Tom K. Murrow.....	Des Moines	Dec. 31, 1958
Dring D. Needham.....	Des Moines	Dec. 31, 1958

*Appointed to fill vacancy.

JUDICIAL DEPARTMENT—Continued

Tenth Judicial District

Shannon B. Charlton.....	Manchester	Dec. 31, 1958
George C. Heath.....	Waterloo	Dec. 31, 1958
Blair C. Wood.....	Waterloo	Dec. 31, 1958

Eleventh Judicial District

G. R. Hill.....	Clarion	Dec. 31, 1958
H. C. Nichol.....	Ames	Dec. 31, 1958
John M. Schaupp.....	Fort Dodge	Dec. 31, 1958
Harvey H. Uhlenhopp.....	Hampton	Dec. 31, 1958

Twelfth Judicial District

T. A. Beardmore.....	Charles City	Dec. 31, 1958
Tom Boynton.....	Forest City	Dec. 31, 1956
William P. Butler.....	Mason City	Dec. 31, 1958
*Carrol H. Wild.....	Allison	Nov. , 1956

Thirteenth Judicial District

W. H. Antes.....	West Union	Dec. 31, 1958
T. H. Goheen.....	Calmar	Dec. 31, 1956
George B. Richter.....	Waukon	Dec. 31, 1958

Fourteenth Judicial District

Fred M. Hudson.....	Pocahontas	Dec. 31, 1958
Harry E. Narey.....	Spirit Lake	Dec. 31, 1956
G. W. Stillman.....	Algona	Dec. 31, 1958

Fifteenth Judicial District

Bennett Cullison	Harlan	Dec. 31, 1958
Harold E. Davidson.....	Clarinda	Dec. 31, 1958
Vernon Johnson	Sidney	Dec. 31, 1956
R. Kent Martin.....	Atlantic	Dec. 31, 1958
Chas. Roe	Council Bluffs	Dec. 31, 1958

Sixteenth Judicial District

F. H. Cooney.....	Carroll	Dec. 31, 1958
William C. Hanson.....	Jefferson	Dec. 31, 1958
Bruce M. Snell.....	Ida Grove	Dec. 31, 1958

Seventeenth Judicial District

M. C. Farber.....	Marshalltown	Dec. 31, 1958
John W. Tobin.....	Vinton	Dec. 31, 1958

Eighteenth Judicial District

J. E. Heiserman.....	Anamosa	Dec. 31, 1958
Buell J. Maxwell.....	Tipton	Dec. 31, 1958
Charles Penningroth	Cedar Rapids	Dec. 31, 1958
Floyd Philbrick	Cedar Rapids	Dec. 31, 1958

Nineteenth Judicial District

Milton J. Glenn.....	Dubuque	Dec. 31, 1958
Eugene J. Kean.....	Dubuque	Dec. 31, 1958

Twentieth Judicial District

Paul H. McCoid.....	Mount Pleasant	Dec. 31, 1958
E. O. Newell.....	Burlington	Dec. 31, 1956

Twenty-first Judicial District

*T. E. Klay.....	Orange City	Nov. , 1956
Leo O. Lampman.....	Primghar	Dec. 31, 1958
R. G. Rodman.....	Cherokee	Dec. 31, 1958

*Appointed to fill vacancy.

JUDICIAL DEPARTMENT—Continued

JUDGES OF THE MUNICIPAL AND SUPERIOR COURTS

Municipal Courts

Judges	Address	Clerks	Reporters
Albert Steinberg	Ames	Edna Samuelson	Irene Sogard
H. C. Walsh	Burlington	Marceline K. Ita	
Charles L. Benesh	Cedar Rapids		
James E. Patterson	Cedar Rapids		
W. A. McCullough	Clinton	Albert J. Meyer	
Allan Ardell	Council Bluffs	Lucille M. Madden	
Andrew J. Nielsen	Council Bluffs		
Howard W. Brooks	Des Moines	Walter R. Priebe	Ethelda R. Level
Charles S. Cooter	Des Moines		Mrs. Kathryne Miller
Don L. Tidrick	Des Moines		
Harry B. Grund	Des Moines		
R. M. O'Bryon	Marshalltown	Etta Northup	
Berry J. Sisk	Sioux City	Harry E. Harbeck	Richard F. Tedrow
George M. Paradise	Sioux City		
Geo. J. Sager	Waterloo	E. W. Koepke	Eve M. Leonard
Ben G. Howery	Waterloo		

Superior Courts

Judges	Address	Clerks	Reporters
Frank W. Oertel	Keokuk		

CONGRESSIONAL DIRECTORY

United States Senators

Bourke B. Hickenlooper	Cedar Rapids	Dec. 31, 1956
Thomas E. Martin	Iowa City	Dec. 31, 1960

Representatives in Congress

1. Fred Schwengel	Davenport	Dec. 31, 1956
2. Henry O. Talle	Decorah	Dec. 31, 1956
3. H. R. Gross	Waterloo	Dec. 31, 1956
4. Karl M. LeCompte	Corydon	Dec. 31, 1956
5. Paul Cunningham	Des Moines	Dec. 31, 1956
6. James I. Dolliver	Fort Dodge	Dec. 31, 1956
7. Ben F. Jensen	Exira	Dec. 31, 1956
8. Charles B. Hoeven	Alton	Dec. 31, 1956

GENERAL ASSEMBLY
SENATORS IN GENERAL ASSEMBLY

NAME	Address	Age	Occupation	Dist	Counties Composing District	Former Legislative Service
*Anderson, Carl T.	Wellman	65	Farmer	10	Henry, Washington	53 54 55
Bellman, G. D. (Don)	Indianola	60	Farmer	11	Clarke, Warren	55
Boothby, Laurence M.	Cleghorn	59	Farmer	46	Cherokee, Ida, Plymouth	52 52X 53 54 55
*Burton, Samuel H.	Ottumwa	40	Wholesaler	13	Wapello	
*Butler, Guy G.	Rolfe	67	Farmer and banker	50	Buena Vista, Humboldt, Poca- hontas	52 52X 54 55
Byers, Frank C.	Marion	71	Lawyer	26	Linn	43 44 45 45X 46 46X 47 48 49 50 50X 51 52 52X 53 54 55
Clark, Ted D.	Mystic	34	Merchant	3	Appanoose, Davis	53 54 55
*Daily, Thomas J.	Burlington	40	Lawyer	9	Des Moines	54 55
Dewel, Duane E.	Algona	53	Publisher	49	Emmet, Kossuth, Palo Alto	51 52 52X 55
Dykhouse, J. T.	Rock Rapids	64	Real estate and insurance	24	Lyon, Osceola, Sioux	47 48 49 50 50X 51 52 52X 53 54 55
Elijah, Earl	Clarence	67	Farmer-banker	23	Cedar, Jackson, Jones	55
*Elwood, Frank D.	Cresco	38	Lawyer	42	Howard, Winneshiek	
Grimstead, Jacob	Lake Mills	49	Grocer	41	Mitchell, Winnebago, Worth	55
Heideman, Henry E.	Rockwell City	64	Farmer	27	Calhoun, Webster	55
*Hoxie, Frank	Shenandoah	57	Farmer	7	Fremont, Page	
Johnson, A. J.	Elkader	55	Banking and insurance	36	Clayton	55
Knudson, Herman M.	Clear Lake	67	Retired	43	Cerro Gordo, Hancock, Franklin	46 46X 48 49 50 50X 51 52 52X 53 54 55
Larson, Thomas C.	Blockton	45	Farmer	6	Adams, Taylor	55
Lucas, J. G.	Madrid	71	Publisher	31	Boone, Story	51 52 52X 55
Lynes, J. Kendall	Plainfield	51	Farmer	39	Bremer, Butler	49 50 50X 51 52 52X 53 54 55
*McFarlane, Arch W.	Waterloo	69	Wholesale coal	38	Black Hawk	36 37 38 38X 39 42 42X 43 44 45 45X 46 46X 48 49 50 50X 51 52 52X 54 55
*McManus, Edward J.	Keokuk	34	Lawyer	1	Lee	
Miller, Leon N.	Knoxville	49	Lawyer	15	Marion, Monroe	55
*Molison, Wilbur C.	Grinnell	52	Farmer	12	Keokuk, Poweshiek	54 55
Nelson, Charles W.	Packwood	46	Hatcheryman	2	Jefferson, Van Buren	47 48 55
Nolan, D. C.	Iowa City	52	Lawyer	25	Iowa, Johnson	55
*O'Malley, George E.	Des Moines	49	Attorney	30	Polk	53 54 55
Prentis, X. T.	Mount Ayr	58	Merchant	5	Decatur, Ringgold, Union	48 49 50 50X 51 53 54 55
*Putney, Lawrence	Gladbrook	54	Farmer	45	Benton, Grundy, Tama	51 52 52X 53 54 55
*Rigler, Robert R.	New Hampton	31	Banker	44	Floyd, Chickasaw	
Risk, Don	Independence	58	Savings and loan ass'n	33	Buchanan, Delaware	53 54 55
Jayre, Lorin B.	Winterset	72	Retired schoolman	16	Adair, Madison	55
*Schroeder, Jack	Davenport	29	Attorney-at-law	21	Scott	54 55
Scott, George L.	West Union	67	Farm manager	40	Allamakee, Fayette	46 46X 47 48 49 50 55
*Shaff, David O.	Clinton	30	Lawyer	22	Clinton	55
*Shoeman, John D.	Atlantic	52	Veterinarian	18	Cass, Shelby	
Stewart, C. Emory	Rose Hill	57	Farmer	14	Mahaska	55
Stuart, W. C.	Chariton	34	Lawyer	4	Lucas, Wayne	55
*Utzig, Arnold	Dubuque	61	Shoe merchant	35	Dubuque	50 50X 51 52 52X 53 54 55

SENATORS IN GENERAL ASSEMBLY—Continued

NAME	Address	Age	Occupation	Dist	Counties Composing District	Former Legislative Service
Van Eaton, C. S.	Sioux City	65	Merchant (food stores)	32	Woodbury	51 52 52X 53 54 55
*Vest, Alan	Sac City	43	Lawyer	48	Carroll, Greene, Sac	54 55
*Walker, John A.	Williams	42	Farmer	37	Hardin, Hamilton, Wright	52 52X 53 54 55
Walter, W. Eldon	Beaman	56	Farmer and stockman	28	Marshall	49 50 50X 51 52 52X 53 54 55
Washburn, Henry W.	Hastings	55	Farmer	8	Mills, Montgomery	53 54 55
Watson, DeVere	Council Bluffs	61	Lawyer	19	Pottawattamie	49 50 50X 51 52 52X 53 54 55
Watson, Harry E.	Sanborn	48	Farmer	47	Clay, Dickinson, O'Brien	51 52 52X 53 54 55
*Weber, George W.	Columbus Jct.	71	Merchant and bank pres	20	Muscatine, Louisa	
*Weiss, Albert	Denison	69	Farmer and businessman	34	Crawford, Harrison, Monona	52 52X 53 54 55
Whitehead, G. E.	Perry	62	Publisher	17	Audubon, Dallas, Guthrie	50 50X 51 53 54 55
*Wormley, Jack M.	Newton	40	Farming and farm management	29	Jasper	

*Holdover Senators.

REPRESENTATIVES IN GENERAL ASSEMBLY

NAME	Address	Age	Occupation	County	Former Legislative Service
Ballhagen, Wayne W.	New Hartford	40	Farmer and businessman	Butler	55
Baumhover, John A.	Carroll	59	Farmer, insurance	Carroll	
Bergeson, Erlin L.	Sioux City	62	Manager livestock com. company	Woodbury	
Bloedel, A. S.	Tabor	78	Hardware merchant	Fremont	54 55
Breakenridge, Raymond D.	Winterset	57	Farmer	Madison	
Briles, James E.	Corning	28	Auctioneer	Adams	
Brown, Mahlon N.	What Cheer	30	Lawyer	Keokuk	55
Buck, Howard C.	State Center	55	Farmer	Marshall	53 54 55
Burtch, Charles R.	Osage	61	Farmer	Mitchell	55
*Carlsen, John W.	Clinton	45	Lawyer	Clinton	
Carson, Robert B.	Independence	34	Lawyer	Buchanan	
Chalupa, LeRoy	Pleasant Plain	42	Retail merchant, farmer	Jefferson	
Chambers, Earl L.	Gilmore City	54	Retired farmer	Pocahontas	
Christiansen, W. R.	Northwood	59	Retired county auditor	Worth	55
Christophel, Clarence	Waverly	44	Farmer	Bremer	
Colburn, Jay C.	Harlan	61	Farmer	Shelby	49 50 50X 51 52 52X 53 54 55
Conn, Blythe C.	Burlington	46	Lawyer, farm operator	Des Moines	
Cornick, Raymond	New London	65	Farmer	Henry	53 54 55
Coverdale, Charles F.	Clinton	69	Farm owner	Clinton	
Currie, J. D.	Schaller	71	Farmer	Sac	
Darrington, Wm. E.	Persia	50	Farming	Harrison	54 55
Denman, William F.	Des Moines	29	Lawyer	Polk	
Dietz, Riley	Walcott	49	Electrical contractor	Scott	
Dillon, William D.	Columbus Junction	38	Quarry operator	Louisa	
Duffy, John L.	Dubuque	55	Lawyer	Dubuque	52 53
Edgington, Floyd P.	Sheffield	55	Farmer	Franklin	55
Ehlers, Fred J.	Estherville	68	Merchant	Emmet	

REPRESENTATIVES IN GENERAL ASSEMBLY—Continued

NAME	Address	Age	Occupation	County	Former Legislative Service
Eldred, Russell L.	Anamosa	43	Farmer	Jones	
Fairchild, Bert K.	Ida Grove	63	Farming	Ida	53 54 55
Falvey, L. A.	Albia	53	Bank president	Monroe	55
Freed, Willard M.	Gowrie	37	Lawyer	Webster	
Frey, T. J.	Neola	53	Publisher	Pottawattamie	54 55
Frommelt, Andrew G.	Dubuque	33	Labor business representative	Dubuque	55
Goode, Dewey E.	Bloomfield	56	Produce and fur dealer	Davis	45 45X 46 46X 47 48 49 50 50X 53 54 55
Gray, John	Oskaloosa	47	Farmer	Mahaska	
Hadden, Roy	Castana	50	Farmer	Monona	55
Hagedorn, Merle W.	Royal	43	Farmer	Clay	
Halling, Eugene	Orient	59	Farmer	Adair	
Hanson, Arthur C.	Inwood	63	Livestock farmer	Lyon	45 45X 53 54 55
Harbor, William H.	Henderson	34	Grain and feed dealer	Mills	
Hatch, Floyd H.	Edgewood	70	Poultry and egg shipper, farmer	Delaware	
Hendrix, W. C.	Letts	65	Farmer	Muscatine	52 52X 53 54 55
Henry, Jim O.	Carson	59	Livestock raising, farm management	Pottawattamie	55
Hinchliffe, Charles F.	Baldwin	59	Farmer	Jackson	55
Holdsworth, Leonard	Manilla	58	Farmer	Crawford	
Hoover, Earl T.	Mount Ayr	71	Retired farmer	Ringgold	55
Hoth, Elmer A.	Postville	53	Hardware merchant	Allamakee	55
Howard, James W.	Cresco	70	Retired businessman	Howard	
Hultman, O. N.	Stanton	66	Lumberman	Montgomery	45 45X 46 46X 47 48 51 52 52X 53 54
Johannes, W. J.	Ashton	64	Banker	Osceola	46 46X 47 48 49 50 50X 53
Johns, Neil E.	Toledo	28	Farming	Tama	
Johnson, Harvey W.	Exira	50	Farmer, stockman	Audubon	
†Judd, William N.	Clinton	67	Retired railroad yardmaster	Clinton	47 48 49 50 54 55
Klein, A. F.	New Virginia	62	Stock farmer	Clarke	
Kosek, Ernest	Cedar Rapids	47	Investment banker	Linn	52 52X 53 54 55
Kuester, Gus T.	Griswold	66	Farmer	Cass	46 46X 47 48 49 50 50X 51 52 52X 53 54 55
Lauer, Grant	Eldorado	61	Insurance secretary, farming	Fayette	55
Lisle, Vern	Clarinda	48	Manufacturer	Page	53 54 55
Loss, Casey	Algona	50	Farmer	Kossuth	52 52X 53 54
Lucken, J. Henry	Akron	58	Farmer	Plymouth	52 52X 53 54 55
McCoy, Jack	Ottumwa	25	Employee John Morrell and Co.	Wapello	
McNeal, Clark H.	Belmond	35	Grain elevator, real estate, insurance	Wright	54 55
McReynolds, Wade H.	Ottumwa	64	City bus driver	Wapello	51
Mensing, A. L.	Lowden	58	Retired	Cedar	54 55
Miller, Earl A.	Cedar Falls	51	Business and agriculture	Black Hawk	53 54 55
Miller, Jack	Sioux City	38	Tax lawyer	Woodbury	
Milroy, J. N.	Vinton	31	Lawyer	Benton	
Mooty, W. L.	Grundy Center	48	Businessman, farmer, lawyer	Grundy	54 55

REPRESENTATIVES IN GENERAL ASSEMBLY—Continued

NAME	Address	Age	Occupation	County	Former Legislative Service
Morris, Conway E.	Dallas Center	60	Farmer	Dallas	54 55
Naden, Robert W.	Webster City	33	Manufacturer	Hamilton	
Nelson, Gladys S.	Newton	59	Housewife	Jasper	54 55
Nelson, Henry C.	Forest City	53	Farm manager	Winnebago	
Nicholson, Kirk R.	Bedford	52	Farmer	Taylor	54 55
Norland, Edward	Cylinder	32	Farmer	Palo Alto	
Novak, Emil L.	Fairfax	38	Livestock farmer	Linn	55
Oppedahl, Edward	Renwick	64	Livestock farmer	Humboldt	54 55
Owen, Kenneth E.	Centerville	36	Farmer	Appanoose	
Patrick, Russell A.	Hawarden	54	Farmer	Sioux	52 52X 53 54 55
Paul, George L.	Brooklyn	51	Farmer	Poweshiek	52X 53 54 55
Pendleton, Wendell	Storm Lake	34	Lawyer	Buena Vista	54 55
Peterson, Amos C.	Nashua	62	Farmer	Chickasaw	55
Petrucelli, Don A.	Davenport	41	Lawyer	Scott	
Pim, Raymond T.	Lucas	57	Farmer	Lucas	55
Pollock, Roscoe L.	Douds	26	Business accounting, insurance	Van Buren	
Ramseyer, Harry W.	Washington	58	Hatcheryman	Washington	54 55
Reppert, Howard C., Jr.	Des Moines	36	President, transfer and storage co.	Polk	
Riehm, Curtis G.	Garner	39	Lawyer	Hancock	
Ringgenberg, Carl H.	Ames	59	Farmer	Story	54 55
Santee, Leslie	Cedar Falls	52	Real estate, insurance, turkey raiser	Black Hawk	
Sar, Martin E.	Charles City	68	Farmer, certified seed grower	Floyd	54 55
Scheerer, Chester A.	Boone	55	Farmer	Boone	55
Sersland, Hillman H.	Decorah	48	Farmer, businessman	Winneshiek	55
Smith, Roy J.	Spirit Lake	65	Farmer	Dickinson	53 54 55
Steers, Edward J.	Creston	39	Merchant	Union	55
Stephenson, O. C.	Corydon	64	Farmer, insurance	Wayne	55
Stevens, Henry H.	Jefferson	61	Farmer	Greene	51 52 52X 53 54 55
Swisher, Scott	Iowa City	35	Lawyer	Johnson	
Tabor, Harold A.	Lamoni	57	Minister, farmer	Decatur	
Tate, W. H. "Bill"	Mason City	54	Real estate, insurance	Cerro Gordo	54 55
Thompson, Frank R.	Guthrie Center	38	Lawyer	Guthrie	55
Van Zwol, Jacob	Paullina	61	Life insurance	O'Brien	53 54 55
Vermeer, Elmer H.	Pella	34	Farmer	Marion	55
Voigtmann, Fred	Marengo	65	Cabinet work	Iowa	54 55
Walter, J. F.	McGregor	61	Dentist	Clayton	
Walter, Paul M.	Union	49	Farmer	Hardin	53 54 55
Watson, J. O., Jr.	Indianola	51	Lawyer	Warren	55
Wells, W. Ellis	Fort Madison	54	Real estate broker	Lee	
Whitney, W. E.	Aurelia	45	Farm manager	Cherokee	55
Wilson, Melvin	Rockwell City	64	Semiretired, and farm manager	Calhoun	48 49 50 50X 55

*Elected to fill vacancy February 1, 1955.

†Deceased January 13, 1955.

OFFICERS OF THE FIFTY-SIXTH GENERAL ASSEMBLY

OFFICERS OF THE HOUSE

<i>Speaker</i> —A. C. Hanson.....	Inwood
<i>Speaker Pro Tempore</i> —Wendell Pendleton.....	Storm Lake
<i>Majority Floor Leader</i> —Dewey E. Goode.....	Bloomfield
<i>Minority Floor Leader</i> —Casey Loss.....	Algona
<i>Chief Clerk</i> —A. C. Gustafson.....	Des Moines
<i>Assistant Chief Clerk</i> —William R. Kendrick.....	Des Moines
<i>Reading Clerk</i> —Hubert N. Schrodt.....	Marshalltown
<i>Law Clerk</i> —Derelle L. Norwood.....	Colfax
<i>General Legislative Assistant</i> —Lillian Leffert.....	Des Moines
<i>Secretary to Speaker</i> —Dorothea Hyde.....	Ottumwa
<i>Secretary to Chief Clerk</i> —Madge Clark.....	Des Moines
<i>Clerk to Chief Clerk</i> —Frances Farrell.....	Des Moines
<i>Secretary to Law Clerk</i> —Marilynn White.....	Des Moines
<i>Journal Clerk</i> —Mary F. Royal.....	Des Moines
<i>Assistant Journal Clerk</i> —Lila R. Pinegar.....	Des Moines
<i>Assistant Journal Clerk</i> —Viola Grace.....	West Des Moines
<i>Engrossing Clerk</i> —Lucille Long.....	Whitten
<i>Chief Enrolling Clerk</i> —Della Harper.....	Des Moines
<i>Assistant Enrolling Clerk</i> —Lois Guinn.....	Des Moines
<i>Assistant Enrolling Clerk</i> —Jeannette Acheson.....	West Des Moines
<i>Assistant Enrolling Clerk</i> —Ruth McGhee.....	Des Moines
<i>Supervisor of Clerks</i> —Anne Van Laningham.....	Des Moines
<i>Payroll Clerk</i> —Jacqueline Day.....	Des Moines
<i>Index Clerk</i> —Sara G. Goodman.....	Des Moines
<i>Sergeant-at-Arms</i> —Phil A. Estensen.....	Webster City
<i>Assistant Sergeant-at-Arms</i> —C. F. Aldrich.....	Waukee
<i>Bill Clerk</i> —Alvin J. Crail.....	Des Moines
<i>Assistant Bill Clerk</i> —Laurence Selvy.....	West Des Moines
<i>Assistant Bill Clerk</i> —J. R. James.....	Gladbrook
<i>File Clerk</i> —Louis Linstrum.....	Des Moines
<i>File Clerk</i> —Tom Moore King.....	Coin
<i>Supply Clerk</i> —Mary Freels.....	Clinton
<i>Supply Clerk</i> —Cecelia Carl.....	Des Moines
<i>Postmaster</i> —Lucy R. Gripp.....	Afton
<i>Chief Electrician</i> —Alex W. Thompson.....	Des Moines

OFFICERS OF THE SENATE

<i>President</i> —Leo Elthon.....	Fertile
<i>President Pro Tempore</i> —DeVere Watson.....	Council Bluffs
<i>Secretary</i> —Carroll A. Lane.....	Carroll
<i>Assistant Secy. and Journal Clerk</i> —Edna Gillespie.....	Des Moines
<i>Law and Reading Clerk</i> —William Wimer.....	Des Moines
<i>Assistant Law Clerk</i> —Colleen F. O'Brien.....	Des Moines
<i>Secretary's Stenographer</i> —Ruth E. Fisher.....	Des Moines
<i>Lieutenant Governor's Secretary</i> —Norma Mathis.....	Des Moines
<i>Assistant Journal Clerk</i> —Sue Reed.....	Des Moines
<i>Secretary's Clerk</i> —Madge C. Hill.....	Des Moines
<i>Engrossing Clerk</i> —Maretta Blanchard.....	Des Moines
<i>Enrolling Clerk</i> —Doris J. Messenger.....	Des Moines
<i>Assistant Enrolling Clerk</i> —Jo Ann Barewald.....	Des Moines
<i>Assistant Enrolled Bills Clerk</i> —Ada M. Jolley.....	Adel
<i>Asst. Enrolled Bills Clerk</i> —Marie M. Christiansen.....	Des Moines
<i>Payroll Clerk</i> —Julia Buth.....	Ankeny
<i>Supply Clerk</i> —Alan A. Elthon.....	Fertile
<i>Sergeant-at-Arms</i> —Frank Buck.....	Ames
<i>Assistant Sergeant-at-Arms</i> —Orr K. Ingram.....	Des Moines
<i>Chief Doorkeeper</i> —Victor E. Lindquist.....	Chariton
<i>Bill Clerk</i> —Harry L. Upham.....	Fredericksburg
<i>File Clerk</i> —Frank Sacco.....	Des Moines
<i>Assistant File Clerk</i> —Cora M. Hoon.....	Des Moines
<i>Assistant File Clerk</i> —Dennis Montgomery.....	Des Moines
<i>Postmistress</i> —Nancy Page.....	Des Moines

CONDITION OF STATE TREASURY

STATEMENT OF THE CONDITION OF THE TREASURY

Receipts, Disbursements and Balances in the Several Funds
for each year of the Biennial Period Ending June 30, 1954

Fiscal Year Ending June 30, 1953					
	Balance July 1, 1952	Total Receipts and Transfers	Total Available	Total Warrants Redeemed Treasurer's Checks Issued And Transfers	Balance June 30, 1953
General Revenue	\$ 25,040,528.69	\$110,276,418.97	\$185,744,575.49	\$ 67,821,123.71	\$ 22,060,417.22
Transfers		427,629.83		45,868,034.56	
General Revenue Special Reserve Fund	30,000,000.00		30,000,000.00		30,000,000.00
Trust Funds	73,675,216.23	84,821,505.01	198,007,739.72	128,901,697.76	68,698,412.13
Transfers		39,611,018.48		412,629.83	
Special Funds (Comptroller Warrants)	17,561,533.37	38,623,081.74	109,711,510.03	94,355,755.85	15,340,754.18
Transfers		53,526,894.92		15,000.00	
Special Funds (Treasurer's Checks)	940,489.36	82,475,985.26	83,812,704.46	35,059,276.68	1,082,319.10
Transfers		396,229.84		47,671,108.68	
TOTAL	\$147,117,767.65	\$410,158,762.05	\$557,276,529.70	\$420,099,627.07	\$137,176,902.63
Balance July 1, 1952	\$147,117,767.65			\$147,117,767.65	
Receipts and Transfers		410,158,762.05		410,158,762.05	
TOTAL			\$557,276,529.70		
Disbursements and Transfers			420,099,627.07		
Balance June 30, 1953				\$137,176,902.63	

Fiscal Year Ending June 30, 1954					
	Balance July 1, 1953	Total Receipts and Transfers	Total Available	Total Warrants Redeemed Treasurer's Checks Issued and Transfers	Balance June 30, 1954
General Revenue	\$ 22,060,417.22	\$117,828,100.53	\$142,341,183.75	\$ 69,598,923.27	\$ 25,467,077.02
Transfers		2,452,666.00		47,280,183.46	
General Revenue Special Reserve Fund	30,000,000.00		30,000,000.00	6,189,569.76	23,810,430.24
Trust Funds	68,698,412.18	65,361,835.85	183,035,380.23	107,866,783.18	30,908,271.24
Transfers		48,980,132.25		44,260,325.81	
Special Funds (Comptroller Warrants)	15,340,754.18	63,714,041.58	178,914,693.23	127,778,447.33	49,010,754.52
Transfers		99,859,897.52		2,125,491.38	
Special Funds (Treasurer's Checks)	1,082,319.10	95,611,184.62	97,892,908.72	37,508,870.75	1,258,437.84
Transfers		1,199,400.00		59,126,095.13	
TOTAL	\$137,176,902.63	\$495,007,258.30	\$632,184,160.93	\$501,729,190.07	\$130,454,970.86
Balance July 1, 1953	\$137,176,902.63			\$137,176,902.63	
Receipts and Transfers		495,007,258.30		495,007,258.30	
TOTAL			\$632,184,160.93		
Disbursements and Transfers			501,729,190.07		
Balance June 30, 1954				\$130,454,970.86	

APPROPRIATIONS TO STATE DEPARTMENTS

The following table is inserted to facilitate reference to the state departmental appropriations in Chapter 1.

DEPARTMENT	SECTION	DEPARTMENT	SECTION
Aeronautics Commission	1	Lieutenant Governor	19a
Agriculture Department	2	Mine Examining Board	49
Attorney General	3	Mine Inspectors	50
Auditor of State	4	National Guard and State Guard	28
Blind, Commission for	5	Natural Resources Council	29
Code Editor	43	Parole Board	30
Commerce Commission	7	Pharmacy Examiners	31
Comptroller	8	Pioneer Lawmakers	32
Conservation Commission	9	Printing Board	33
Control, Board of	10	Public Instruction, Department of	34
Council of State Government	11	Public Safety, Department of	35
Custodian	12	Real Estate Commission	36
Development Commission	13	Regents, Board of	15
District Court Judges	14	Secretary of State	37
Education, Board of	15	Social Welfare, Department of	47, 48
Employment Security Commission	16	Soil Conservation	38
Executive Council	17	Soldiers' Bonus Board	39
Fair Board	18	Spanish-American War Veterans	40
Geological Survey	19	Supreme Court	41
Governor	20	Supreme Court, Clerk of	42
Health, Department of	21, 21a	Supreme Court Reporter	43
Historical Society	24	Tax Commission	44
History and Archives	23	Treasurer of State	45
Hoover Birthplace Society	22	Uniform Laws Commission	46
Industrial Commissioner	25	Vocational Education Board	34
Insurance Department	26	Vocational Rehabilitation	34
Labor Bureau	6	World War Orphans' Aid	39
Library Board	27		

LAWS

OF THE

Fifty-sixth General Assembly

OF THE

STATE OF IOWA

PASSED AT THE REGULAR SESSION THEREOF, AT DES MOINES, THE
CAPITAL OF THE STATE, BEGUN ON THE TENTH DAY OF JANUARY,
AND ENDED ON THE TWENTY-NINTH DAY OF APRIL, A. D. 1955,
IN THE ONE HUNDRED NINTH YEAR OF THE STATE

APPROPRIATIONS

For additional appropriations, see chapters
327, 328, 329, 330

CHAPTER 1

DEPARTMENTAL APPROPRIATIONS

H. F. 586

AN ACT to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1955, and ending June 30, 1957, funds for various departments and various divisions thereof, of the state of Iowa, for the purposes provided by law; to appropriate from the liquor control act fund to the college of medicine at Iowa City; to provide for the salary of the liquor control commissioners, members of the board of social welfare, and judges of the supreme and district courts; relating to the judicial and peace officers' retirement systems; and providing for a referendum under the social security enabling act.

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

AERONAUTICS COMMISSION

- 1 SECTION 1. For the Aeronautics Commission there is hereby ap-
- 2 propriated from the general fund of the state to the state aviation
- 3 fund for each year of the biennium beginning July 1, 1955, and ending
- 4 June 30, 1957, the sum of twenty-five thousand dollars (\$25,000.00)
- 5 or so much thereof as may be necessary to be made available in accord-
- 6 ance with the provisions of chapter eight (8), Code 1954.....\$25,000.00
- 7 Grand total of all appropriations for all purposes for
- 8 each year of the biennium for the aeronautics commission..\$25,000.00

AGRICULTURE, DEPARTMENT OF

1	SEC. 2. For the department of agriculture there is hereby appro-	
2	priated from the general fund of the state for each year of the bien-	
3	num beginning July 1, 1955, and ending June 30, 1957, the sum of	
4	six hundred fifty thousand seven hundred seventy-two dollars (\$650,-	
5	772.00) or so much thereof as may be necessary to be used in the	
6	following manner:	
7	MAIN OFFICE	
8	For salary of secretary of agriculture	\$ 7,500.00
9	For salaries, support, maintenance and miscella-	
10	neous purposes	214,662.00
11	Total for main office	\$ 222,162.00
12	(1) AGRICULTURAL STATISTICS	
13	For state aid	16,000.00
14	(2) ANIMAL HEALTH AND VETERINARY	
15	For salary of chief of animal health	6,600.00
16	For control of eradication of contagious and infectious	
17	livestock diseases including Bang's Disease, salaries and	
18	traveling expenses; assistant state veterinarians (per	
19	diem and expenses), indemnities and miscellaneous pur-	
20	poses	176,080.00
21	Total for animal health and veterinary	\$ 182,680.00
22	(3) BARBERRY ERADICATION	
23	For state aid	4,600.00
24	(4) BEE INSPECTION	
25	For state aid	12,000.00
26	(5) BEEF PRODUCERS' ASSOCIATION	
27	For state aid	12,500.00
28	(6) CROP IMPROVEMENT	
29	For state aid	\$ 3,000.00
30	(7) CROP PEST	
31	For state aid	7,000.00
32	(8) DAIRY ASSOCIATION	
33	For state aid	12,500.00
34	(9) DAIRY CALF CLUB	
35	For state aid	2,000.00
36	(10) DAIRY SPECIALISTS AND	
37	BACTERIOLOGIST	
38	For salaries, support, maintenance and miscellaneous	
39	purposes	45,000.00
40	(11) ENTOMOLOGY	
41	For salaries, support, maintenance and miscellaneous	
42	purposes	13,450.00
43	(12) HATCHERY INSPECTION	
44	For state hatchery inspection	10,720.00
45	(13) HORTICULTURAL SOCIETIES	
46	For state aid	8,800.00
47	(14) IOWA STATE SHEEP ASSOCIATION	
48	For state aid	8,000.00
49	(15) MARKET NEWS POULTRY	
50	For state aid	4,600.00

51	(16) POULTRY ASSOCIATION, SHORT	
52	COURSES AND ACHIEVEMENT SHOWS	
53	For state aid	8,000.00
54	(17) RESTAURANT AND HOTEL INSPECTION	
55	For additional inspection of hotels and restaurants,	
56	salaries, support, maintenance and miscellaneous pur-	
57	poses	18,400.00
58	(18) SWINE BREEDERS' ASSOCIATION	
59	For state aid	12,500.00
60	(19) VEGETABLE GROWERS' ASSOCIATION	
61	For state aid	5,500.00
62	(20) VETERINARY EXAMINERS	
63	For per diem and expense	\$ 360.00
64	(21) WEATHER BUREAU	
65	For state aid	6,000.00
66	(22) DISPOSAL OF DEAD ANIMALS	
67	For salaries, support, maintenance and miscellaneous	
68	purposes	15,000.00
69	(23) MOTOR FUEL CHEMISTS	
70	For salaries, support, maintenance and miscellaneous	
71	purposes	20,000.00
72	Grand total of all appropriations for all purposes for	
73	each year of the biennium for the department of agri-	
74	culture and divisions thereof	\$ 650,772.00

ATTORNEY GENERAL

1	SEC. 3. For the office of attorney general there is hereby appro-	
2	riated from the general fund of the state for each year of the bien-	
3	niium beginning July 1, 1955, and ending June 30, 1957, the sum of	
4	seventy thousand eight hundred twenty dollars (\$70,820.00) or so	
5	much thereof as may be necessary to be used in the following manner:	
6	For salary of attorney general	\$ 8,500.00
7	For salaries, support, maintenance and miscellaneous	
8	purposes	62,320.00
9	Grand total of all appropriations for all purposes for	
10	each year of the biennium for the office of attorney	
11	general	\$ 70,820.00

AUDITOR OF STATE

1	SEC. 4. For the office of auditor of state there is hereby appropri-	
2	ated from the general fund of the state for each year of the biennium	
3	beginning July 1, 1955, and ending June 30, 1957, the sum of two	
4	hundred twenty-two thousand seven hundred forty-five dollars	
5	(\$222,745.00) or so much thereof as may be necessary to be used in	
6	the following manner:	
7	For salary of state auditor	\$ 7,500.00
8	For salaries, support, maintenance and miscellaneous	
9	purposes	202,345.00
10	BUILDING AND LOAN DIVISION	
11	For salaries, support, maintenance and miscellaneous	

12	purposes	12,900.00
13	Grand total of all appropriations for all purposes for	
14	each year of the biennium for the office of auditor of	
15	state	\$ 222,745.00

BLIND, IOWA COMMISSION FOR THE

1	SEC. 5. For the office of the commission for the blind there is	
2	hereby appropriated from the general fund of the state for each year	
3	of the biennium beginning July 1, 1955, and ending June 30, 1957,	
4	the sum of twenty-eight thousand seven hundred twenty dollars	
5	(\$28,720.00) or so much thereof as may be necessary to be used in	
6	the following manner:	
7	For salary of director	\$ 4,560.00
8	For salaries, support, maintenance and miscellaneous	
9	purposes	24,160.00
10	Grand total of all appropriations for all purposes for	
11	each year of the biennium for the office of the commission	
12	for the blind	\$ 28,720.00

BUREAU OF LABOR

1	SEC. 6. For the bureau of labor there is hereby appropriated from	
2	the general fund of the state for each year of the biennium beginning	
3	July 1, 1955, and ending June 30, 1957, the sum of eighty-two thou-	
4	sand seventy dollars (\$82,070.00) or so much thereof as may be	
5	necessary to be used in the following manner:	
6	For salary for commissioner of bureau of labor	\$ 4,600.00
7	For salaries, support, maintenance and miscellaneous	
8	purposes	77,470.00
9	Grand total of all appropriations for all purposes for	
10	each year of the biennium for the bureau of labor	\$ 82,070.00

COMMERCE COMMISSION, IOWA STATE

1	SEC. 7. For the department of the commerce commission there	
2	is hereby appropriated from the general fund of the state for each	
3	year of the biennium beginning July 1, 1955, and ending June 30,	
4	1957, the sum of two hundred five thousand nine hundred eighty	
5	dollars (\$205,980.00) or so much thereof as may be necessary to be	
6	used in the following manner:	
7	GENERAL ADMINISTRATION	
8	For salaries of commissioners (3 at \$6,300.00 each)....	\$ 18,900.00
9	For salary of secretary	5,300.00
10	For salaries, support, maintenance and miscellaneous	
11	purposes	111,100.00
12	Total for general administration of the commerce	
13	commission	\$ 135,300.00
14	CLASS RATE CASES	
15	For salaries, support, maintenance and miscellaneous	
16	purposes	1,000.00

17	MOTOR TRANSPORTATION DIVISION	
18	For salaries, support, maintenance and miscellaneous	
19	purposes	31,400.00
20	WAREHOUSE DIVISION	
21	For salaries, support, maintenance and miscellaneous	
22	purposes	38,280.00
23	Grand total of all appropriations for all purposes for	
24	each year of the biennium for the department of the	
25	commerce commission	\$ 205,980.00

COMPTROLLER, OFFICE OF STATE

1	SEC. 8. For the office of state comptroller there is hereby appro-	
2	priated from the general fund of the state for each year of the bien-	
3	niun beginning July 1, 1955, and ending June 30, 1957, the sum of	
4	one hundred sixty-five thousand eight hundred five dollars (\$165,-	
5	805.00) or so much thereof as may be necessary to be used in the	
6	following manner:	
7	For state comptroller salary	\$ 9,000.00
8	For salaries, support, maintenance and miscellaneous	
9	purposes	156,805.00
10	Grand total of all appropriations for all purposes for	
11	each year of the biennium for the office of state comp-	
12	troller	\$ 165,805.00

CONSERVATION COMMISSION, STATE

1	SEC. 9. For the office of the conservation commission there is	
2	hereby appropriated from the general fund of the state for each	
3	year of the biennium beginning July 1, 1955, and ending June 30,	
4	1957, the sum of five hundred fifty thousand dollars (\$550,000.00) or	
5	so much thereof as may be necessary to be used in the following	
6	manner:	
7	For salary of director	\$ 6,000.00
8	For salaries, support, maintenance and miscellaneous	
9	purposes of the office and maintenance of state parks,	
10	purchase of land and general improvements and for the	
11	construction and improvements of roads and highways	
12	under its control, to include \$75,000.00 for utilization of	
13	prison inmates under the board of control	544,000.00
14	Grand total of all appropriations for all purposes for	
15	each year of the biennium for the conservation com-	
16	mission	\$ 550,000.00

CONTROL, BOARD OF

1	SEC. 10. For the board of control there is hereby appropriated	
2	from the general fund of the state for each year of the biennium	
3	beginning July 1, 1955, and ending June 30, 1957, the sum of two	
4	hundred forty-five thousand four hundred ten dollars (\$245,410.00)	
5	or so much thereof as may be necessary to be used in the following	
6	manner:	

7	For salaries, support, maintenance and miscellaneous	
8	purposes, including salaries for three (3) board members	
9	at \$7,000.00 each	\$ 235,410.00
10	For institutional state roads	10,000.00
11	Grand total of all appropriations for all purposes	
12	for each year of the biennium for the board of control....	\$ 245,410.00

COUNCIL OF STATE GOVERNMENT

1	SEC. 11. For the council of state government there is hereby	
2	appropriated from the general fund of the state for each year of the	
3	biennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of five thousand dollars (\$5,000.00) or so much thereof as may be	
5	necessary to be used in the following manner:	
6	For support of the council of state government	\$ 5,000.00
7	Grand total of all appropriations for all purposes for	
8	each year of the biennium for the council of state gov-	
9	ernment	\$ 5,000.00

CUSTODIAN

1	SEC. 12. For the office of the custodian there is hereby appropri-	
2	ated from the general fund of the state for each year of the biennium	
3	beginning July 1, 1955, and ending June 30, 1957, the sum of four	
4	hundred nine thousand one hundred forty dollars (\$409,140.00) or	
5	so much thereof as may be necessary to be used in the following	
6	manner:	
7	For salaries, support, maintenance and miscellaneous	
8	purposes	\$ 330,520.00
9	For maintenance, repairs, replacements or alterations	
10	of the first floor of the capitol building, subject to ap-	
11	proval of the executive council	12,500.00
12	For maintenance, repairs, replacements, alterations	
13	or equipment of public buildings and grounds of the	
14	state of Iowa, subject to approval of the executive council \$	66,120.00
15	Grand total of all appropriations for all purposes for	
16	each year of the biennium for the office of the custodian....	\$ 409,140.00

DEVELOPMENT COMMISSION, THE IOWA

1	SEC. 13. For the Iowa development commission there is hereby	
2	appropriated from the general fund of the state for each year of the	
3	biennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of one hundred fifty-one thousand five hundred twenty dollars (\$151,-	
5	520.00) or so much thereof as may be necessary to be used in the	
6	following manner:	
7	For salaries, support, maintenance and miscellaneous	
8	purposes	\$ 124,300.00
9	For civilian defense	27,220.00
10	Grand total for all appropriations for all purposes	
11	for each year of the biennium for the Iowa development	
12	commission	\$ 151,520.00

DISTRICT COURT JUDGES

1 SEC. 14. For the district court judges there is hereby appropri-
 2 ated from the general fund of the state for each year of the bien-
 3 nium beginning July 1, 1955, and ending June 30, 1957, the sum of
 4 six hundred thirty-four thousand eight hundred dollars (\$634,800.00)
 5 or so much thereof as may be necessary to be used in the following
 6 manner:

7 For salaries of the judges of the district courts of
 8 Iowa (70 judges), and for the state's contribution, in the
 9 amount of three per cent of such salaries, to the judicial
 10 retirement system provided for in chapter 605A, Code
 11 1954\$ 584,800.00
 12 For traveling expenses of judges and court report-
 13 ers in and out of districts\$ 50,000.00

14 Grand total of all appropriations for all purposes for
 15 each year of the biennium for district court judges
 16 and reporters\$ 634,800.00

17 Section six hundred five point one (605.1), Code 1954, is amended
 18 by striking from lines two (2) and three (3) the words "eight thou-
 19 sand dollars per year" and substituting in lieu thereof the words
 20 "ten thousand dollars per year, provided that the compensation of
 21 judges during the terms existing at the time of the passage of this
 22 Act shall be at the rate of eight thousand dollars per year until the
 23 end of said existing terms".

24 Section six hundred five A point seven (605A.7), Code 1954, is
 25 hereby amended by adding the following: "Provided, however, that
 26 such annuity shall be reduced by the amount of any social security
 27 benefit received by such judge."

28 Chapter ninety-seven C (97C), Code 1954, is hereby amended by
 29 adding a new section thereto providing as follows:

30 "With respect to employees of the state the governor is empowered
 31 to authorize a referendum, and with respect to the employees of any
 32 political subdivision he shall authorize a referendum upon request
 33 of the governing body of such subdivision; and in either case the
 34 referendum shall be conducted, and the governor shall designate an
 35 agency or individual to supervise its conduct, in accordance with the
 36 requirements of section 218 (d) (3) of the social security act, on the
 37 question of whether service in positions covered by a retirement sys-
 38 tem established by the state or by a political subdivision thereof
 39 should be excluded from or included under an agreement under this
 40 chapter. The notice of referendum required by section 218 (d) (3)
 41 (C) of the social security act to be given to employees shall contain
 42 or shall be accomplished by a statement, in such form and such detail
 43 as the agency or individual designated to supervise the referendum
 44 shall deem necessary and sufficient, to inform the employees of the
 45 rights which will accrue to them and their dependents and survivors,
 46 and the liabilities to which they will be subject, if their services are
 47 included under an agreement under this chapter.

48 "Upon receiving evidence satisfactory to him that with respect to
 49 any such referendum the conditions specified in section 218 (d) (3)
 50 of the social security act have been met, the governor shall so certify
 51 to the secretary of health, education, and welfare."

EDUCATION,* STATE BOARD OF

1 SEC. 15. For the office of the board of education there is hereby
 2 appropriated from the general fund of the state for each year of the
 3 biennium beginning July 1, 1955, and ending June 30, 1957, the sum
 4 of seventy-two thousand eight hundred fifty-five dollars (\$72,855.00)
 5 or so much thereof as may be necessary to be used in the following
 6 manner:

7	For salary of secretary	\$ 7,000.00
8	For salary of chairman of finance committee	6,140.00
9	For salary of finance committee member	5,900.00
10	For salaries, support, maintenance and miscellaneous	
11	purposes	41,815.00
		<hr/>
12		\$ 60,855.00
13	Board members to receive a per diem of \$20.00 per	
14	day and shall not exceed \$7,200.00 per year for all	
15	members.	
16	For institutional roads	12,000.00
		<hr/>
17	Grand total of all appropriations for all purposes for	
18	each year of the biennium for the office of board of	
19	education	\$ 72,855.00

EMPLOYMENT SECURITY COMMISSION

1 SEC. 16. For the Iowa Employment Security Commission for the
 2 administration of Chapters 97 and 97C, Code 1954, there is hereby
 3 appropriated from the general fund of the state of Iowa for each
 4 year of the biennium beginning July 1, 1955 and ending June 30,
 5 1957, the sum of one hundred thousand dollars (\$100,000.00) or so
 6 much thereof as may be necessary to be used in the following manner:

7	For salaries, support, maintenance and miscellaneous	
8	purposes for the administration of Chapters 97 and 97C,	
9	Code 1954.	\$ 100,000.00
10	The salary for each member of the Iowa Employment Security	
11	Commission shall be six thousand five hundred dollars (\$6,500.00)	
12	for each year of the biennium beginning July 1, 1955 and ending	
13	June 30, 1957, and shall be in full compensation for all services, and	
14	provisions made in any other Act or statutes for salary of the members	
15	of the Iowa Employment Security Commission shall be ineffective	
16	and void.	

EXECUTIVE COUNCIL

1 SEC. 17. For the office of the executive council there is hereby
 2 appropriated from the general fund of the state for each year of the
 3 biennium beginning July 1, 1955, and ending June 30, 1957, the
 4 sum of five hundred eleven thousand dollars (\$511,000.00) or so much
 5 thereof as may be necessary to be used in the following manner:

6	For secretary of executive council	\$ 5,500.00
7	For salaries, support, maintenance and miscellaneous	
8	purposes	505,500.00
		<hr/>
9	Grand total of all appropriations for all purposes for	

*See ch. 131.

10 each year of the biennium for the office of the executive
 11 council\$ 511,000.00

FAIR BOARD, IOWA STATE

1 SEC. 18. For the state fair board there is hereby appropriated
 2 from the general fund of the state for each year of the biennium be-
 3 ginning July 1, 1955, and ending June 30, 1957, the sum of fifty thou-
 4 sand dollars (\$50,000.00) or so much thereof as may be necessary to
 5 be used in the following manner:
 6 The salary of the secretary of the state fair board shall be seven
 7 thousand dollars (\$7,000.00) per annum to be paid out of the funds
 8 of the state fair board.
 9 For maintenance, insurance and operating expenses....\$ 40,000.00
 10 For premiums 10,000.00

11 Grand total of all appropriations for all purposes for
 12 each year of the biennium for the state fair board.....\$ 50,000.00

GEOLOGICAL SURVEY

1 SEC. 19. For the office of geological survey there is hereby appro-
 2 priated from the general fund of the state for each year of the bien-
 3 nium beginning July 1, 1955, and ending June 30, 1957, the sum of
 4 one hundred thirteen thousand five hundred thirty dollars (\$113,-
 5 530.00) or so much thereof as may be necessary to be used in the
 6 following manner:
 7 For salaries, support, maintenance and miscellaneous
 8 purposes\$ 82,530.00
 9 Lead and zinc exploration 5,000.00
 10 Stream gauging and siltation, salaries, support and
 11 miscellaneous purposes 26,000.00

12 Grand total of all appropriations for all purposes for
 13 each year of the biennium for geological survey\$ 113,530.00

LIEUTENANT GOVERNOR

1 SEC. 19a. For the office of Lieutenant Governor there is hereby
 2 appropriated from the general fund of the state for each year of the
 3 biennium beginning July 1, 1955 and ending June 30, 1957, a sum
 4 sufficient to pay such actual and necessary expenses as are incurred
 5 when said Lieutenant Governor is required in the function of his
 6 office in the performance of his executive duties, to leave the county
 7 of his residence but not to exceed the sum of fifteen hundred dollars
 8 (\$1,500.00) per annum; an itemized expense account shall be so cer-
 9 tified by said officer entitled thereto to the state comptroller, which
 10 account shall be rendered quarterly.

GOVERNOR

1 SEC. 20. For the office of the governor there is hereby appropri-
 2 ated from the general fund of the state for each year of the bien-
 3 nium beginning July 1, 1955, and ending June 30, 1957, the sum of

4	forty-eight thousand six hundred fifty dollars (\$48,650.00) or so much	
5	thereof as may be necessary to be used in the following manner:	
6	For salary of governor	\$ 12,500.00
7	For salaries, support, maintenance and miscellaneous	
8	purposes, including funds available for the governor's	
9	expenses connected with office in the amount of four	
10	thousand (\$4,000.00)	36,150.00
11	Grand total of all appropriations for all purposes for	
12	each year of the biennium for the office of governor	\$ 48,650.00

HEALTH, STATE DEPARTMENT OF

1	SEC. 21. For the department of health there is hereby appro-	
2	priated from the general fund of the state for each year of the bien-	
3	niun beginning July 1, 1955, and ending June 30, 1957, the sum of	
4	five hundred ninety-seven thousand one hundred sixty dollars (\$597,-	
5	160.00) or so much thereof as may be necessary to be used in the	
6	following manner:	
7	GENERAL OFFICE (Central Administration)	
8	For salary of commissioner	\$ 8,400.00
9	For salaries, support, maintenance and miscellaneous	
10	purposes	\$ 66,640.00
11	Total for general office	\$ 75,040.00
12	(1) CANCER CONTROL	
13	For salaries, support, maintenance and miscellaneous	
14	purposes	\$ 9,110.00
15	(2) DENTAL HYGIENE	
16	For salaries, support, maintenance and miscellaneous	
17	purposes	3,200.00
18	(3) HOSPITAL SURVEY AND PLANNING	
19	For salaries, support, maintenance and miscellaneous	
20	purposes	56,300.00
21	(4) MATERNAL AND CHILD HEALTH	
22	For salaries, support, maintenance and miscellaneous	
23	purposes	11,910.00
24	(5) PREVENTABLE DISEASES, SERUM	
25	CENTER AND BLOOD BANK	
26	For salaries, support, maintenance and miscellaneous	
27	purposes	24,500.00
28	(6) PUBLIC HEALTH ENGINEERING AND	
29	INDUSTRIAL HYGIENE	
30	For salaries, support, maintenance and miscellaneous	
31	purposes	123,480.00
32	(7) PUBLIC HEALTH NURSING	
33	For salaries, support, maintenance and miscellaneous	
34	purposes	8,400.00
35	(8) TUBERCULOSIS CONTROL	
36	For salaries, support and maintenance of mobile units	
37	for mass x-ray tuberculosis case finding, interpretation	
38	of x-ray films, follow-up work on active tuberculosis	
39	cases, supervision and direction of tuberculosis control	
40	work, and miscellaneous purposes	50,000.00

41	(9) VENEREAL DISEASE CONTROL	
42	For salaries, support, maintenance and miscellaneous	
43	purposes	\$ 30,800.00
44	(10) VITAL STATISTICS	
45	For salaries, support, maintenance and miscellaneous	
46	purposes	109,780.00
47	(11) BOARD OF EUGENICS	
48	For salaries, support, maintenance and miscellaneous	
49	purposes	5,000.00
50	Sub-total for public health administrative activities	\$ 507,520.00
51	LICENSURE AND REGISTRATION	
52	(12) BARBERS' EXAMINING BOARD	
53	For compensation, support, maintenance and miscel-	
54	laneous purposes	26,100.00
55	(13) CHIROPODY EXAMINING BOARD	
56	For compensation, support, maintenance and miscel-	
57	laneous purposes	500.00
58	(14) CHIROPRACTIC EXAMINING BOARD	
59	For compensation, support, maintenance and miscel-	
60	laneous purposes	4,000.00
61	(15) COSMETOLOGY EXAMINING BOARD	
62	For compensation, support, maintenance and miscel-	
63	laneous purposes	27,850.00
64	(16) DENTAL EXAMINING BOARD	
65	For compensation, support, maintenance and miscel-	
66	laneous purposes	2,500.00
67	(17) EMBALMERS EXAMINING BOARD	
68	For compensation, support, maintenance and miscel-	
69	laneous purposes	3,500.00
70	(18) LICENSURE AND REGISTRATION	
71	(Central Administration)	
72	For salaries, support, maintenance and miscellaneous	
73	purposes	7,800.00
74	(19) MEDICAL EXAMINING BOARD	
75	For compensation, support, maintenance and miscel-	
76	laneous purposes	\$ 13,940.00
77	(20) OPTOMETRY EXAMINING BOARD	
78	For compensation, support, maintenance and miscel-	
79	laneous purposes	1,250.00
80	(21) OSTEOPATHY EXAMINING BOARD	
81	For compensation, support, maintenance and miscel-	
82	laneous purposes	2,200.00
83	Sub-total for division of licensure and registration	\$ 89,640.00
84	Grand total of all appropriations for all purposes for	
85	each year of the biennium for the department of health	
86	and the various divisions thereof	\$ 597,160.00
1	SEC. 21a. For the department of health there is hereby appro-	
2	priated from the general fund of the state for the biennium beginning	
3	July 1, 1955 and ending June 30, 1957 the sum of ten thousand	
4	dollars (\$10,000.00) for the purchase of poliomyelitis vaccine for the	
5	prevention of poliomyelitis for distribution in accordance with such	

6 rules and regulations as shall be adopted by the state department of
 7 health consistent with making same available to all persons not
 8 financially able to otherwise receive the advantages thereof, for wards
 9 of the state, and for emergency use to prevent polio epidemics. Pro-
 10 vided this sum may be augmented by the budget and financial control
 11 committee by such amount as in the opinion of said committee may
 12 be necessary.

HERBERT HOOVER BIRTHPLACE SOCIETY

1 SEC. 22. For the Herbert Hoover Birthplace society there is here-
 2 by appropriated from the general fund of the state for each year of
 3 the biennium beginning July 1, 1955, and ending June 30, 1957, the
 4 sum of six thousand five hundred dollars (\$6,500.00) or so much
 5 thereof as may be necessary to be used in the following manner:

6	For salaries, support, maintenance and miscellaneous	
7	purposes	\$ 6,500.00
		<hr/>
8	Grand total of all appropriations for all purposes for	
9	each year of the biennium for the Herbert Hoover Birth-	
10	place Society	\$ 6,500.00

HISTORY AND ARCHIVES, IOWA STATE DEPARTMENT OF

1 SEC. 23. For the department of history and archives there is
 2 hereby appropriated from the general fund of the state for each year
 3 of the biennium beginning July 1, 1955, and ending June 30, 1957, the
 4 sum of seventy thousand four hundred sixty dollars (\$70,460.00) or
 5 so much thereof as may be necessary to be used in the following
 6 manner:

7	For salary of curator	\$ 4,800.00
8	For salaries, support, maintenance, miscellaneous pur-	
9	poses and extra book binding	65,660.00
		<hr/>
10	Grand total of all appropriations for all purposes for	
11	each year of the biennium for the department of history	
12	and archives	\$ 70,460.00

HISTORICAL SOCIETY, THE STATE
 Iowa City

1 SEC. 24. For the historical society at Iowa City there is hereby
 2 appropriated from the general fund of the state for each year of the
 3 biennium beginning July 1, 1955, and ending June 30, 1957, the sum
 4 of sixty-seven thousand two hundred forty dollars (\$67,240.00) or
 5 so much thereof as may be necessary to be used in the following
 6 manner:

7	For historian	\$ 5,340.00
8	For salaries, support, maintenance and miscellaneous	
9	purposes	61,900.00
		<hr/>
10	Grand total of all appropriations for all purposes for	
11	each year of the biennium for the historical society at	
12	Iowa City	\$ 67,240.00

INDUSTRIAL COMMISSIONER

1 SEC. 25. For the industrial commissioner there is hereby appro-
 2 priated from the general fund of the state for each year of the bien-
 3 nium beginning July 1, 1955, and ending June 30, 1957, the sum of
 4 forty-two thousand five hundred dollars (\$42,500.00) or so much
 5 thereof as may be necessary to be used in the following manner:

6	For salary of commissioner	\$ 6,500.00
7	For salaries, support, maintenance, travel expense, 8 state share of employment retirement fund and miscel- 9 laneous purposes	36,000.00
10	Grand total of all appropriations for all purposes for 11 each year of the biennium for the industrial commis- 12 sioner	\$ 42,500.00

INSURANCE DEPARTMENT OF IOWA

1 SEC. 26. For the office of the insurance commission there is here-
 2 by appropriated from the general fund of the state for each year
 3 of the biennium beginning July 1, 1955, and ending June 30, 1957,
 4 the sum of one hundred six thousand five hundred dollars (\$106,-
 5 500.00) or so much thereof as may be necessary to be used in the
 6 following manner:

7	For salary of commissioner	\$ 7,500.00
8	For salaries, support, maintenance and miscellaneous 9 purposes	99,000.00
10	Grand total of all appropriations for all purposes for 11 each year of the biennium for the office of the insurance 12 commission	\$ 106,500.00

LIBRARIES, IOWA STATE

1 SEC. 27. For the board of trustees there is hereby appropriated
 2 from the general fund of the state for each year of the biennium
 3 beginning July 1, 1955, and ending June 30, 1957, for state libraries,
 4 the sum of one hundred twenty-three thousand three hundred forty-
 5 five (\$123,345.00) or so much thereof as may be necessary to be used
 6 in the following manner:

7	LAW DIVISION	
8	For salary of librarian	\$ 4,500.00
9	For salaries, support, maintenance and miscellaneous 10 purposes	29,300.00
11	Total for law division	\$ 33,800.00
12	(1) MEDICAL DIVISION	
13	For salary of librarian	4,500.00
14	For salaries, support, maintenance and miscellaneous 15 purposes	23,225.00
16	Total for medical division	\$ 27,725.00
17	(2) TRAVELING DIVISION	
18	For salary of librarian	4,500.00

19	For salaries, support, maintenance and miscellaneous	
20	purposes	57,320.00
21	Total for traveling division	\$ 61,820.00
22	Grand total for all appropriations for all purposes for	
23	each year of the biennium for the library commission	\$ 123,345.00

NATIONAL GUARD AND STATE GUARD

1	SEC. 28. For the national guard and the state guard there is here-	
2	by appropriated from the general fund of the state for each year	
3	of the biennium beginning July 1, 1955, and ending June 30, 1957,	
4	the sum of seven hundred two thousand five hundred twenty dollars	
5	(\$702,520.00) or so much thereof as may be necessary to be used in	
6	the following manner:	
7	For salary of adjutant general	\$ 7,500.00
8	For salaries	264,820.00
9	For support, maintenance and armories	430,200.00
10	Grand total of all appropriations for all purposes for	
11	each year of the biennium for the national guard and	
12	state guard	\$ 702,520.00

NATURAL RESOURCES COUNCIL, IOWA

1	SEC. 29. For the Iowa natural resources council there is hereby	
2	appropriated from the general fund of the state for each year of the	
3	biennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of sixty thousand dollars (\$60,000.00) or so much thereof as may	
5	be necessary to be used in the following manner:	
6	For salaries, support, maintenance and miscellaneous	
7	purposes	\$ 60,000.00
8	Grand total of all appropriations for all purposes for	
9	each year of the biennium for the Iowa natural resources	
10	council	\$ 60,000.00

PAROLE, BOARD OF

1	SEC. 30. For the office of board of parole there is hereby appro-	
2	priated from the general fund of the state for each year of the bien-	
3	niennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of eighty-five thousand dollars (\$85,000.00) or so much thereof as may	
5	be necessary to be used in the following manner:	
6	Board of parole salaries (3 members at \$4,800.00	
7	each)	\$ 14,400.00
8	For salary of secretary and superintendent of parole	
9	agents	5,240.00
10	For salaries, support, maintenance and miscellaneous	
11	purposes	65,360.00
12	Grand total of all appropriations for all purposes for	
13	each year of the biennium for the board of parole	\$ 85,000.00

PHARMACY EXAMINERS

1	SEC. 31. For the pharmacy examining board there is hereby	
2	appropriated from the general fund of the state for each year of	
3	the biennium beginning July 1, 1955, and ending June 30, 1957, the	
4	sum of forty-two thousand three hundred eighty dollars (\$42,380.00)	
5	or so much thereof as may be necessary to be used in	
6	the following manner:	
7	GENERAL OFFICE	
8	For salary of secretary and narcotic supervisor	\$ 4,800.00
9	For salaries, support, maintenance and miscellaneous	
10	purposes	22,020.00
		<hr/>
11	Total for general office	\$ 26,820.00
12	(1) UNIFORM NARCOTIC LAW DIVISION—	
13	ILLEGAL ENFORCEMENT	
14	For salaries, support, maintenance and miscellaneous	
15	purposes in making investigations of illegal sales	\$ 12,800.00
16	(2) UNIFORM NARCOTIC LAW DIVISION—	
17	LEGAL ENFORCEMENT	
18	For salaries, maintenance and miscellaneous purposes	
19	of legal sales	2,760.00
		<hr/>
20	Grand total of all appropriations for all purposes for	
21	each year of the biennium for the pharmacy examining	
22	board	\$ 42,380.00

PIONEER LAWMAKERS

1	SEC. 32. For the pioneer lawmakers there is hereby appropriated	
2	from the general fund of the state for each year of the biennium be-	
3	ginning July 1, 1955, and ending June 30, 1957, the sum of one hun-	
4	dred fifty dollars (\$150.00) or so much thereof as may be necessary	
5	to be used in the following manner:	
6	For salary of secretary	\$ 50.00
7	For miscellaneous purposes	100.00
		<hr/>
8	Grand total of all appropriations for all purposes for	
9	each year of the biennium for the pioneer lawmakers	\$ 150.00

PRINTING BOARD, THE

1	SEC. 33. For the state printing board there is hereby appropri-	
2	ated from the general fund of the state for each year of the bien-	
3	niium beginning July 1, 1955, and ending June 30, 1957, the sum of	
4	one hundred fifty thousand seven hundred forty dollars (\$150,740.00)	
5	or so much thereof as may be necessary to be used in the following	
6	manner:	
7	GENERAL OFFICE	
8	For salary of superintendent	\$ 5,500.00
9	For salaries, support, maintenance and miscellaneous	
10	purposes	59,540.00
		<hr/>
11	Total for general office	\$ 65,040.00

12 Provided that funds appropriated for the general office by this
 13 section, in the discretion of the printing board, may be used to pay
 14 the cost of printing of the "Iowa Official Register", proceedings of
 15 Iowa Academy of Science, "Iowa Welcomes You" booklet, and other
 16 miscellaneous items.

17 **PRINTING AND BINDING**

18 For necessary printing and binding\$ 85,700.00

19 Grand total of all appropriations for all purposes for
 20 each year of the biennium for the state printing board....\$ 150,740.00

21 Provided that funds appropriated for printing and binding by this
 22 section, in the discretion of the printing board, may be used in sup-
 23 plying paper stock, multigraph or mimeograph work, and original
 24 payment of printing and binding claims for any of the state depart-
 25 ments, bureaus, associations and institutions, any sum so used shall
 26 be reimbursed to the printing board and returned to the credit of
 27 the appropriation made for printing and binding. These payments
 28 shall be made to the printing board in the same manner as other
 29 claims against such departments are paid.

PUBLIC INSTRUCTION, DEPARTMENT OF

1 **SEC. 34.** For the department of public instruction there is hereby
 2 appropriated from the general fund of the state for each year of
 3 the biennium beginning July 1, 1955, and ending June 30, 1957, the
 4 sum of eight hundred fifty-two thousand one hundred twenty-five
 5 dollars (\$852,125.00) or so much thereof as may be necessary to be
 6 used in the following manner:

7 **GENERAL OFFICE**

8 For salary of superintendent of public instruction\$ 10,000.00

9 For salaries 290,000.00

10 Total General office\$ 300,000.00

11 **SCHOOL LUNCH PROGRAM**

12 For salaries (should federal appropriations be stopped
 13 for public school lunches then this money should revert
 14 to the general fund)\$ 41,325.00

15 Total salaries\$ 341,325.00

16 **OTHER EXPENSES FOR GENERAL OFFICE AND**
 17 **SCHOOL LUNCH PROGRAM (consolidated)**

18 Travel and contingent\$ 40,000.00

19 General office supplies 700.00

20 Books and periodicals 500.00

21 Bond premiums 250.00

22 Equipment aid for handicapped children 5,500.00

23 Administration and conference fund 4,500.00

24 Expense state board of public instruction 4,650.00

25 Revision and study school courses 2,500.00

26 Veterans education program 200.00

27 I.B.M. rental, service and supplies 11,000.00

28 Microfilming 1,500.00

29 Printing and binding 21,000.00

30	Television kinescopes	3,500.00
31	Total other expenses	\$ 95,800.00
32	Sub-total	\$ 437,125.00
33	(1) VOCATIONAL EDUCATION	
34	For salaries, support, maintenance and miscellaneous	
35	purposes	\$ 65,000.00
36	(2) VOCATIONAL REHABILITATION	
37	For salaries, support, maintenance and miscellaneous	
38	purposes	\$ 350,000.00
39	Grand total of all appropriations for all purposes for	
40	each year of the biennium for the department of public	
41	instruction and the various divisions thereof	\$ 852,125.00

PUBLIC SAFETY, DEPARTMENT OF

1	SEC. 35. For the department of public safety there is hereby	
2	appropriated from the general fund of the state for each year of the	
3	biennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of two million eight hundred ten thousand two hundred seventy-eight	
5	dollars (\$2,810,278.00) or so much thereof as may be necessary to	
6	be used in the following manner:	
7	DIVISION OF ADMINISTRATION	
8	For salary of commissioner	\$ 8,500.00
9	For salaries, support, maintenance and miscellaneous	
10	purposes	32,400.00
11		\$ 40,900.00
12	(1) DIVISION OF ACCIDENT STATISTICS	
13	AND PUBLIC LIABILITY	
14	For salaries, support, maintenance and miscellaneous	
15	purposes	\$ 183,260.00
16	(2) DIVISION OF CRIMINAL INVESTIGATION	
17	For salary of chief of criminal investigation	\$ 6,000.00
18	For salaries, support, maintenance, miscellaneous pur-	
19	poses, and for the state's contribution to the peace officers'	
20	retirement, accident and disability system, provided in	
21	chapter 97A, Code of 1954, in the amount of eight per	
22	cent of the salaries of personnel included in the system....	\$ 147,035.00
23		\$ 153,035.00
24	(3) DIVISION OF FIRE MARSHAL	
25	For salary of fire marshal	\$ 4,900.00
26	For salaries, support, maintenance and miscellaneous	
27	purposes	40,290.00
28		\$ 45,190.00
29	(4) DIVISION OF HIGHWAY PATROL	
30	For salary of chief of highway patrol	\$ 6,000.00
31	For salaries, support, maintenance, miscellaneous pur-	
32	poses, and for the state's contribution to the peace officers'	
33	retirement, accident and disability system, provided in	
34	chapter 97A, Code 1954, in the amount of eight per cent	

35	(8%) of the salaries of personnel included in the system,	
36	and including liability insurance	\$1,576,893.00
		<hr/>
37		\$1,582,893.00
38	Section ninety-seven A point six (97A.6), Code 1954, is hereby	
39	amended by adding to subsection two (2) the following:	
40	“Provided, however, that any person eligible to or receiving federal	
41	social security benefits shall, upon retirement at the age of 65 years	
42	or after, continue to receive such benefits as provided in paragraphs	
43	(a) and (b) hereof, but such benefits shall be reduced by the amount	
44	of any federal social security benefit received by such person.”.	
45	(5) DIVISION OF MOTOR REGISTRATION	
46	For salary of superintendent	\$ 4,700.00
47	For salaries, support, maintenance and miscellaneous	
48	purposes	285,000.00
		<hr/>
49		\$ 289,700.00
50	(6) DIVISION OF OPERATORS AND	
51	CHAUFFEURS LICENSE	
52	For salaries, support, maintenance and miscellaneous	
53	purposes	\$ 288,830.00
		<hr/>
54	(7) DIVISION OF RADIO COMMUNICATION	
55	For salary of superintendent	\$ 5,500.00
56	For salaries, support, maintenance and miscellaneous	
57	purposes	169,710.00
		<hr/>
58		\$ 175,210.00
59	(8) DIVISION OF SAFETY EDUCATION	
60	For salaries, support, maintenance and miscellaneous	
61	purposes	\$ 51,260.00
		<hr/>
62		\$ 51,260.00
63	Grand total of all appropriations for all purposes for	
64	each year of the biennium for the department of public	
65	safety and all divisions thereof	\$2,810,278.00

REAL ESTATE COMMISSION, IOWA

1	SEC. 36. For the Iowa real estate commission there is hereby	
2	appropriated from the general fund of the state for each year of the	
3	biennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of twenty-one thousand nine hundred dollars (\$21,900.00) or so much	
5	thereof as may be necessary to be used in the following manner:	
6	For salary of director	\$ 4,800.00
7	For salaries, support, maintenance and miscellaneous	
8	purposes	\$ 17,100.00
		<hr/>
9	Grand total of all appropriations for all purposes for	
10	each year of the biennium for the Iowa real estate com-	
11	mission	\$ 21,900.00

SECRETARY OF STATE

1 SEC. 37. For the office of secretary of state there is hereby appro-
 2 priated from the general fund of the state for each year of the bien-
 3 nium beginning July 1, 1955, and ending June 30, 1957, the sum of
 4 forty-four thousand six hundred forty dollars (\$44,640.00) or so
 5 much thereof as may be necessary to be used in the following manner:
 6 For salary of secretary of state\$ 7,500.00
 7 For salaries, support, maintenance and miscellaneous
 8 purposes\$ 37,140.00

9 Grand total of all appropriations for all purposes for
 10 each year of the biennium for the office of secretary of
 11 state\$ 44,640.00

SOIL CONSERVATION

1 SEC. 38. For soil conservation there is hereby appropriated from
 2 the general fund of the state for each year of the biennium beginning
 3 July 1, 1955, and ending June 30, 1957, the sum of forty-five thou-
 4 sand dollars (\$45,000.00) or so much thereof as may be necessary to
 5 be used in the following manner:
 6 For salaries, support, maintenance and miscellaneous
 7 purposes\$ 45,000.00

8 Grand total of all appropriations for all purposes for
 9 each year of the biennium for soil conservation\$ 45,000.00

SOLDIERS' BONUS BOARD, WORLD WAR
 ORPHANS' EDUCATION AID

1 SEC. 39. For the Iowa soldiers' bonus board there is hereby appro-
 2 priated from the general fund of the state for each year of the
 3 biennium beginning July 1, 1955, and ending June 30, 1957, the sum
 4 of eight thousand dollars (\$8,000.00) or so much thereof as may be
 5 necessary to be used in the following manner:
 6 For the purpose of administration and aiding in the
 7 education of children of honorably discharged soldiers,
 8 sailors, marines, nurses or other component part of the
 9 military forces of this state or nation\$ 8,000.00

10 Grand total of all appropriations for all purposes for
 11 each year of the biennium for the soldiers' bonus board....\$ 8,000.00

SPANISH-AMERICAN WAR VETERANS

1 SEC. 40. For the Spanish-American war veterans there is hereby
 2 appropriated from the general fund of the state for each year of
 3 the biennium beginning July 1, 1955, and ending June 30, 1957, the
 4 sum of three thousand five hundred dollars (\$3,500.00) or so much
 5 thereof as may be necessary to be used in the following manner:
 6 For salaries, support, maintenance and miscellaneous
 7 purposes\$ 3,500.00

8 Grand total of all appropriations for all purposes for

9 each year of the biennium for the Spanish-American war
10 veterans\$ 3,500.00

SUPREME COURT

1 SEC. 41. For the supreme court there is hereby appropriated from
2 the general fund of the state for each year of the biennium beginning
3 July 1, 1955, and ending June 30, 1957, the sum of one hundred thirty-
4 seven thousand five hundred fifty dollars (\$137,550.00) or so much
5 thereof as may be necessary to be used in the following manner:
6 For salaries of judges of the supreme court of Iowa,
7 and for the state's contribution, in the amount of three
8 per cent of such salaries, to the judicial retirement system
9 provided for in chapter 605A, Code 1954\$ 95,700.00
10 For salaries, support, maintenance and miscellaneous
11 purposes 41,600.00
12 Rules of procedure 250.00

13 Grand total of all appropriations for all purposes for
14 each year of the biennium for the supreme court\$ 137,550.00
15 Section six hundred eighty-four point seventeen (684.17), Code
16 1954, is amended by striking from lines three (3) and four (4) the
17 words "ten thousand dollars a year, as provided by law" and substi-
18 tuting in lieu thereof the words "twelve thousand dollars per year,
19 provided that the compensation of judges during the terms existing
20 at the time of the passage of this Act shall be at the rate of ten thou-
21 sand dollars per year until the end of said existing terms."

SUPREME COURT, CLERK OF

1 SEC. 42. For the office of clerk of supreme court there is hereby
2 appropriated from the general fund of the state for each year of
3 the biennium beginning July 1, 1955, and ending June 30, 1957, the
4 sum of fifteen thousand six hundred dollars (\$15,600.00) or so much
5 thereof as may be necessary to be used in the following manner:
6 For salary of chief clerk\$ 5,000.00
7 For salaries, support, maintenance and miscellaneous
8 purposes 10,600.00
9 Grand total of all appropriations for all purposes for
10 each year of the biennium for the office of the clerk of
11 supreme court\$ 15,600.00

SUPREME COURT, REPORTER OF AND CODE EDITOR

1 SEC. 43. For the department of the reporter of the supreme court
2 and code editor there is hereby appropriated from the general fund
3 of the state for each year of the biennium beginning July 1, 1955,
4 and ending June 30, 1957, the sum of twenty-five thousand eight
5 hundred dollars (\$25,800.00) or so much thereof as may be necessary
6 to be used in the following manner:
7 For salary of code editor\$ 6,000.00
8 For salary of deputy code editor\$ 5,600.00

9	For salaries, support, maintenance and miscellaneous	
10	purposes	14,200.00
11	Grand total of all appropriations for all purposes for	
12	each year of the biennium for the department of reporter	
13	of supreme court and code editor	\$ 25,800.00

TAX COMMISSION, STATE

1	SEC. 44. For the state tax commission there is hereby appropri-	
2	ated from the general fund of the state for each year of the biennium	
3	beginning July 1, 1955, and ending June 30, 1957, the sum of one	
4	million one hundred twenty-three thousand three hundred twenty-	
5	four dollars (\$1,123,324.00) or so much thereof as may be necessary	
6	to be used in the following manner:	
7	For salary of commissioners (2 persons at \$6,500.00	
8	each)	\$ 13,000.00
9	For salary of commissioner (whose term expires June	
10	30, 1961)	6,000.00
11	For printing and binding	85,000.00
12	For salaries, support, maintenance and miscellaneous	
13	purposes	1,019,324.00
14	Grand total of all appropriations for all purposes for	
15	each year of the biennium for the state tax commission....	\$1,123,324.00

TREASURER OF STATE

1	SEC. 45. For the department of treasurer of state there is hereby	
2	appropriated from the general fund of the state for each year of the	
3	biennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of sixty-three thousand one hundred sixty dollars (\$63,160.00) or so	
5	much thereof as may be necessary to be used in the following manner:	
6	For salary of treasurer	\$ 7,500.00
7	For salaries, support, maintenance and miscellaneous	
8	purposes	55,660.00
9	Grand total of all appropriations for all purposes for	
10	each year of the biennium for the department of treas-	
11	urer of state	\$ 63,160.00

UNIFORM LAWS, COMMISSION ON

1	SEC. 46. For the commission on uniform laws there is hereby	
2	appropriated from the general fund of the state for each year of the	
3	biennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of one thousand five hundred dollars (\$1,500.00) or so much thereof	
5	as may be necessary to be used in the following manner:	
6	For support of the conference of commissioners on	
7	uniform state laws	\$ 700.00
8	For traveling expenses of members of the commission	
9	on uniform laws	800.00
10	Grand total of all appropriations for all purposes for	

11 each year of the biennium for the commission on uni-
 12 form laws\$ 1,500.00

SOCIAL WELFARE, DEPARTMENT OF

1 SEC. 47. Section two hundred thirty-four point five (234.5), Code
 2 1954, is hereby amended by striking from lines four (4) and five (5)
 3 the words "five thousand" and inserting in lieu thereof the words
 4 "five thousand five hundred".

1 SEC. 48. All salaries provided for in this Act are in lieu of all
 2 existing statutory salaries, for the positions provided herein, and
 3 shall be payable in equal monthly or semi-monthly installments, and
 4 shall be in full compensation for all services except as otherwise ex-
 5 pressly provided.

MINE EXAMINING BOARD

1 SEC. 49. For the mine examining board there is hereby appro-
 2 priated from the general fund of the state for each year of the bien-
 3 nium beginning July 1, 1955, and ending June 30, 1957, the sum of
 4 two thousand seven hundred sixty dollars (\$2,760.00) or so much
 5 thereof as may be necessary to be used in the following manner:

6 For per diem and expenses\$ 2,760.00

7 Grand total of all appropriations for all purposes for
 8 each year of the biennium for the mine examining board..\$ 2,760.00

MINE INSPECTORS

1 SEC. 50. For the department of mine inspectors there is hereby
 2 appropriated from the general fund of the state for each year of the
 3 biennium beginning July 1, 1955, and ending June 30, 1957, the sum
 4 of thirteen thousand seven hundred thirty dollars (\$13,730.00) or
 5 so much thereof as may be necessary to be used in the following
 6 manner:

7 For salary of two (2) mine inspectors at \$4,200.00
 8 each\$ 8,400.00

9 For salaries, support, maintenance and miscellaneous
 10 purposes 5,330.00

11 Grand total of all appropriations for all purposes for
 12 each year of the biennium for the department of mine
 13 inspectors\$ 13,730.00

1 SEC. 51. Where any provisions of the laws of this state are in
 2 conflict with this Act the provisions of this Act shall govern for the
 3 biennium.

1 SEC. 52. No department or commission of state located in the
 2 city of Des Moines shall expend any funds for the publication or dis-
 3 tribution of books or pamphlets or reports unless the publication there-
 4 of be expressly required by law or approved by the budget and
 5 financial control committee and the state printing board. A violation
 6 of this section shall constitute misfeasance in office.

1 SEC. 53. Notwithstanding the provisions of section forty-eight
 2 (48) of this Act, the salaries of the three members of the liquor
 3 control commission shall be six thousand dollars (\$6,000.00) for each
 4 commissioner for each year of the biennium beginning July 1, 1955, and
 5 ending June 30, 1957, to be paid from the Iowa liquor control act
 6 fund, there is hereby appropriated from the liquor control act fund
 7 for each year of the biennium beginning July 1, 1955, and ending
 8 June 30, 1957, the sum of fifteen thousand dollars (\$15,000.00) to the
 9 College of Medicine at Iowa City, Iowa, which shall be allocated for
 10 a study of the problem of alcoholism within the state of Iowa, by
 11 such persons as the dean of the College of Medicine of said hospital
 12 shall designate; said dean shall prepare a report and recommenda-
 13 tions thereon for the information of the 57th General Assembly; said
 14 dean shall make quarterly reports on such study to the budget and
 15 financial control committee for its information.

Approved May 6, 1955.

CHAPTER 2

BOARD OF CONTROL APPROPRIATIONS

H. F. 545

AN ACT to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1955, and ending June 30, 1957, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions under said board of control.

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

1 SECTION 1. There is hereby appropriated from the general fund of
 2 the state of Iowa for each year of the biennium beginning July 1,
 3 1955, and ending June 30, 1957, for the board of control of state insti-
 4 tutions for salaries, support, maintenance, repairs, replacements,
 5 alterations or equipment and miscellaneous purposes for all institu-
 6 tions under the control of said board the sum of fourteen million
 7 thirty-five thousand dollars (\$14,035,000.00) or so much thereof
 8 as may be necessary to be used for the following purposes to wit:

MENTAL HEALTH INSTITUTE

Cherokee

1 SEC. 2. For the Mental Health Institute at Cherokee, Iowa, there
 2 is hereby appropriated from the general fund of the state for each
 3 year of the biennium beginning July 1, 1955, and ending June 30,
 4 1957, the sum of one million five hundred twenty thousand dollars
 5 (\$1,520,000.00) or so much thereof as may be necessary to be used in
 6 the following manner:

7	For salaries	\$1,057,000.00
8	For support and maintenance.....	388,000.00
9	For repairs, replacements or alterations.....	45,000.00
10	For equipment	30,000.00
11	Total for Mental Health Institute, Cherokee.....	\$1,520,000.00

MENTAL HEALTH INSTITUTE

Clarinda

1 SEC. 3. For the Mental Health Institute at Clarinda, Iowa, there
 2 is hereby appropriated from the general fund of the state for each
 3 year of the biennium beginning July 1, 1955, and ending June 30,
 4 1957, the sum of one million five hundred twenty thousand dollars
 5 (\$1,520,000.00) or so much thereof as may be necessary to be used
 6 in the following manner:

7 For salaries	\$1,115,000.00
8 For support and maintenance.....	330,000.00
9 For repairs, replacements or alterations.....	45,000.00
10 For equipment	30,000.00
<hr/>	
11 Total for Mental Health Institute, Clarinda.....	\$1,520,000.00

GLENWOOD STATE SCHOOL

Glenwood

1 SEC. 4. For the Glenwood State School at Glenwood, Iowa, there
 2 is hereby appropriated from the general fund of the state for each
 3 year of the biennium beginning July 1, 1955, and ending June 30,
 4 1957, the sum of one million six hundred twenty thousand dollars
 5 (\$1,620,000.00) or so much thereof as may be necessary to be used
 6 in the following manner:

7 For salaries	\$1,111,500.00
8 For support and maintenance.....	433,500.00
9 For repairs, replacements or alterations.....	45,000.00
10 For equipment	30,000.00
<hr/>	
11 Total for Glenwood State School, Glenwood.....	\$1,620,000.00

MENTAL HEALTH INSTITUTE

Independence

1 SEC. 5. For the Mental Health Institute at Independence, Iowa,
 2 there is hereby appropriated from the general fund of the state for
 3 each year of the biennium beginning July 1, 1955, and ending June 30,
 4 1957, the sum of one million five hundred twenty thousand dollars
 5 (\$1,520,000.00) or so much thereof as may be necessary to be used
 6 in the following manner:

7 For salaries	\$1,079,000.00
8 For support and maintenance	366,000.00
9 For repairs, replacements or alterations.....	45,000.00
10 For equipment	30,000.00
<hr/>	
11 Total for Mental Health Institute, Independence.....	\$1,520,000.00

MENTAL HEALTH INSTITUTE

Mount Pleasant

1 SEC. 6. For the Mental Health Institute at Mount Pleasant, Iowa,
 2 there is hereby appropriated from the general fund of the state for
 3 each year of the biennium beginning July 1, 1955, and ending June 30,

4	1957, the sum of one million five hundred twenty thousand dollars	
5	(\$1,520,000.00) or so much thereof as may be necessary to be used	
6	in the following manner:	
7	For salaries	\$1,080,500.00
8	For support and maintenance.....	364,500.00
9	For repairs, replacements or alterations.....	45,000.00
10	For equipment	30,000.00
11	Total for Mental Health Institute, Mount Pleasant.....	\$1,520,000.00

STATE HOSPITAL AND SCHOOL
Woodward

1	SEC. 7. For the State Hospital and School at Woodward, Iowa,	
2	there is hereby appropriated from the general fund of the state for	
3	each year of the biennium beginning July 1, 1955, and ending June 30,	
4	1957, the sum of one million five hundred twenty thousand dollars	
5	(\$1,520,000.00) or so much thereof as may be necessary to be used in	
6	the following manner:	
7	For salaries	\$1,087,000.00
8	For support and maintenance	358,000.00
9	For repairs, replacements or alterations.....	45,000.00
10	For equipment	30,000.00
11	Total for State Hospital and School, Woodward.....	\$1,520,000.00

ANNIE WITTENMYER HOME, THE IOWA
Davenport

1	SEC. 8. For The Iowa Annie Wittenmyer Home at Davenport,	
2	Iowa, there is hereby appropriated from the general fund of the state	
3	for each year of the biennium beginning July 1, 1955, and ending June	
4	30, 1957, the sum of six hundred three thousand dollars (\$603,000.00)	
5	or so much thereof as may be necessary to be used in the following	
6	manner:	
7	For salaries	\$ 417,000.00
8	For support and maintenance.....	141,000.00
9	For repairs, replacements or alterations.....	25,000.00
10	For equipment	20,000.00
11	Total for The Iowa Annie Wittenmyer Home, Daven-	
12	port	\$ 603,000.00

SOLDIERS HOME, IOWA
Marshalltown

1	SEC. 9. For the Iowa Soldiers Home at Marshalltown, Iowa, there	
2	is hereby appropriated from the general fund of the state for each	
3	year of the biennium beginning July 1, 1955, and ending June 30,	
4	1957, the sum of six hundred thousand dollars (\$600,000.00) or so	
5	much thereof as may be necessary to be used in the following manner:	
6	For salaries	\$ 447,000.00
7	For support and maintenance.....	110,000.00
8	For repairs, replacements or alterations.....	25,000.00

9	For equipment	18,000.00
10	Total for Iowa Soldiers Home, Marshalltown.....	\$ 600,000.00

JUVENILE HOME, STATE

Toledo

1 SEC. 10. For the state Juvenile Home at Toledo, Iowa, there is
 2 hereby appropriated from the general fund of the state, for each year
 3 of the biennium beginning July 1, 1955, and ending June 30, 1957,
 4 the sum of three hundred eighty thousand dollars (\$380,000.00) or so
 5 much thereof as may be necessary to be used in the following manner:

6	For salaries	\$ 246,895.00
7	For support and maintenance.....	98,105.00
8	For repairs, replacements or alterations.....	25,000.00
9	For equipment	10,000.00
10	Total for state Juvenile Home, Toledo.....	\$ 380,000.00

MEN'S REFORMATORY

Anamosa

1 SEC. 11. For the Men's Reformatory at Anamosa, Iowa, there is
 2 hereby appropriated from the general fund of the state for each year
 3 of the biennium beginning July 1, 1955, and ending June 30, 1957,
 4 the sum of one million thirty-five thousand dollars (\$1,035,000.00)
 5 or so much thereof as may be necessary to be used in the following
 6 manner:

7	For salaries	\$ 661,000.00
8	For support and maintenance.....	327,000.00
9	For repairs, replacements or alterations.....	35,000.00
10	For equipment	12,000.00
11	Total for Men's Reformatory, Anamosa.....	\$1,035,000.00

TRAINING SCHOOL FOR BOYS

Eldora

1 SEC. 12. For the Training School for Boys at Eldora, Iowa, there
 2 is hereby appropriated from the general fund of the state for each
 3 year of the biennium beginning July 1, 1955, and ending June 30, 1957,
 4 the sum of five hundred seventy-five thousand dollars (\$575,000.00)
 5 or so much thereof as may be necessary to be used in the following
 6 manner:

7	For salaries	\$ 357,500.00
8	For support and maintenance.....	172,500.00
9	For repairs, replacements or alterations.....	25,000.00
10	For equipment	20,000.00
11	Total for Training School for Boys, Eldora.....	\$ 575,000.00

PENITENTIARY, STATE
Fort Madison

1 SEC. 13. For the State Penitentiary at Fort Madison, Iowa, there
2 is hereby appropriated from the general fund of the state for each
3 year of the biennium beginning July 1, 1955, and ending June 30,
4 1957, the sum of one million two hundred thirty-five thousand dollars
5 (\$1,235,000.00) or so much thereof as may be necessary to be used in
6 the following manner:

7	For salaries	\$ 770,500.00
8	For support and maintenance.....	417,500.00
9	For repairs, replacements or alterations.....	35,000.00
10	For equipment	12,000.00
		\$1,235,000.00
11	Total for State Penitentiary, Fort Madison.....	\$1,235,000.00

TRAINING SCHOOL FOR GIRLS
Mitchellville

1 SEC. 14. For the Training School for Girls at Mitchellville, Iowa,
2 there is hereby appropriated from the general fund of the state for
3 each year of the biennium beginning July 1, 1955, and ending June
4 30, 1957, the sum of two hundred twenty-five thousand dollars (\$225,-
5 000,00) or so much thereof as may be necessary to be used in the fol-
6 lowing manner:

7	For salaries	\$ 142,000.00
8	For support and maintenance.....	58,000.00
9	For repairs, replacements or alterations.....	15,000.00
10	For equipment	10,000.00
		\$ 225,000.00
11	Total for Training School for Girls, Mitchellville.....	\$ 225,000.00

WOMEN'S REFORMATORY
Rockwell City

1 SEC. 15. For the Women's Reformatory at Rockwell City, Iowa,
2 there is hereby appropriated from the general fund of the state for
3 each year of the biennium beginning July 1, 1955, and ending June 30,
4 1957, the sum of one hundred sixty-two thousand dollars (\$162,000.00)
5 or so much thereof as may be necessary to be used in the following
6 manner:

7	For salaries	\$ 97,000.00
8	For support and maintenance.....	49,000.00
9	For repairs, replacements or alterations.....	10,000.00
10	For equipment	6,000.00
		\$ 162,000.00
11	Total for Women's Reformatory, Rockwell City.....	\$ 162,000.00

1 SEC. 16. Chapter eight (8), Code 1954, shall apply to this Act.

Approved May 11, 1955.

CHAPTER 3

BOARD OF CONTROL CAPITAL IMPROVEMENTS

H. F. 583

AN ACT to appropriate funds for capital improvements for institutions under the board of control, including construction of new buildings, repairs, improvements, replacements or alterations, and providing for the joint control for the expenditure thereof by the board of control and the budget and financial control committee.

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

1 SECTION 1. There is hereby appropriated from the general fund
2 of the state to the board of control the sum of two million five hun-
3 dred thousand dollars (\$2,500,000.00) to be used in the following
4 manner, to wit:

5 To supplement any prior appropriations for capital improvement
6 items for construction of new buildings, repairs, improvements, re-
7 placements or alterations, or for any other capital expenditure the
8 board of control may deem necessary for the proper and necessary
9 function of any institution under its jurisdiction.

1 SEC. 2. Before any of the funds herein appropriated shall be ex-
2 pended, it shall be determined by the board of control, with the
3 approval of the budget and financial control committee, that the ex-
4 penditures shall be for the best interests of the state.

1 SEC. 3. Contracts, plans and specifications, or plan of operation
2 for improvements for which funds are herein appropriated shall be
3 submitted to the budget and financial control committee for approval
4 by the board of control, except that items commonly known as change
5 orders need not be submitted to the budget and financial control com-
6 mittee for approval unless such change orders actually increase the
7 total cost of that particular project.

1 SEC. 4. The board of control and the budget and financial control
2 committee are hereby authorized to obtain federal grants to the state
3 to be used in connection with the funds above appropriated.

Approved May 6, 1955.

CHAPTER 4

BOARD OF EDUCATION* APPROPRIATION

H. F. 582

AN ACT to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1955, and ending June 30, 1957, to the board of education for the support, maintenance, equipment, repairs, replacements or alterations of institutions under said board of education.*

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

1 SECTION 1. There is hereby appropriated from the general fund
2 of the state for each year of the biennium beginning July 1, 1955,
3 and ending June 30, 1957, for the support, maintenance, equipment,

*See ch. 131.

4 repairs, replacements or alterations of all institutions under the con-
 5 trol of the state board of education, the sum of twenty-six million
 6 seven hundred twenty-nine thousand two hundred fifty dollars (\$26,-
 7 729,250.00) or so much thereof as may be necessary, and for the
 8 following purposes to wit:

STATE UNIVERSITY OF IOWA
 Iowa City

1 SEC. 2. For the state university of Iowa there is hereby appro-
 2 priated from the general fund of the state for each year of the bien-
 3 nium beginning July 1, 1955, and ending June 30, 1957, the sum of
 4 eight million four hundred forty-five thousand five hundred thirty-
 5 eight dollars (\$8,445,538.00) or so much thereof as may be necessary
 6 to be used in the following manner:

7	For salaries, support, maintenance and miscellaneous	
8	purposes, to include \$350,000.00 for equipment.....	\$ 8,142,538.00
9	For repairs, replacements or alterations	300,000.00
10	For Lakeside laboratory, for repairs, replacements,	
11	alterations or equipment	3,000.00
12	Total for state university of Iowa	<u>\$ 8,445,538.00</u>

UNIVERSITY HOSPITAL

1 SEC. 3. For the purpose of carrying out the purpose of chapter
 2 two hundred fifty-five (255), Code 1954, there is hereby appropriated
 3 from the general fund of the state for each year of the biennium
 4 beginning July 1, 1955, and ending June 30, 1957, the sum of four
 5 million eighty-two thousand two hundred twenty-two dollars (\$4,-
 6 082,222.00) or so much thereof as may be necessary to be used in
 7 the following manner:

8	For salaries, support, maintenance and for medical	
9	and surgical treatment of indigent patients at the uni-	
10	versity hospital, to include \$100,000.00 for equipment..	\$ 3,916,222.00
11	For repairs, replacements or alterations.....	166,000.00
12	Total for the university hospital	<u>\$ 4,082,222.00</u>

PSYCHOPATHIC HOSPITAL

1 SEC. 4. For the psychopathic hospital for the purpose of chapter
 2 two hundred twenty-five (225), Code 1954, there is hereby appro-
 3 priated from the general fund of the state for each year of the
 4 biennium beginning July 1, 1955, and ending June 30, 1957, the sum
 5 of four hundred twenty-seven thousand dollars (\$427,000.00) or so
 6 much thereof as may be necessary to be used in the following manner:

7	For salaries, support, maintenance and for the care,	
8	treatment and maintenance of committed and voluntary	
9	public patients therein, to include \$8,000.00 for equip-	
10	ment	\$ 415,000.00
11	For repairs, replacements or alterations.....	12,000.00
12	Total for the psychopathic hospital	<u>\$ 427,000.00</u>

BACTERIOLOGICAL LABORATORY

1 SEC. 5. For the bacteriological laboratory there is hereby appro-
 2 priated from the general fund of the state for each year of the
 3 biennium beginning July 1, 1955, and ending June 30, 1957, the sum
 4 of two hundred eighteen thousand nine hundred forty dollars
 5 (\$218,940.00) or so much thereof as may be necessary to be used in
 6 the manner and under the authority provided in chapter two hundred
 7 sixty-three (263), Code 1954:

8	For salaries, support, maintenance and miscellaneous	
9	purposes, to include \$17,500.00 for equipment.....	\$ 218,940.00
10	Total for bacteriological laboratory	\$ 218,940.00

HOSPITAL-SCHOOL

1 SEC. 6. For the hospital-school there is hereby appropriated from
 2 the general fund of the state for each year of the biennium begin-
 3 ning July 1, 1955, and ending June 30, 1957, the sum of four hundred
 4 thirty-five thousand five hundred fifty dollars (\$435,550.00) or so
 5 much thereof as may be necessary to be used in the manner and un-
 6 der the authority provided in chapter two hundred sixty-three (263),
 7 Code 1954:

8	For salaries, support, maintenance and miscellaneous	
9	purposes, to include \$15,000.00 for equipment.....	\$ 430,550.00
10	For repairs, replacements or alterations.....	5,000.00
11	Total for hospital-school	\$ 435,550.00

IOWA STATE COLLEGE OF AGRICULTURE
AND MECHANIC ARTS

Ames

1 SEC. 7. For the Iowa state college of agriculture and mechanic
 2 arts there is hereby appropriated from the general fund of the state
 3 for each year of the biennium beginning July 1, 1955, and ending
 4 June 30, 1957, the sum of eight million two hundred eighty-two thou-
 5 sand sixty-three dollars (\$8,282,063.00) or so much thereof as may
 6 be necessary to be used in the following manner:

7	For salaries, support, maintenance and miscellaneous purposes:	
8	For instruction and administration, to include	
9	\$249,000.00 for equipment	\$ 4,910,169.00
10	For research, to include \$73,500.00 for equipment	2,037,111.00
11	For extension, to include \$27,500.00 for equipment..	1,034,783.00
12	For repairs, replacements or alterations	300,000.00
13	Total for the Iowa state college of agriculture and	
14	mechanic arts	\$ 8,282,063.00

IOWA STATE TEACHERS COLLEGE

Cedar Falls

1 SEC. 8. For the Iowa state teachers college there is hereby ap-
 2 propriated from the general fund of the state for each year of the

3	biennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of two million nine hundred twenty-three thousand nine hundred	
5	thirty dollars (\$2,923,930.00) or so much thereof as may be necessary	
6	to be used in the following manner:	
7	For salaries, support, maintenance and miscellaneous	
8	purposes, to include \$68,000.00 for equipment.....	\$ 2,783,930.00
9	For repairs, replacements or alterations.....	140,000.00
10	Total for Iowa state teachers college.....	\$ 2,923,930.00

IOWA SCHOOL FOR THE DEAF
Council Bluffs

1	SEC. 9. For the Iowa school for the deaf there is hereby appro-	
2	riated from the general fund of the state for each year of the	
3	biennium beginning July 1, 1955, and ending June 30, 1957, the sum	
4	of five hundred eighty-two thousand two hundred ninety-seven dol-	
5	lars (\$582,297.00) or so much thereof as may be necessary to be used	
6	in the following manner:	
7	For salaries, support, maintenance and miscellaneous	
8	purposes, to include \$10,000.00 for equipment.....	\$ 566,297.00
9	For repairs, replacements or alterations	16,000.00
10	Total for the Iowa school for the deaf.....	\$ 582,297.00

IOWA BRAILLE AND SIGHT-SAVING SCHOOL
Vinton

1	SEC. 10. For the Iowa braille and sight-saving school there is	
2	hereby appropriated from the general fund of the state for each year	
3	of the biennium beginning July 1, 1955, and ending June 30, 1957,	
4	the sum of three hundred fifty-two thousand three hundred eighty	
5	dollars (\$352,380.00) or so much thereof as may be necessary to be	
6	used in the following manner:	
7	For salaries, support, maintenance and miscellaneous	
8	purposes, to include \$7,500.00 for equipment.....	\$ 337,380.00
9	For repairs, replacements or alterations.....	15,000.00
10	Total for the Iowa braille and sight-saving school....	\$ 352,380.00

STATE SANATORIUM
Oakdale

1	SEC. 11. For the state sanatorium at Oakdale, Iowa, there is here-	
2	by appropriated from the general fund of the state for each year of	
3	the biennium beginning July 1, 1955, and ending June 30, 1957, the	
4	sum of nine hundred seventy-nine thousand three hundred thirty	
5	dollars (\$979,330.00) or so much thereof as may be necessary to be	
6	used in the following manner:	
7	For salaries, support, maintenance and miscellaneous	
8	purposes, to include \$36,600.00 for equipment.....	\$ 922,330.00
9	For repairs, replacements or alterations.....	57,000.00
10	Total for state sanatorium, Oakdale, Iowa.....	\$ 979,330.00

11 Grand total of all appropriations to the board of
 12 education for all purposes for all institutions under
 13 said board of education\$26,729,250.00

1 SEC. 12. In the event that more than the amounts set forth in
 2 this Act for equipment, for any of the institutions, are proposed to
 3 be expended for equipment during the biennium, the board of edu-
 4 cation shall, thirty days prior to such proposed expenditure, report
 5 in writing to the state comptroller, the kind and amount of such
 6 equipment to be purchased, the amount of such proposed expenditure,
 7 and the fund or account from which such expenditures are to be
 8 made.

1 SEC. 13. The budget of total expenditures for each institution
 2 under the control of the state board of education, including state
 3 appropriations and such other receipts as may be available for the
 4 same purpose as the state appropriations, during the biennium shall
 5 not exceed the budget for each institution as hereinafter set forth,
 6 except the board of education may, in the event of an emergency or
 7 necessity, which may arise at any particular institution under its
 8 control, expend more than the amount budgeted for such institution
 9 which expenditure shall be made out of increase in receipts of such
 10 institution, such increase in receipts meaning receipts in excess of
 11 the estimation of receipts of the respective institutions as set forth
 12 in the appropriations proposals submitted to the general assembly,
 13 provided that thirty days prior to such proposed increased expendi-
 14 ture the board shall report in writing to the state comptroller the
 15 specific purpose of such additional expenditure and the source and
 16 amount of funds available therefor, and further said board shall set
 17 out in its biennial report to the governor and the next general assembly
 18 such increased expenditure, the purpose thereof, and the source and
 19 amount of funds used therefor.

20 No funds appropriated by this Act or receipts, which may be used
 21 for the same purpose as said appropriations, may be used for capital
 22 improvements.

23	State university of Iowa	\$20,240,676.00
24	University hospital	11,924,444.00
25	Psychopathic hospital	972,300.00
26	Bacteriological laboratory	519,956.00
27	Hospital school	871,100.00
28	Iowa state college	24,045,550.00
29	Iowa state teachers college	6,601,536.00
30	Iowa school for the deaf.....	1,232,596.28
31	Iowa braille and sight-saving school	707,765.46
32	State sanatorium	2,178,260.00

33 Total budget for all institutions under the state board
 34 of education for the biennium beginning July 1, 1955,
 35 and ending June 30, 1957\$69,294,183.74

1 SEC. 14. Chapter eight (8), Code 1954, shall apply to this Act.

Approved May 6, 1955.

CHAPTER 5

BOARD OF EDUCATION* APPROPRIATION

H. F. 588

AN ACT to appropriate funds to the state board of education* and state historical society for capital improvements, repairs and alterations at state institutions.

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

1	SECTION 1. There is hereby appropriated from the general fund	
2	of the state to the state board of education the sum of five million	
3	twenty thousand seven hundred fifty dollars (\$5,020,750.00) to be	
4	used in the following manner.	
1	SEC. 2. Said sum shall be allocated in the following amounts:	
2	State University of Iowa	
3	Music	\$100,000.00
4	McBride	110,000.00
5	Laundry	150,000.00
6	Law annex and equipment	500,000.00
7	Utilities	340,000.00
8	Remodel vacated space	100,000.00
9	Steam services—repairs, replacements, alterations,	
10	and equipment	120,000.00
11	Iowa State College	
12	Home economics addition	950,000.00
13	Beef cattle nutrition laboratory completion	73,500.00
14	Repairs, replacements, alterations, and equipment:	
15	(a) Chemistry building	250,000.00
16	(b) Marston hall	45,000.00
17	(c) Veterinary research farm—sewage plant	11,000.00
18	(d) Physical plant shops	10,000.00
19	(e) Remodeling and rebuilding old horse barns	
20	for a ruminant digestion laboratory	50,000.00
21	(f) Agricultural extension service, agricultural	
22	annex and Morrill hall	25,000.00
23	(g) Meat laboratory	10,000.00
24	(h) Veterinary	15,000.00
25	(i) Mechanical engineering laboratories	40,000.00
26	(j) Engineering experiment station laboratories	30,000.00
27	(k) Engineering annex	15,000.00
28	(l) Armory	150,000.00
29	Iowa State Teachers college	
30	Section C of campus laboratory school and equipment....	597,500.00
31	Incinerator	20,000.00
32	Iowa braille and sight-saving school	
33	Rewiring	30,000.00
34	Repair and rebuild eaves (main building)	35,000.00
35	Reinforce subbasement (main building)	40,000.00
36	Seats (main building—auditorium)	5,000.00
37	Iowa school for the deaf	
38	New primary school building and equipment	300,000.00

*See ch. 131.

39	State sanatorium	
40	Building 53—kitchen, dining-room and patients' rooms..	477,000.00
41	Addition to power plant and equipment	261,750.00

1 SEC. 3. Before any of the funds hereinabove appropriated shall
2 be expended, it shall be determined by the state board of education,
3 with the approval of the budget and financial control committee, that
4 the expenditures shall be for the best interests of the state.

1 SEC. 4. Preliminary plans, or descriptions, and a project estimate
2 for improvements for which funds are hereinabove appropriated shall
3 be submitted by the state board of education to the budget and financial
4 control committee for approval before bids on the improvements are
5 requested. Contracts for construction of improvements for which
6 funds are hereinabove appropriated and project budgets shall be
7 submitted by the state board of education to the budget and financial
8 control committee for approval after bids are received. Items com-
9 monly known as change orders need not be submitted to the budget
10 and financial control committee for approval unless such change
11 orders actually increase the total cost of that particular contract by
12 three per cent (3%) or more.

1 SEC. 5. The state board of education and the budget and financial
2 control committee are hereby authorized to accept federal grants to
3 the state to be used in connection with the funds hereinabove appro-
4 priated.

1 SEC. 6. Upon the completion of any project as set forth in this
2 Act, any unobligated balance remaining may be used for any repairs
3 needed at the respective institution.

1 SEC. 7. There is hereby appropriated from the general fund of
2 the state to the state historical society of Iowa the sum of two hun-
3 dred thousand dollars (\$200,000.00) to be used for the erection of a
4 centennial building at Iowa City. Said appropriation shall be con-
5 tingent upon and be supplemented by an additional one hundred
6 thousand dollars (\$100,000.00) raised by the society to be used in
7 the construction of said building.

1 SEC. 8. The centennial building shall become the permanent home
2 of the state historical society of Iowa and may be located on a suitable
3 site on the campus of the state university agreed upon by the board
4 of curators of the society and the state board of education.

1 SEC. 9. There is hereby appropriated from the general fund of
2 the state to the university hospital for the purpose of improving
3 buildings to provide necessary equipment and facilities for observa-
4 tion, diagnosis, care and treatment of emotionally disturbed or men-
5 tally retarded children and for the purpose of research, study, train-
6 ing of professional workers in respect to the care, treatment and
7 training of such children\$130,000.00
8 For salaries, support and maintenance 30,000.00

Approved May 6, 1955.

CHAPTER 6

SOCIAL WELFARE DEPARTMENT APPROPRIATIONS

H. F. 546

AN ACT to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1955, and ending June 30, 1957, to the social welfare department for the purpose of aid to blind fund, aid to dependent children fund, child welfare fund, emergency relief fund and the old-age assistance fund; to amend sections two hundred thirty-nine point four (239.4), and two hundred thirty-nine point five (239.5), Code 1954, relating to aid to dependent children; and to amend section two hundred forty-nine point thirty-six (249.36), Code 1954, relating to the annual appropriation for the old-age assistance fund.

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

1 SECTION 1. For the social welfare department there is hereby
 2 appropriated from the general fund of the state for each year of the
 3 biennium beginning July 1, 1955, and ending June 30, 1957, the sum
 4 of sixteen million five hundred thirty-five thousand dollars (\$16,-
 5 535,000.00) to be used in the following manner:

6 For aid to blind fund	\$ 450,000.00
7 For aid to dependent children fund	2,400,000.00
8 For child welfare fund	250,000.00
9 For emergency relief fund	10,000.00
10 For old-age assistance fund	13,425,000.00
11 Grand total of all appropriations for all purposes for 12 each year of the biennium for the social welfare de- 13 partment	\$16,535,000.00

1 SEC. 2. No more than the amount herein appropriated to each
 2 fund, plus the unexpended balance in each fund on June 30, 1955,
 3 shall be expended from state funds for the purposes of each said fund
 4 during the biennium beginning July 1, 1955 and ending June 30, 1957.

1 SEC. 3. Section two hundred thirty-nine point four (239.4), Code
 2 1954, is hereby amended by adding the following sentence at the end
 3 of said section: "In cases involving physical or mental incapacity or
 4 unfitness of either parent, the county board of social welfare may
 5 require as a condition for granting assistance hereunder that such
 6 incapacity or unfitness be determined by a board of doctors which
 7 shall be selected by the county board of social welfare."

1 SEC. 4. Section two hundred thirty-nine point five (239.5), Code
 2 1954, is hereby amended as follows:

3 By inserting in line eleven (11) after the word "over", the follow-
 4 ing: "any recipient, or".

5 By striking from line fourteen (14) the words "no guardian shall
 6 be" and inserting in lieu thereof the following:

7 "a guardian of a child or children only shall not be".

8 By inserting in line nineteen (19) following the period (.) a new
 9 sentence as follows: "In addition to the assistance granted as pro-
 10 vided under this chapter, an amount not to exceed ten dollars (\$10.00)
 11 per case per month may be allowed for guardian's fees when author-
 12 ized by appropriate court order."

13 By striking the period (.) following the word "health" in line
 14 thirty-six (36) and inserting in lieu thereof the following: "; provid-
 15 ed, however, that no family shall receive a grant hereunder in excess

16 of one hundred seventy-five dollars (\$175.00) per month.”.

1 SEC. 5. Section two hundred forty-nine point thirty-six (249.36),
2 Code 1954, is hereby amended by striking the last paragraph.

Approved May 6, 1955.

CHAPTER 7

SPECIFIED SCHOOL AID

H. F. 575

AN ACT to make an appropriation from the general fund of the state of Iowa to the department of public instruction for specified school aid.

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

1 SECTION 1. There is hereby appropriated from the general fund
2 of the state of Iowa to the department of public instruction for each
3 year of the biennium beginning July 1, 1955, and ending June 30,
4 1957, the sum of eight hundred ninety-six thousand five hundred
5 dollars (\$896,500.00), or so much thereof as may be necessary, to be
6 used in the following manner:
7 Aid to handicapped children (special education) as pro-
8 vided in chapter two hundred eighty-one (281), Code
9 1954\$675,000.00
10 Mining camp school emergency 27,000.00
11 Mining camp schools state aid 45,000.00
12 Normal institute 49,500.00
13 For vocational education aid 100,000.00
14 (In addition to the two hundred thousand dollars (\$200,-
15 000.00) appropriated for this purpose under section two
16 hundred fifty-eight point eight (258.8), Code 1954.)
17 Any unencumbered balance shall revert in the manner
18 provided by chapter eight (8), Code 1954.

19 Total	\$896,500.00
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Approved May 6, 1955.

CHAPTER 8

SCHOOL TRANSPORTATION AID

H. F. 574

AN ACT to appropriate from the general fund of the state of Iowa six million dollars (\$6,000,000.00) to the department of public instruction for state aid for transportation as provided by chapter two hundred eighty-five (285), Code 1954.

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

1 SECTION 1. There is hereby appropriated from the general fund
2 of the state of Iowa to the department of public instruction for each

3 year of the biennium beginning July 1, 1955, and ending June 30, 1957,
 4 the sum of three million dollars (\$3,000,000.00), or so much thereof
 5 as may be necessary, for state aid for transportation as provided by
 6 chapter two hundred eighty-five (285), Code 1954.

Approved May 13, 1955.

CHAPTER 9

SUPPLEMENTAL AID TO SCHOOLS

H. F. 576

AN ACT to appropriate from the general fund of the state of Iowa eight million dollars (\$8,000,000.00) to the department of public instruction for supplemental aid to certain school districts of the state, as provided by chapter two hundred eighty-six (286), Code 1954.

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

1 SECTION 1. There is hereby appropriated from the general fund
 2 of the state of Iowa to the department of public instruction for each
 3 year of the biennium beginning July 1, 1955, and ending June 30,
 4 1957, the sum of four million dollars (\$4,000,000.00) or so much there-
 5 of as may be necessary for supplemental aid to such school districts
 6 of the state as qualify under provisions of chapter two hundred eighty-
 7 six (286), Code 1954, provided, however, that no school district shall
 8 receive financial aid under the provisions of said chapter of the Code
 9 for reimbursement for any year in which a school tax levy for the
 10 general fund of at least fifteen (15) mills was not made in such
 11 district.

Approved May 13, 1955.

CHAPTER 10

SCHOOL AID APPROPRIATIONS

H. F. 573

AN ACT to appropriate from the general fund of the state of Iowa to the department of public instruction twelve thousand dollars (\$12,000.00) for use as a revolving fund for the Veterans Administration, and five thousand dollars (\$5,000.00) for the school lunch program.

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

1 SECTION 1. There is hereby appropriated from the general fund
 2 of the state for the biennium beginning July 1, 1955, and ending June
 3 30, 1957, to the department of public instruction the sum of twelve
 4 thousand dollars (\$12,000.00) or so much thereof as may be necessary
 5 for the use of the veterans education program to be used as a revolving
 6 fund to pay salaries and travel of personnel which will be reimbursed
 7 by the veterans administration.
 8 Total\$12,000.00

1 SEC. 2. There is hereby appropriated from the general fund of the
 2 state for the biennium beginning July 1, 1955, and ending June 30,
 3 1957, to the department of public instruction the sum of five thousand
 4 dollars (\$5,000.00) or so much thereof as may be necessary to be used
 5 as a revolving fund to cover warehousing, handling, and transporta-
 6 tion of direct distribution of federal surplus commodities which will
 7 be reimbursed by charging pro rata costs of these items to receiving
 8 schools and institutions.
 9 Total\$ 5,000.00

Approved May 9, 1955.

CHAPTER 11

GENERAL SCHOOL AID

H. F. 577

AN ACT to appropriate twenty-eight million six hundred seventy thousand (\$28,-670,000.00) from the general fund of the state of Iowa to the department of public instruction for general state aid for school districts as provided by chapter two hundred eighty-six A (286A), Code 1954.

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

1 SECTION 1. There is hereby appropriated from the general fund
 2 of the state of Iowa to the department of public instruction for each
 3 year of the biennium beginning July 1, 1955, and ending June 30,
 4 1957, the sum of fourteen million three hundred thirty-five thousand
 5 dollars (\$14,335,000.00), or so much thereof as may be necessary,
 6 for general state aid to school districts as provided by chapter two
 7 hundred eighty-six A (286A), Code 1954, provided, however, that no
 8 school district shall receive financial aid under the provisions of said
 9 chapter of the Code in the event a school tax levy for the general
 10 fund of at least fifteen (15) mills was not made in such district for
 11 the preceding year.

This bill known as House File 577 was presented to the Governor within the last three days of the regular session of the Fifty-sixth General Assembly, whereupon errors in enrollment being discovered and the General Assembly by adjournment sine die, April 29, 1955, preventing its return for correction, it has this 23rd day of May, 1955, been correctly re-enrolled as hereinabove presented.

Approved May 24, 1955.

CHAPTER 12

CONSERVATION COMMISSION APPROPRIATION

H. F. 591

AN ACT to appropriate from the general fund of the state of Iowa to the state conservation commission for construction, replacement, repairs, acquisition of land, sanitary sewer project improvements, watershed area improvements and dredging; and to provide for the creation of a county conservation board and prescribing the powers and duties thereof.

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

1 SECTION 1. There is hereby appropriated and set out of the gen-
 2 eral fund of the state from any moneys not otherwise appropriated, to

3 the state conservation commission the sum of one million one hundred
4 seventy-three thousand dollars (\$1,173,000.00) or so much thereof as
5 may be necessary for construction, acquisition, replacements, altera-
6 tions for state parks and reserves, state forests, state waters, for
7 dredging, for sanitary sewer projects for artificial lake development,
8 for erosion control, for streams and lake access, for land acquisition
9 and for design and investigation, but said funds appropriated and set
10 aside by this act shall not be expended until it shall be determined by
11 the conservation commission with approval of the budget and financial
12 control committee and that its expenditures shall be for the best in-
13 terests of the state.

1 SEC. 2. The treasurer of the state of Iowa is hereby empowered to
2 invest any of the funds so appropriated and set aside by the provisions
3 of section one (1) of this Act in securities of the United States Gov-
4 ernment.

1 SEC. 3. When contracts, plans and specifications for improvements
2 for which funds are herein appropriated have been accepted by the
3 conservation commission, and approved and certified by the budget
4 and financial control committee of the state of Iowa, the state treas-
5 urer is authorized and directed to sell sufficient securities herein pro-
6 vided in section two (2) of this Act to cover the cost of said improve-
7 ment.

1 SEC. 4. The purposes of this Act are to create a county conserva-
2 tion board and to authorize counties to acquire, develop, maintain, and
3 make available to the inhabitants of the county, public parks, preserves,
4 parkways, playgrounds, recreational centers, county forests, wildlife
5 and other conservation areas, and to promote and preserve the health
6 and general welfare of the people, to encourage the orderly develop-
7 ment and conservation of natural resources, and to cultivate good citi-
8 zenship by providing adequate programs of public recreation.

1 SEC. 5. Upon petition of two hundred (200) voters in any county
2 to the board of supervisors thereof, said board shall submit to the
3 people of the county at the next regular election the question whether
4 a county conservation board shall be created as provided for in this
5 Act. If at said election the majority of votes polled for the creation of
6 a county conservation board, the board of supervisors shall within
7 sixty (60) days after said election, create a county conservation board
8 to consist of five (5) bona fide residents of such county. The members
9 first appointed shall hold office for the term of one, two, three, four
10 and five years respectively, as indicated and fixed by the county board
11 of supervisors. Thereafter, succeeding members shall be appointed
12 for a term of five years, except that vacancies occurring otherwise
13 than by expiration of term shall be filled by appointment for the un-
14 expired term. When any member of the board, during the term of
15 office, shall cease to be a bona fide resident of the county, he or she
16 shall thereby be disqualified as a member of said board and his or her
17 office shall thereupon be declared vacant. Members of the board shall
18 be selected and appointed on the basis of their demonstrated interest
19 in conservation matters, and shall serve without compensation, but
20 may be paid their actual and necessary expenses incurred in the per-
21 formance of their official duties.

1 SEC. 6. Within thirty days after their appointment, the board
2 shall organize by selecting from its members a president and secretary
3 and such other officers as are deemed necessary, who shall hold office
4 for the calendar year in which elected and until their successors are
5 selected and qualify. Three members of the board shall constitute a
6 quorum for the transaction of business. The board shall hold regular
7 monthly meetings. Special meetings may be called by the president,
8 and shall be called on the request of a majority of members, as the
9 necessity may require. The county conservation board shall have
10 power to adopt bylaws, to adopt and use a common seal, and to enter
11 into contracts. The county board of supervisors shall provide suitable
12 offices for the meetings of the county conservation board and for the
13 safekeeping of its records. Such records shall be subject to public in-
14 spection at all reasonable hours and under such regulations as the
15 county conservation board may prescribe. Said board shall annually
16 make a full and complete report to the county board of supervisors of
17 its transactions and operations for the preceding year. Such report
18 shall contain a full statement of its receipts, disbursements, and the
19 program of work for the period covered, and may include such recom-
20 mendations as may be deemed advisable. A copy of this report shall be
21 filed with the state conservation commission.

1 SEC. 7. The county conservation board shall have the custody, con-
2 trol and management of all real and personal property heretofore or
3 hereafter acquired by the county for public parks, preserves, park-
4 ways, playgrounds, recreation centers, county forests, county wild-
5 life areas, and other county conservation and recreation purposes and
6 is authorized and empowered:

7 (1) To study and ascertain the county's park, preserve, parkway,
8 and recreation and other conservation facilities, the need for such
9 facilities, and the extent to which such needs are being currently met,
10 and to prepare and adopt a coordinated plan of areas and facilities to
11 meet such needs.

12 (2) To acquire in the name of the county by gift, purchase, lease,
13 agreement or otherwise, in fee or with conditions, suitable real estate
14 within or without the territorial limits of the county areas of land and
15 water for public parks, preserves, parkways, playgrounds, recreation
16 centers, forests, wildlife and other conservation purposes. The state
17 conservation commission, the county board of supervisors, or the gov-
18 erning body of any city, town or village may, upon request of the
19 county conservation board, designate, set apart and transfer to the
20 county conservation board for use as parks, preserves, parkways, play-
21 grounds, recreation centers, play fields, tennis courts, skating rinks,
22 swimming pools, gymnasiums, rooms for arts and crafts, camps and
23 meeting places, community forests, wildlife areas and other recre-
24 ational purposes, any land and buildings owned or controlled by the
25 state conservation commission or such county or municipality and not
26 devoted or dedicated to any other inconsistent public use. In acquiring
27 or accepting land, due consideration shall be given to its scenic,
28 historic, archeologic, recreational or other special features, and no
29 land shall be acquired or accepted which in the opinion of the board
30 and the state conservation commission is of low value from the stand-
31 point of its proposed use.

32 (3) The county conservation board shall file with and obtain ap-

33 proval of the state conservation commission on all proposals for ac-
34 quisition of land, and all general development plans and programs for
35 the improvement and maintenance thereof before any such program
36 is executed.

37 (4) To plan, develop, preserve, administer and maintain all such
38 areas, places and facilities, and construct, reconstruct, alter and re-
39 new buildings and other structures, and equip and maintain the same.

40 (5) To accept in the name of the county gifts, bequests, contribu-
41 tions and appropriations of money and other personal property for
42 conservation purposes.

43 (6) To employ and fix the compensation of an executive officer
44 who shall be responsible to the county conservation board for the car-
45 rying out of its policies. The said executive officer shall have the
46 power, subject to the approval of said board, to employ and fix the
47 compensation of such assistants and employees as may be deemed
48 necessary for carrying out the purposes and provisions of this Act,
49 but not in excess of those paid state conservation officers and em-
50 ployees for like services.

51 (7) To charge and collect reasonable fees for the use of such facili-
52 ties, privileges and conveniences as may be provided and for admission
53 to amateur athletic contests, demonstrations and exhibits and other
54 noncommercial events.

55 (8) To let out and rent privileges in or upon any property under
56 its control upon such terms and conditions as are deemed by it to be
57 in the public interest.

1 SEC. 8. The county conservation board may make, alter, amend
2 or repeal rules and regulations for the protection, regulation and
3 control of all parks, preserves, parkways, playgrounds, recreation
4 centers, and other property under its control. No rules and regula-
5 tions adopted shall be contrary to, or inconsistent with, the laws of the
6 state of Iowa. Such rules and regulations shall not take effect until
7 ten (10) days after their adoption by said board and after their pub-
8 lication once a week for two weeks in at least one paper circulating in
9 the county and after a copy thereof has been posted near each gate or
10 principal entrance to the public ground to which they apply. The
11 board may designate the executive officer and such employees as he
12 may designate as police officers who shall have all the powers con-
13 ferred by law on police officers, peace officers, or sheriffs in the en-
14 forcement of the laws of the state of Iowa and the apprehension of
15 violators thereof.

1 SEC. 9. Upon the adoption of any county of the provisions of this
2 Act, the county board of supervisors of such county may by resolution
3 appropriate an amount of money from the general fund of the county
4 for the payment of expenses incurred by the county conservation
5 board in carrying out its powers and duties, and it may levy or cause
6 to be levied an annual tax, in addition to all other taxes, of not less
7 than one-fourth ($\frac{1}{4}$) mill or more than one (1) mill on the dollar of
8 the assessed valuation of all real and personal property subject to
9 taxation within such county, which tax shall be collected by the county
10 treasurer as other taxes are collected, and shall be paid into a separate
11 and distinct fund to be known as the county conservation fund, to be
12 paid out upon the warrants drawn by the county auditor upon requisi-

13 tion of the county conservation board for the payment of expenses
14 incurred in carrying out the powers and duties of said conservation
15 board. The county conservation board shall have no power or author-
16 ity to contract any debt or obligation in any year in excess of the
17 moneys in the hands of the county treasurer immediately available
18 for such purposes. Gifts, contributions and bequests of money and all
19 rent, licenses, fees and charges and other revenue or money received
20 or collected by the board shall be deposited in the county conservation
21 fund to be used for the purchase of land, property and equipment and
22 the payment of expenses incurred in carrying out the activities of the
23 board, except that moneys given, bequeathed, or contributed upon
24 specified trusts shall be held and applied in accordance with the trust
25 specified.

1 SEC. 10. Any county conservation board may cooperate with the
2 federal government or the state government or any department or
3 agency thereof to carry out the purposes and provisions of this Act.
4 Any county conservation board may join with any other county board
5 or county boards to carry out the provisions of this Act, and to that
6 end may enter into agreement with each other and may do any and all
7 things necessary or convenient to aid and to cooperate in carrying
8 out the provisions of the Act. Any city, town, village or school dis-
9 trict may aid and cooperate with any county conservation board or
10 any combination thereof in equipping, operating and maintaining
11 any parks, preserves, parkways, playgrounds, recreation centers, and
12 conservation areas, and for providing, conducting and supervising
13 programs of activities, and may appropriate money for such purposes.
14 The state conservation commission, county engineer, county agricul-
15 tural agent, and other county officials shall render such assistance as
16 shall not interfere with their regular employment. The board of super-
17 visors is authorized to make available to the use of the county conser-
18 vation board, county-owned equipment and operators and any county-
19 owned materials it deems advisable.

1 SEC. 11. The governing body of any school district may grant the
2 use of any buildings, grounds, or equipment of the district to any
3 county conservation board for the purpose of carrying out the pro-
4 visions of this Act whenever such use of the school buildings, grounds
5 or equipment for such purposes will not interfere with the use of the
6 buildings, grounds, and equipment for any purpose of the public school
7 system.

1 SEC. 12. The state conservation commission and the state depart-
2 ment of education shall advise with and may assist any county or
3 counties in carrying out the purposes of this Act.

1 SEC. 13. The provisions of this chapter shall be severable, and if
2 any of its provisions shall be held to be unconstitutional, the decisions
3 of the court shall not affect the validity of the remaining provisions of
4 the chapter. It is hereby declared a legislative intent that this chapter
5 would have been adopted by the general assembly had such uncon-
6 stitutional provisions not been included therein.

Approved May 6, 1955.

CHAPTER 13

MOTOR VEHICLE REGISTRATION PLATES

H. F. 585

AN ACT to appropriate from the general fund of the state of Iowa, for the biennium beginning July 1, 1955, and ending June 30, 1957, to the department of public safety for the use of the division of motor registration, for license plates, and for delivery expenses, including postage.

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

1	SECTION 1. For the department of public safety, there is hereby	
2	appropriated from the general fund of the state, for the biennium	
3	beginning July 1, 1955, and ending June 30, 1957, the sum of three	
4	hundred sixty-two thousand five hundred dollars (\$362,500.00), or	
5	so much thereof as may be necessary, to be used in the following man-	
6	ner:	
7	For division of motor registration for license plates and	
8	delivery expenses, including postage for the first year of the	
9	biennium beginning July 1, 1955, and ending June 30, 1956	\$235,000.00
10	For division of motor registration for license plates and	
11	delivery expenses, including postage for the second year of	
12	the biennium beginning July 1, 1956, and ending June 30,	
13	1957	\$235,000.00
14		<u>\$470,000.00</u>

Approved May 6, 1955.

CHAPTER 14

PUBLIC SAFETY DEPARTMENT APPROPRIATION

H. F. 567

AN ACT to make a deficiency appropriation for the biennium ending June 30, 1955, to the department of public safety.

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

1 SECTION 1. For the department of public safety, there is hereby
 2 appropriated from the general fund of the state of Iowa, as a de-
 3 ficiency appropriation for the biennium ending June 30, 1955, the
 4 sum of one hundred fifty thousand dollars (\$150,000.00), to be made
 5 available by the comptroller and the governor to the various divisions
 6 of the department of public safety as needed.

1 SEC. 2. This Act being deemed of immediate importance shall be
 2 in full force and effect from and after its publication in *The Manning*
 3 *Monitor*, a newspaper published at Manning, Iowa, and in the *Win-*
 4 *terset Madisonian*, a newspaper published at Winterset, Iowa.

Approved April 22, 1955.

I hereby certify that the foregoing Act, House File 567, was published in *The Manning Monitor*, Manning, Iowa, May 12, 1955, and in the *Winterset Madisonian*, Winterset, Iowa, May 4, 1955.

MELVIN D. SYNHORST, *Secretary of Stats.*

CHAPTER 15

HIGHWAY COMMISSION APPROPRIATION

H. F. 551

AN ACT authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1955, and ending June 30, 1957.

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

1 SECTION 1. The state highway commission is hereby authorized
2 to expend from the primary road fund for each year of the biennium
3 beginning July 1, 1955, and ending June 30, 1957, not to exceed
4 twelve million nine hundred twenty thousand six hundred six dol-
5 lars (\$12,920,606.00) or so much thereof as may be necessary to be
6 used in the following manner:

7 For support of the state highway commission, en-
8 gineering, testing materials and administration of pri-
9 mary and secondary road work\$ 2,920,606.00
10 For maintenance of primary road system 10,000,000.00

1 SEC. 2. The state highway commission is further authorized to
2 expend under the supervision and direction of the attorney general
3 from the primary road fund for each year of the biennium beginning
4 July 1, 1955, and ending June 30, 1957, not to exceed fifteen thousand
5 dollars (\$15,000.00) or so much thereof as may be necessary for the
6 purpose of paying costs and expenses of litigation arising from or
7 pertaining to primary roads or farm-to-market roads. Any balance
8 unused during the first fiscal year of the biennium shall be carried
9 over and augment the amount authorized for the second year of the
10 biennium, and at the end of the biennium any balance shall revert to
11 the primary road fund.

Approved April 22, 1955.

CHAPTER 16

WORKMEN'S COMPENSATION FOR HIGHWAY EMPLOYEES

H. F. 554

AN ACT to appropriate funds from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission.

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

1 SECTION 1. There is hereby appropriated to the industrial com-
2 missioner from the primary road fund for each year of the biennium
3 beginning July 1, 1955, and ending June 30, 1957, the sum of fifty
4 thousand dollars (\$50,000.00) or so much thereof as may be neces-
5 sary for the purpose of paying properly established claims of or on
6 behalf of employees or dependents of employees of the state highway
7 commission who are injured or killed while on duty as provided by
8 chapter eighty-five (85), Code 1954.

Approved April 22, 1955.

CHAPTER 17

AUDITOR OF HIGHWAY COMMISSION

H. F. 580

AN ACT to appropriate funds to the state comptroller from the primary road fund.

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

1 SECTION 1. There is hereby appropriated to the state comptroller
2 from the primary road fund for each year of the biennium beginning
3 July 1, 1955, and ending June 30, 1957, the sum of seven thousand
4 two hundred dollars (\$7,200.00) or so much thereof as may be neces-
5 sary for the purpose of paying the salary, travel, bond premium and
6 miscellaneous expenses of the auditor of the highway commission.

Approved April 22, 1955.

CHAPTER 18

MOTOR VEHICLE FUEL TAX REFUNDS

H. F. 553

AN ACT to appropriate funds to the state comptroller from the motor vehicle fuel tax fund.

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

1 SECTION 1. There is hereby appropriated to the state comptroller
2 from motor vehicle fuel tax fund for each year of the biennium be-
3 ginning July 1, 1955, and ending June 30, 1957, the sum of twelve
4 thousand four hundred seventy-five dollars (\$12,475.00) or so much
5 thereof as may be necessary for use in employing help and defraying
6 other expenses in writing motor vehicle fuel tax refund warrants and
7 keeping necessary records.

Approved April 22, 1955.

CHAPTER 19

INAUGURAL APPROPRIATION

H. F. 441

AN ACT to appropriate funds to defray expense of inaugural ceremonies.

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

1 SECTION 1. There is hereby appropriated out of funds of the State
2 Treasury, not otherwise appropriated, the sum of one thousand five
3 hundred nine dollars and forty-six cents (\$1,509.46), or so much
4 thereof as may be necessary, to pay the expenses incurred on account
5 of the inaugural ceremonies and reception. Warrants shall be drawn
6 upon the treasury for the sum herein appropriated in favor of the
7 adjutant general upon the filing of vouchers therefor with the state
8 comptroller.

1 SEC. 2. This Act being deemed of immediate importance, shall
 2 take effect and be in force from and after its passage and publication
 3 in the Bedford Times-Press, a newspaper published in the city of
 4 Bedford, Iowa, and the Iowa City Press-Citizen, a newspaper pub-
 5 lished in the city of Iowa City, Iowa.

Approved March 28, 1955.

I hereby certify that the foregoing Act, House File 441, was published in the Bedford Times-Press, Bedford, Iowa, March 31, 1955, and in the Iowa City Press-Citizen, Iowa City, Iowa, March 31, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 20

OMNIBUS APPROPRIATIONS

H. F. 590

AN ACT making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-Sixth General Assembly.

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

1 SECTION 1. There is hereby appropriated out of any funds in the
 2 state treasury, not otherwise appropriated, the following sums, or so
 3 much thereof as may be necessary, in payment of miscellaneous ex-
 4 penses incurred or authorized by the Fifty-sixth General Assembly:
 5 A. C. Gustafson, Chief Clerk of the House, for postage and
 6 miscellaneous expenses after adjournment. (This shall be in
 7 addition to postage left over in the House post office after the
 8 session has adjourned)\$ 200.00
 9 Carroll A. Lane, Secretary of the Senate, for postage and
 10 miscellaneous expenses after adjournment. (This shall be
 11 in addition to postage left over in the Senate post office after
 12 the session has adjourned)\$ 100.00
 13 Executive Council for legislative photographs, telephone,
 14 telegraph, supplies, postage and miscellaneous expense in-
 15 curred during the 56th General Assembly and subsequent to
 16 its adjournment and during the session of the 57th Gen-
 17 eral Assembly, including the compensation of a legislative
 18 supply clerk if necessary. The amount herein appropriated
 19 shall be used only for the payment of bills actually author-
 20 ized by the General Assembly and for supplies requisitioned
 21 by the proper officers of the General Assembly\$7,500.00
 22 A. C. Gustafson, for postage and miscellaneous expense
 23 from March 28 to April 27\$ 45.00
 24 Olsan Florists, for flowers for House Memorial Session.... 18.00
 25 Storey Kenworthy Co., repair Bates eyeleter 8.00
 26 Hoerner Boxes, packing boxes for Representatives 57.84
 27 Executive Council, reimbursement for salary paid extra
 28 clerk in Supply Department during 56th General Assembly.... 591.60
 29 Office Machine Supply Co., maintenance and repair 6.00
 30 Radio Trade Supply Co., four microphones, stands and
 31 mixer equipment for Senate chamber sound system 499.55

1 SEC. 2. There is hereby appropriated a sum sufficient to pay the
2 compensation made necessary by House Concurrent Resolution No.
3 21 for services required of officers and employees of the Fifty-sixth
4 General Assembly after final adjournment, and prior to the conven-
5 ing of the 57th General Assembly.

1 SEC. 3. There is hereby appropriated an additional sum of forty
2 thousand dollars (\$40,000.00) or so much thereof as may be necessary
3 for the payment of the cost of printing for the Fifty-sixth General
4 Assembly, and the state comptroller is hereby authorized to issue
5 warrants against said appropriation upon requisition by the super-
6 intendent of printing.

1 SEC. 4. There is hereby appropriated a sum sufficient to pay the
2 actual expense incurred by members of the Fifty-sixth General As-
3 sembly who have been designated by the Federal Civil Defense Ad-
4 ministration and the Fifty-sixth General Assembly as Atomic Test
5 Observers for what is militarily termed the "Open Shot" Atomic Ex-
6 plosion in Nevada, as provided in House Concurrent Resolution No.
7 19 and the state comptroller is hereby authorized to issue warrants
8 in favor of said individuals on presentation covering such expense.

1 SEC. 5. The state comptroller is hereby authorized to make avail-
2 able any unexpended balance of the appropriation of seven thousand
3 five hundred dollars (\$7,500.00) made to the executive council in
4 Chapter 24 of the 55th General Assembly for legislative expenses in
5 order that such balance may be applied to the payment of legislative
6 expenses of the 56th General Assembly.

1 SEC. 6. There is hereby appropriated to the executive council an
2 amount sufficient to cover the cost of reupholstering and repairing
3 the chairs used by the members of the General Assembly and for the
4 purchase of new chairs for the legislative secretaries.

1 SEC. 7. There is hereby appropriated to A. C. Gustafson, Chief
2 Clerk of the House of Representatives, the sum of four hundred sixty-
3 six dollars thirty-five cents (\$466.35) to reimburse him for his actual
4 expenses in attending the Legislative Service Conference of the Coun-
5 cil of State Government at New Orleans in 1953 and San Francisco
6 in 1954.

1 SEC. 8. There is hereby appropriated to the executive council the
2 sum of one thousand dollars (\$1,000.00) or so much thereof as may
3 be necessary for the installation of venetian blinds in the windows of
4 the senate and house chambers.

1 SEC. 9. There is hereby appropriated to the executive council an
2 amount sufficient to pay the cost of recarpeting the senate chamber
3 and the senate galleries and of repairing the seats in the senate gal-
4 leries.

1 SEC. 10. There is hereby appropriated a sufficient amount to pay
2 additional compensation to the following named officers of the 56th
3 General Assembly in connection with the 56th General Assembly:

4 To Carroll A. Lane, Secretary of the Senate\$500.00
5 To A. C. Gustafson, Chief Clerk of the House\$500.00

1 SEC. 11. There is hereby appropriated to Wayne Faupel the sum

2 of three hundred fifty dollars (\$350.00) for additional services ren-
 3 dered in connection with the bill drafting department in the law
 4 library.

1 SEC. 12. This Act being deemed of immediate importance shall be
 2 in full force and effect from and after its passage and publication in
 3 the Perry Daily Chief, a newspaper published at Perry, Iowa, and
 4 the Marshalltown Times-Republican, a newspaper published at Mar-
 5 shalltown, Iowa.

Approved May 6, 1955.

I hereby certify that the foregoing Act, House File 590, was published in the Perry Daily Chief, Perry, Iowa, May 18, 1955, and in the Marshalltown Times-Republican, Marshalltown, Iowa, May 10, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 21

STATE AID TO FAIRS

H. F. 579

AN ACT to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1955, and ending June 30, 1957, to the state fair board for the purpose of state aid to agricultural societies.

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

1 SECTION 1. For the state fair board for the purpose of state aid
 2 to agricultural societies there is hereby appropriated from the general
 3 fund of the state for each year of the biennium beginning July 1, 1955,
 4 and ending June 30, 1957, the sum of two hundred thousand dollars
 5 (\$200,000.00) or so much thereof as may be necessary to be used in
 6 the following manner:

7 For state aid to agricultural societies, two hundred thousand dollars
 8 (\$200,000.00).

9 The foregoing appropriation for state aid to agricultural societies
 10 shall be deemed conditional on full compliance with all other statutes
 11 which regulate and prescribe the conditions under which such aid is
 12 payable. In no case shall any county receive more than two thousand
 13 one hundred dollars (\$2,100.00) except that in a county where there
 14 are two definitely separate county extension offices, each such society
 15 shall receive state aid in such amount as it would be entitled to if it
 16 were the only society in the county. In counties having more than one
 17 fair entitled to state aid, the state aid available for the county shall be
 18 prorated to said fairs on the basis of cash premiums paid by said fairs.

Approved May 6, 1955.

CHAPTER 22
SOIL CONSERVATION
H. F. 581

AN ACT to appropriate from the general fund of the state of Iowa to the state soil conservation committee the sum of eight hundred thousand dollars (\$800,000.00) to carry on soil conservation work in soil conservation districts as provided in chapter four hundred sixty-seven A (467A), Code 1954.

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

1 SECTION 1. There is hereby appropriated from the general fund of
2 the state of Iowa to the state soil conservation committee the sum of
3 four hundred thousand dollars (\$400,000.00) for each year of
4 the biennium beginning July 1, 1955, and ending June 30, 1957, or so
5 much thereof as may be necessary, to carry on soil conservation work
6 in soil conservation districts organized under the soil conservation
7 districts law of the state of Iowa. The fund shall be used as follows:
8 1. Aid to soil conservation districts for district commissioners'
9 expenses, stationery, postage and other uses as they may be authorized
10 by the state soil conservation committee; five hundred dollars
11 (\$500.00) per district. Total fifty thousand dollars (\$50,000.00).
12 2. Personnel (technicians and clerical personnel), and their neces-
13 sary expenses including office rental, equipment and materials to be
14 assigned to the soil conservation districts by the state soil conserva-
15 tion committee on a need basis; three hundred fifty thousand dollars
16 (\$350,000.00).

Approved May 6, 1955.

CHAPTER 23
PUBLIC EMPLOYEES RETIREMENT SYSTEM
H. F. 563

AN ACT to appropriate from the general fund of the state of Iowa two hundred thousand dollars (\$200,000.00) to the employment security commission for the accrued liability contribution as provided in chapter ninety-seven B (97B), Code 1954.

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

1 SECTION 1. There is hereby appropriated from the general fund
2 of the state to the employment security commission for each year
3 of the biennium beginning July 1, 1955, and ending June 30, 1957,
4 the sum of one hundred thousand dollars (\$100,000.00) or so much
5 thereof as may be necessary for the accrued liability contribution
6 as provided in chapter ninety-seven B (97B), Code 1954.
7 The funds herein appropriated shall be released to the employment
8 security commission from time to time as the executive council may
9 determine it is needed to carry out the duties of the commission. In
10 the event the executive council does not release all of said funds, any
11 remaining balance shall revert to the general fund of the state of
12 Iowa at the end of the biennium.

Approved May 6, 1955.

CHAPTER 24

PUBLIC EMPLOYEES RETIREMENT SYSTEM

H. F. 562

AN ACT to appropriate from the Iowa public employees retirement system fund two hundred ninety-seven thousand five hundred sixty dollars (\$297,560.00) to the employment security commission for the costs of the administration of chapter ninety-seven B (97B), Code 1954.

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

1 SECTION 1. There is hereby appropriated from the Iowa public
2 employees retirement system fund of the state to the employment
3 security commission for each year of the biennium beginning July 1,
4 1955, and ending June 30, 1957, the sum of one hundred forty-eight
5 thousand seven hundred eighty dollars (\$148,780.00) or so much
6 thereof as may be necessary to pay the costs of the administration
7 of chapter ninety-seven B (97B), Code 1954.

Approved May 6, 1955.

CHAPTER 25

CAPITOL GROUNDS PAVING

H. F. 570

AN ACT to appropriate from the general fund of the state of Iowa to the custodian for the purpose of resurfacing the malls, streets, parking lots and alleys, and for the repair and replacement of the sidewalks of the state capitol grounds.

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

1 SECTION 1. There is hereby appropriated to the office of the custo-
2 dian from the general fund of the state the sum of one hundred
3 twenty-seven thousand dollars (\$127,000.00) or so much thereof as
4 may be necessary to be used for resurfacing of the malls, streets,
5 parking lots and alleys, and for the repair and replacement of the
6 sidewalks of the capitol grounds.

1 SEC. 2. Before any of the funds herein appropriated shall be ex-
2 pended, it shall be determined by the custodian, with the approval of
3 the executive council, that the expenditure shall be for the best inter-
4 ests of the state.

1 SEC. 3. The custodian and executive council are hereby au-
2 thorized to accept financial assistance from the city of Des Moines, Iowa,
3 in carrying out the purpose of this act.

1 SEC. 4. To effectuate the purpose hereof, the executive council
2 is authorized to enter into such contract or contracts as it may deem
3 appropriate. All contracts for the work herein authorized shall be
4 let in accordance with the provisions of chapter 19, Code 1954, and
5 the laws amendatory thereof.

1 SEC. 5. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its passage and publication as

3 provided by law, in the Adams County Free Press, a newspaper pub-
 4 lished at Corning, Iowa, and in the North Iowa Times, a newspaper
 5 published at McGregor, Iowa.

Approved April 29, 1955.

I hereby certify that the foregoing Act, House File 570, was published in the Adams County Free Press, Corning, Iowa, May 12, 1955, and in the North Iowa Times, McGregor, Iowa, May 12, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 26

NATIONAL AND STATE GUARD

H. F. 578

AN ACT to appropriate from the general fund of the state of Iowa to the national guard and state guard for the purpose of various capital improvements and equipment.

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

1 SECTION 1. There is hereby appropriated to the national guard
 2 and state guard from the general fund of the state the sum of one
 3 hundred four thousand eight hundred fifty dollars (\$104,850.00) to be
 4 used for lockers, folding chairs, and fire extinguishers for armories
 5 throughout the state, and repairs to warehouses, school rooms, roofs,
 6 fences, and for new roofs at Camp Dodge, Iowa.

1 SEC. 2. There is hereby appropriated to the national guard and
 2 state guard from the general fund of the state the sum of three hun-
 3 dred eighty-two thousand seven hundred fifty dollars (\$382,750.00)
 4 for the state's share of the armory construction program made avail-
 5 able to the states by the federal government for the acquisition, con-
 6 struction, expansion, rehabilitation, and conversion facilities of the
 7 administration and training of units of the national guard and state
 8 guard.

1 SEC. 3. Before any of the funds herein appropriated shall be ex-
 2 pended, it shall be determined by the national guard and state guard,
 3 with the approval of the executive council, that the expenditure shall
 4 be for the best interests of the state.

Approved April 29, 1955.

CHAPTER 27

NATIONAL GUARD APPROPRIATION

H. F. 566

AN ACT to make a deficiency appropriation for the biennium ending June 30, 1955, to the national guard and state guard.

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

1 SECTION 1. For the national guard and state guard, there is here-
 2 by appropriated from the general fund of the state of Iowa, as a

3 deficiency appropriation, for the biennium ending June 30, 1955, the
 4 sum of seventy-five thousand dollars (\$75,000.00), or so much thereof
 5 as may be necessary, to be used in the following manner:

6	For salaries	\$52,500.00
7	For support, maintenance and armories	22,500.00
8	Total	<u>\$75,000.00</u>

1 SEC. 2. This Act being deemed of immediate importance shall
 2 be in full force and effect from and after its publication in The Hart-
 3 ley Sentinel, a newspaper published at Hartley, Iowa, and in the Po-
 4 cahontas Record-Democrat, a newspaper published at Pocahontas,
 5 Iowa.

Approved April 22, 1955.

I hereby certify that the foregoing Act, House File 566, was published in The Hartley Sentinel, Hartley, Iowa, May 5, 1955, and in the Pocahontas Record-Democrat, Pocahontas, Iowa, April 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 28

DEFICIENCY PRINTING APPROPRIATION

H. F. 212

AN ACT to provide for a deficiency appropriation to the state printing board to pay necessary printing expenses of the Iowa state department of health for the remainder of the biennium ending June 30, 1955.

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

1 SECTION 1. There is hereby appropriated to the state printing
 2 board from the general fund of the state not otherwise appropriated,
 3 the sum of ten thousand dollars (\$10,000.00) for payment of neces-
 4 sary printing expenses of the Iowa state department of health for the
 5 remainder of the biennium ending June 30, 1955, to be used for the fol-
 6 lowing purposes:

7 For repair and binding of vital statistic records and printing re-
 8 quirements for birth certificates, applications for professional licenses,
 9 professional certificates, rules and regulations of department of health
 10 and various professional boards, biennial report, and other miscellane-
 11 ous printing expenses\$10,000.00.

1 SEC. 2. This Act being deemed of immediate importance shall be
 2 in full force from and after its passage and publication in the Hamp-
 3 ton Chronicle, Hampton, Iowa, and in the Sheffield Press, Sheffield, Iowa,
 4 Sheffield Press, a newspaper published at Sheffield, Iowa.

Approved May 9, 1955.

I hereby certify that the foregoing Act, House File 212, was published in the Hampton Chronicle, Hampton, Iowa, May 19, 1955, and in the Sheffield Press, Sheffield, Iowa, May 19, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 29

CLAIMS APPROPRIATIONS

S. F. 440

AN ACT to make appropriations to certain named persons in settlement of claims made against the state of Iowa.

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

1	SECTION 1. There is hereby appropriated out of the old age as-			
2	sistance fund of the state of Iowa to the following named persons			
3	and/or firms the amounts set opposite their respective names in full			
4	settlement of all claims which they may have against the state of			
5	Iowa, to-wit:			
6		Claim	Nature of claim	
7	Claimant	Number	Burial Expense	Amount
8	Swan Funeral Home			
9	Independence, Iowa	1	Henry Suhr	\$150.00
10	Steffy Funeral Home			
11	Montezuma, Iowa	9	Lydia Wolf	150.00
12	The Clements' Inc.			
13	Fort Madison, Iowa	25	Eugene A. Whitcomb	150.00
14	The Clements' Inc.			
15	Fort Madison, Iowa	26	Thomas Stewart	150.00
16	The Clements' Inc.			
17	Fort Madison, Iowa	27	Ernest Underwood	150.00
18	Rowland Funeral Home			
19	Atlantic, Iowa	46	Frances M. Fackler	150.00
20	John B. Turner & Son			
21	Cedar Rapids, Iowa	49	Frank Nelson Mitchell	150.00
22	Wilson-Hull Service			
23	Correctionville, Iowa	50	Lena Mickley	150.00
24	Henry Meyer Funeral Home			
25	Council Bluffs, Iowa	61	James Quinn	150.00
26	E. Parker & Son			
27	Jesup, Iowa	72	Roy David Anderson	150.00
28	Wilcox Garland F. Chapel			
29	Oskaloosa, Iowa	80	Fred Krusemark	150.00
30	Beem Belford Funeral Home			
31	Council Bluffs, Iowa	81	Stella Raser	150.00
32	Beem Belford Funeral Home			
33	Council Bluffs, Iowa	82	Anna O'Callahan	150.00
34	Hennessey & Van Cleave			
35	Missouri Valley, Iowa	88	Claude L. Purcell	100.00
36	Vander Ploeg Funeral Home			
37	Sioux Center, Iowa	90	Adrian Van Andel	75.00
38	Webster Funeral Home			
39	Osceola, Iowa	101	Arthur Miller	110.52
40	A. E. Matthias			
41	Denver, Iowa	103	Albert H. Franklin	150.00
42	Huffman Funeral Home			
43	Scranton, Iowa	105	Emanuel Swartz	150.00
44	Haylock-O'Hara F. Home			
45	Maquoketa, Iowa	130	Emma Pier	150.00

	Claimant	Claim Number	Nature of Claim	Amount
46	Slade Funeral Home			
47	Leon, Iowa	134	Doss Hill	45.00
48	Huebner Funeral Home			
49	Denison, Iowa	138	George B. Riemers	150.00
50	Schroeder Funeral Home			
51	Boone, Iowa	141	Grover C. Myers	47.50
52	H. S. Heege			
53	Independence, Iowa	144	Maude G. Eels	150.00
54	Henry Fitzpatrick			
55	Danbury, Iowa	145	Robert J. Diment	150.00
56	Dahl Funeral Home			
57	Cedar Falls, Iowa	153	John E. Crangle	150.00
58	Devaney Funeral Home			
59	Cascade, Iowa	172	Thomas Redden	101.87
60	Johnson Funeral Chapel			
61	Ottumwa, Iowa	181	Mary Ann Gee	150.00
62	J. D. Harding			
63	Shenandoah, Iowa	183	George Smalley	99.00
64	J. D. Harding			
65	Shenandoah, Iowa	184	Frank Strom	75.00
66	The Clements' Inc.			
67	Fort Madison, Iowa	195	James Leslie Marshall	150.00
68	Henry L. Smythe			
69	Sioux City, Iowa	200	Mrs. Henry L. Smythe	150.00
70	Hutchinson & Son			
71	Humeston, Iowa	60	Francis Evalena Palmer	150.00

Approved April 28, 1955.

CHAPTER 30

CLAIMS APPROPRIATIONS

S. F. 450

AN ACT to make appropriations to certain named persons in settlement of claims made against the state of Iowa.

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

1	SECTION 1. There is hereby appropriated out of the general fund			
2	of the state of Iowa to the following named persons and/or firms the			
3	amount set opposite their respective names in full settlement of all			
4	claims which they may have against the state of Iowa, to-wit:			
5		Claim	Nature	
6	Claimant	Number	of Claim	Amount
7	Northern Natural Gas Co.			
8	Omaha, Nebraska	4	Collision	\$ 57.41
9	Theodore Geiken			
10	Vinton, Iowa	15	State income tax refund	229.74
11	Duane Welta			
12	Roland, Iowa	19	Personal injuries collision	1,170.13

	Claimant	Claim Number	Nature of Claim	Amount
13	Warren County Treasurer		Agr. land credit tax refund	
14	Indianola, Iowa	29		17.38
15	Mills County Treasurer		Agr. land credit tax refund	
16	Glenwood, Iowa	30		1,602.75
17	Frank H. Gibson		Pay to state employee on guard duty	
18	Des Moines, Iowa	31		185.00
19	Sac County Treasurer		Agr. land credit tax refund	
20	Sac City, Iowa	32		13.46
21	Ervan L. Carpenter			
22	Walker, Iowa	34	Beer permit refund	250.00
23	Armour & Company			
24	Davenport, Iowa	35	Oleomargarine stamps	66.00
25	Merchants Wholesale			
26	Groc. Co., Omaha, Nebr.	37	Oleomargarine stamps	100.80
27	John Morrell & Company			
28	Sioux Falls, S. D.	38	Oleomargarine stamps	40.80
29	Urbandale Ind. School District, Urbandale, Iowa	40	Sales tax refund	1,452.48
31	C. A. Swanson & Sons			
32	Omaha, Nebraska	41	Oleomargarine stamps	122.40
33	Kraft Foods Company			
34	Peoria, Illinois	42	Oleomargarine stamps	133.20
35	Robert Maynard		Back pay as night watchman	
36	Ashflat, Arkansas	43		56.66
37	Kraft Foods Company			
38	St. Louis, Missouri	44	Oleomargarine stamps	130.80
39	Harry Rubenstein Food Spec., Omaha, Nebr.	45	Oleomargarine stamps	57.60
40	Sac County Treasurer			
41	Sac City, Iowa	47	Agr. land credit tax refund	56.79
42	Kraft Foods Company			
43	Green Bay, Wisconsin	48	Oleomargarine stamps	136.80
44	Appanoose County Treasurer, Centerville, Iowa	53	Agr. land credit tax refund	31.82
45	N. Kohl Grocery Company			
46	Quincy, Illinois	54	Oleomargarine stamps	28.80
47	Duane Knause			
48	Council Bluffs, Iowa	58	Damages	18.38
49	Red Owl Stores, Inc.			
50	Hopkins, Minnesota	59	Oleomargarine stamps	38.40
51	Shedd-Bartush Foods, Inc., Elgin, Illinois	63	Oleomargarine stamps	6.00
52	Phenix Foods Company			
53	Chicago, Illinois	65	Oleomargarine stamps	1,117.20
54	Plymouth County Treasurer LeMars, Iowa	66	Agr. land credit tax refund	180.13
55	Hancock County Treasurer			
56	Garner, Iowa	68	Agr. land credit tax refund	23.22
57	Lyman B. Masteller			
58	Des Moines, Iowa	69	Collision	49.61
59	John B. Adams			
60	Davenport, Iowa	70	Collision	50.00

	Claimant	Claim Number	Nature of Claim	Amount
65	State Farm Mutual Ins.			
66	Co., Bloomington, Ill.	71	Collision	141.06
67	Lever Bros. Company,			
68	New York, N. Y.	74	Oleomargarine stamps	60.00
69	Wilson & Company			
70	Kansas City, Kansas	75	Oleomargarine stamps	120.00
71	Armour & Company			
72	So. St. Joseph, Mo.	77	Oleomargarine stamps	34.80
73	Frank Collard Company			
74	Waterloo, Iowa	84	Auto damage	38.45
75	Henry Brouwer			
76	Pella, Iowa	86	Collision	50.00
77	Employers Mutual Co.			
78	Des Moines, Iowa	87	Collision	471.39
79	Guthrie Co. Hospital			
80	Guthrie Center, Iowa	91	Use tax refund	944.32
81	Mrs. W. W. Seamans			
82	Independence, Iowa	92	Collision	84.71
83	City of Dubuque			
84	Dubuque, Iowa	94	Sales tax refund	687.69
85	Pennsylvania Fire Ins.			
86	Co., Omaha, Nebraska	95	Subrogation collision	18.87
87	Maynard Benson			
88	Omaha, Nebraska	96	Collision	50.00
89	Treasurer of Dallas Co.		Agr. land credit	
90	Adel, Iowa	98	tax refund	19.96
91	Iowa Farm Mutual Ins.			
92	Co., Des Moines, Iowa	100	Subrogation collision	35.10
93	Howard County Treas-		Agr. land credit	
94	urer, Cresco, Iowa	104	tax refund	16.53
95	Hardin County Treas-		Agr. land credit	
96	urer, Eldora, Iowa	107	tax refund	632.73
97	Carthage Creamery			
98	Carthage, Missouri	108	Oleomargarine stamps	183.60
99	City of Spencer			
100	Spencer, Iowa	111	Sales tax refund	797.31
101	Francis MacDuffee			
102	Chariton, Iowa	112	Personal injury	100.00
103	City of Newton			
104	Newton, Iowa	115	Sales tax refund	2,846.09
105	Russell Palmer			
106	Davenport, Iowa	118	Collision	8.50
107	Central Iowa Oil Co.			
108	Ames, Iowa	121	Motor fuel tax refund	2,300.24
109	Keokuk County Treas-		Agr. land credit	
110	urer, Sigourney, Iowa	127	tax refund	398.36
111	Wyman Consolidated			
112	School, Wyman, Iowa	129	Use tax refund	147.32
113	Linn County Treasurer		Agr. land credit	
114	Cedar Rapids, Iowa	132	tax refund	38.73
115	Cass County Treasurer		Agr. land credit	
116	Atlantic, Iowa	133	tax refund	67.20

	Claimant	Claim Number	Nature of Claim	Amount
117	Wright County Treasurer, Clarion, Iowa	135	Sales tax refund	1,323.84
119	City of Tipton			
120	Tipton, Iowa	136	Sales tax refund	110.00
121	Paul Scheel, Royal Danish			
122	Consul of Chicago,			
123	Chicago, Illinois	137	Refund inheritance tax	1,410.33
124	Jones County Treasurer		Agr. land credit	
125	Anamosa, Iowa	142	tax refund	303.88
126	Clinton Ind. School District, Clinton, Iowa	143	Sales tax refund	109.70
128	Kossuth County,			
129	Algona, Iowa	154	School tax	1,392.24
130	City of Pella			
131	Pella, Iowa	155	Sales tax refund	1,773.57
132	Vinton Cons. School District, Vinton, Iowa	157	Tuition payment	771.75
134	City of Oskaloosa			
135	Oskaloosa, Iowa	161	Sales tax refund	116.09
136	T. H. Cathey			
137	Mt. Pleasant, Iowa	163	Collision	14.24
138	Jackson County Treasurer, Maquoketa, Iowa	168	Agr. land credit tax refund	9.33
139	Ind. School District of		Elementary school fees	
140	Coralville, Iowa City,		of children of state	
141	Iowa	169	employees	491.70
142	P. E. Haycraft			
143	Eagle Grove, Iowa	174	Collision	20.13
144	Humboldt County Treasurer, Dakota City, Iowa	180	Refund use tax	589.26
145	Dows Community School District, Dows, Iowa	182	Refund sales tax	1,116.00
146	Raymond Finley			
147	Brandon, Iowa	188	Indemnity payments	187.50
148	Dr. James Sloan		Handling 15	
149	Independence, Iowa	189	reactors	10.00
150	Independent School District, Ft. Dodge, Iowa	191	Sales tax refund	10.88
151	Independent School District, Chariton, Iowa	194	Refund sales tax	658.39
152	Carroll K. Wood			
153	Des Moines, Iowa	196	Salary due	140.00
154	Lacheen G. Thomas		Back injury	
155	McClure, Ames, Iowa	197	from fall	2,800.00
156	Town of Milo		Refund of sales	
157	Milo, Iowa	198	and use tax	36.18
158	Town of Bristow		Refund	
159	Bristow, Iowa	199	sales and use tax	89.59
160	Anna McWilliams			
161	Aredale, Iowa	202	Refund due estate	1,443.17

1 SEC. 2. The state comptroller is hereby authorized and directed

2 to issue his warrants to the above named persons in the amounts set
3 opposite their names, respectively, and the treasurer of the state is
4 hereby authorized and directed to pay the same from the general
5 fund of the state of Iowa.

1 SEC. 3. Receipt of said sums by said persons respectively shall be
2 in full settlement of all claims they may hold against the state of
3 Iowa on account of damages as above indicated, claims for which
4 were presented to the joint claims committee of the Fifty-sixth Gen-
5 eral Assembly.

Approved April 28, 1955.

CHAPTER 31

CLAIMS APPROPRIATIONS

S. F. 452

AN ACT to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state highway commission or its employees.

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

1	SECTION 1. There is hereby appropriated out of the general fund			
2	of the state of Iowa to the following named persons the amounts set			
3	opposite their respective names, to-wit:			
4	Claimant	Claim	Nature	Amount
5		Number	of Claim	
6	Elmer Koeder			
7	Northwood, Iowa	H- 1-55	Collision	\$ 50.00
8	United Fire & Casualty Co.			
9	Cedar Rapids, Iowa	H- 2-55	Collision	278.59
10	Mayne Disney			
11	Davenport, Iowa	H- 3-55	Collision	50.00
12	Calvert Fire Insurance Co.		Subrogation	
13	Davenport, Iowa	H- 3a-55	Collision	135.37
14	Mr. and Mrs. Floyd Beasley			
15	New Providence, Iowa	H- 4-55	Spray damage	30.00
16	Paul Warren, Murray, Iowa	H- 5-55	Collision	50.00
17	The Travelers Indemnity Co.		Subrogation	
18	Des Moines, Iowa	H- 6-55	Collision	73.45
19	Fidelity & Casualty Co. of			
20	New York, Des Moines,		Subrogation	
21	Iowa	H- 7-55	Collision	37.58
22	Arthur J. Andersen			
23	Council Bluffs, Iowa	H- 8-55	Collision	39.34
24	Glenn Wilkinson			
25	Bloomfield, Iowa	H- 9-55	Collision	10.00
26	Standard Oil Company			
27	Des Moines, Iowa	H- 10-55	Collision	76.85
28	E. A. Kelley			
29	Iowa Falls, Iowa	H- 11-55	Collision	241.49

	Claimant	Claim Number	Nature of Claim	Amount
30	John A. Krueger			
31	Luzerne, Iowa	H- 13-55	Damage by falling sign	85.05
32	Christian's Sales & Service			
33	Cresco, Iowa	H- 14-55	Collision	71.96
34	Farmers Mutual Hail Ins. Co.			
35	of Iowa, Des Moines, Iowa	H- 22-55	Damage by sand	81.84
36	Raymond D. Oles			
37	Council Bluffs, Iowa	H- 23-55	Collision	62.87
38	C. Evans White			
39	Council Bluffs, Iowa	H- 24-55	Spray damage	72.00
40	Travelers Fire Insurance Co.		Subrogation	
41	Des Moines, Iowa	H- 26-55	Collision	137.75
42	Alvan D. Loynachan			
43	Charles City, Iowa	H- 27 55	Collision	50.00
44	Embert M. Carlson			
45	Des Moines, Iowa	H- 30-55	Collision	65.60
46	General Motors Corporation			
47	Des Moines, Iowa	H- 31-55	Collision	100.00
48	Fidelity Phoenix Fire Ins. Co.		Subrogation	
49	Des Moines, Iowa	H-31a-55	Collision	220.63
50	Ray W. Rocco			
51	Davenport, Iowa	H- 32-55	Collision	837.34
52	Harvey A. Farrell			
53	Council Bluffs, Iowa	H- 34-55	Spray damage	25.00
54	Farmers Insurance Exchange			
55	Des Moines, Iowa	H- 36-55	Collision	55.28
56	Mrs. Coletta Meyers			
57	Dubuque, Iowa	H- 37-55	Collision	13.83
58	Milton E. Lindley, M. D.		Damage by	
59	Wichita, Kansas	H- 40-55	falling shovel	15.00
60	The State Automobile Ins.		Damage by	
61	Assn. Des Moines, Iowa	H- 41-55	Concrete	18.22
62	Robert W. and Elberta A.			
63	Potter, Mount Pleasant,		Damage by	
64	Iowa	H- 42-55	Concrete	50.00
65	U. S. Fidelity and Guaranty			
66	Co., Des Moines, Iowa	H- 43-55	Collision	584.08
67	Bernard Erdmann, LeMars			
68	Iowa	H- 44-55	Loss of hogs	115.00
69	H. L. Bryan, Omaha, Nebr.	H- 45-55	Collision	85.00
70	Forest Lane,			
71	Benton Harbor, Michigan	H- 47-55	Collision	50.00
72	Michigan Mutual Liability Co.		Subrogation	
73	Grand Rapids, Michigan	H-47a-55	Collision	59.07
74	William L. Horstman			
75	Marcus, Iowa	H- 49-55	Collision	49.70
76	Walter Collins			
77	McClelland, Iowa	H- 50-55	Property damage	25.00
78	Motor Vehicle Casualty Co.			
79	Elmhurst, Illinois	H- 52-55	Collision	200.00
80	Henry T. Bjornson		Damage by	
81	Monmouth, Illinois	H- 53-55	Concrete	34.32

	Claimant	Claim Number	Nature of Claim	Amount
82	State Farm Mutual Ins. Co.		Damage by	
83	Bloomington, Illinois	H- 54-55	Concrete	137.30
84	George H. Powers			
85	Marshalltown, Iowa	H- 55-55	Collision	58.27
86	H. L. Peterson			
87	Webster City, Iowa	H- 58-55	Collision	50.00
88	State Farm Insurance Co.		Subrogation	
89	Bloomington, Illinois	H-58a-55	Collision	37.17
90	Sam Knapp			
91	Wapello, Iowa	H- 59-55	Spray damage	50.00
92	State Farm Mutual Ins. Co.		Subrogation	
93	St. Paul, Minnesota	H- 60-55	Collision	20.05
94	Ernest C. Baerenwald			
95	Round Lake, Minnesota	H- 61-55	Collision	15.78
96	Motors Insurance Company			
97	Minneapolis, Minnesota	H- 63-55	Damage by stones	90.35
98	Hawkeye Security Ins. Co.		Subrogation	
99	Des Moines, Iowa	H- 64-55	Collision	289.44
100	Charles Van Alst			
101	Oskaloosa, Iowa	H- 65-55	Collision	50.00
102	R. G. Humston and Bessie			
103	Humston, Washington,			
104	Iowa	H- 68-55	Property damage	125.00
105	Chicago, Rock Island &			
106	Pacific, Des Moines, Iowa	H- 69-55	Property damage	74.94
107	Darrell Kingery			
108	Creston, Iowa	H- 70-55	Collision	200.00
109	Mrs. Darrell (Helen) Kingery			
110	Creston, Iowa	H-70a-55	Collision	50.00
111	Harm Knepe			
112	Parkersburg, Iowa	H- 76-55	Spray damage	86.00
113	Fidelity & Casualty Co. of			
114	New York, Waterloo,			
115	Iowa	H- 83-55	Collision	346.22
116	Iowa Farm Mutual Ins. Co.		Subrogation	
117	Des Moines, Iowa	H- 84-55	Collision	12.50
118	Peter Strank, Bellevue, Iowa	H-84a-55	Collision	10.00
119	Howard Johnson			
120	Cedar Falls, Iowa	H- 86-55	Collision	277.11
121	Iowa Farm Mutual Ins. Co.			
122	Des Moines, Iowa	H- 90-55	Collision	93.63
123	Lawrence Tift			
124	Sanborn, Iowa	H- 91-55	Collision	10.00
125	Iowa Farm Mutual Ins. Co.			
126	Des Moines, Iowa	H- 92-55	Collision	403.17
127	The Automobile Ins. Co. of			
128	Hartford, Conn., Des			
129	Moines, Iowa	H- 93-55	Auto damage	40.19
130	Iowa Lutheran Hospital			
131	Des Moines, Iowa	H- 98-55	Hospital bill	387.62
132	D. J. Meyocks & John			
133	Meyocks, Hartwick, Iowa	H- 99-55	Collision	237.46

	Claimant	Claim Number	Nature of Claim	Amount
134	Chauncey Heckman			
135	Atlantic, Iowa	H-101-55	Collision	106.20
136	Martha (Mrs. A. F.) Sieglaff			
137	Waterloo, Iowa	H-102-55	Personal injury	2,000.00
138	Frank S. and Ruby L. Wetmur			
139	Winthrop, Iowa	H-103-55	Collision	1,068.40
140	David C. Henton			
141	Gravity, Iowa	H-104-55	Spray damage	50.25
142	Century Motors, Inc.			
143	Sigourney, Iowa	H-108-55	Collision	25.00
144	Beryl Craft, Rowley, Iowa	H-110-55	Fence damage	15.00
145	Byron E. Brown,			
146	Sioux City, Iowa	H-111-55	Collision	51.24
147	W. H. Barker, Waterloo, Iowa	H-112-55	Collision	135.29
148	Walter Sieglaff			
149	Waterloo, Iowa	H-114-55	Collision	50.00
150	Hawkeye Security Ins. Co.		Subrogation	
151	Des Moines, Iowa	H-115-55	Collision	1,440.00
152	American Insurance Corp.		Subrogation	
153	Des Moines, Iowa	H-116-55	Collision	472.60
154	M. G. Reinhart, Huxley, Iowa	H-119-55	Sickle damage	8.00
155	Clifford King			
156	Lake City, Iowa	H-120-55	Crop damage	1,239.80
157	Georgia McNamara			
158	Lake City, Iowa	H-121-55	Crop damage	3,371.63
159	Town of Fontanelle			
160	Fontanelle, Iowa	H-123-55	Property damage	93.28
161	Kenneth Twito, Lehigh, Iowa	H-126-55	Collision	804.50
162	Delbert Brown		Property	
163	Woodbine, Iowa	H-128-55	damage	918.41
164	Loyd R. Ashbrook			
165	Lake City, Iowa	H-129-55	Crop damage	2,131.83
166	William A. Fuchs			
167	Bancroft, Iowa	H-137-55	Collision	107.88

1 SEC. 2. The state comptroller is hereby authorized and directed
2 to issue his warrants to the above named persons in the amounts set
3 opposite their names, respectively, and the treasurer of the state is
4 hereby authorized and directed to pay the same from the general fund
5 of the state of Iowa.

1 SEC. 3. Receipt of said sums by said persons respectively shall be
2 in full settlement of all claims they may hold against the state of Iowa
3 and the Iowa state highway commission on account of damages as
4 above indicated, the claims for which were presented to the joint
5 claims committee of the Fifty-sixth General Assembly.

Approved April 28, 1955.

CHAPTER 32

CLAIMS APPROPRIATIONS

S. F. 445

AN ACT to make appropriations to certain named persons in settlement of claims made against the state of Iowa.

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

1	SECTION 1. There is hereby appropriated out of the motor vehicle	
2	reimbursement fund of the state of Iowa the following-	
3	Claimant	Claim No.
4		Amount
5	Joe K. Henderson	
6	Pringhar, Iowa	2
7	Hale F. Pieper	
8	Clinton, Iowa	11
9	Everett Amendt	
10	Sutherland, Iowa	18
11	E. T. Peterson	
12	Pringhar, Iowa	24
13	Raynard Hansen	
14	Kirkman, Iowa	33
15	Joe L. Robinson	
16	Ames, Iowa	57
17	Gene York	
18	Bloomfield, Iowa	78
19	Mrs. Edna Cooper	
20	Marion, Iowa	89
21	Charles J. Malecek	
22	Burlington, Iowa	119
23	Frank W. Wooten	
24	Burlington, Iowa	123
25	Bennie L. Barker	
26	Bloomfield, Iowa	150
27	Sherman L. Staggs	
28	LeMars, Iowa	151
29	Chester E. Wenter	
30	Iowa City, Iowa	152
31	in full settlement of all claims they may have against the state of Iowa on account of overcharges and errors in registering automobiles.	

1 SEC. 2. The commissioner of public safety is hereby authorized
2 to issue his checks to the above named parties in the amounts stated.

1 SEC. 3. The acceptance of said sums by the above named parties
2 shall be in full settlement of all claims against the state of Iowa
3 growing out of the above described claims.

Approved April 28, 1955.

CHAPTER 33

DRAINAGE CLAIMS APPROPRIATIONS

S. F. 427

AN ACT to make appropriation to certain counties in settlement of drainage assessment claims against the state of Iowa, and to authorize and direct payment for same.

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

1 SECTION 1. There is hereby appropriated out of the appropriation
2 to the state conservation commission of the state of Iowa to the fol-
3 lowing named counties the amount set opposite their respective names
4 in full settlement of all claims which they may have against the state
5 of Iowa for drainage assessments on state-owned lands.

6	Claimant	Claim No.	Amount
7	Muscatine County Treasurer		
8	Muscatine, Iowa	140	\$4,324.34
9	Drainage District No. 7		
10	Des Moines County	148	1,175.45
11	Fremont County Treasurer		
12	Sidney, Iowa	176	1,377.52
13	Howard County Treasurer		
14	Cresco, Iowa	185	25.12
15	Winnebago County Treasurer,		
16	Forest City, Iowa	8	65.96
17	John D. Hanson, Pocahontas		
18	County Treasurer, Pocahontas		
19	Iowa	106	6.11

1 SEC. 2. The state comptroller is hereby authorized and directed
2 to issue his warrants to the above named counties in the amounts set
3 opposite their names, respectively, and the treasurer of the state is
4 hereby authorized and directed to pay the same from the appropria-
5 tion to the state conservation commission.

1 SEC. 3. Before any of the funds herein appropriated shall be ex-
2 pended, and before January 1, 1956, the conservation commission and
3 the budget and financial control committee shall investigate and con-
4 sider disposing of the property, or institute such action as will result
5 in reclassification of said areas to bring any drainage assessments into
6 line with the benefits received. After such investigation is made and
7 the funds expended, a full and complete report shall be made to the
8 57th General Assembly.

Approved May 9, 1955.

CHAPTER 34

HANLONTOWN SCHOOL APPROPRIATION

S. F. 448

AN ACT to make appropriations to Hanlontown consolidated school, Hanlontown, Iowa, and the town of Hanlontown, Hanlontown, Iowa.

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

1 SECTION 1. There is hereby appropriated out of the state sinking
2 fund for public deposits of the state of Iowa the following—
3 Claimant Claim No. Amount
4 Hanlontown Consolidated School 178 \$ 92.28
5 Hanlontown, Iowa
6 Town of Hanlontown 179 260.37
7 Hanlontown, Iowa
8 in full settlement of all claims said claimants may have against the
9 state of Iowa for refund for deposits in closed banks.

1 SEC. 2. The state comptroller is hereby authorized to issue his war-
2 rants to the above named parties in the amounts stated, and the state
3 treasurer is hereby directed to pay the same from the designated
4 funds or accounts of the state of Iowa.

1 SEC. 3. The acceptance of said sums by the above named parties
2 shall be in full settlement of all claims against the state of Iowa grow-
3 ing out of the above described claims.

Approved April 27, 1955.

CHAPTER 35

MORRELL AND COMPANY APPROPRIATION

S. F. 414

AN ACT to make appropriation to John Morrell & Company, Ottumwa, Iowa, on settle-
ment of claim against the state of Iowa.

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

1 SECTION 1. There is hereby appropriated out of the general fund
2 of the state of Iowa to John Morrell & Company, Ottumwa, Iowa,
3 claim number 114-55, the sum of twenty-nine thousand four hundred
4 forty-eight dollars and fifty-two cents (\$29,448.52) on account of a
5 program for the eradication of vesicular exanthema carried on at the
6 said plant on July 26, 27 and 28, 1954.

1 SEC. 2. The state comptroller is hereby authorized to issue his
2 warrant to the above named claimant upon receipt by the state comp-
3 troller and the executive council from said claimant of a written
4 release of the state from all liability arising out of or in connection
5 with said program.

1 SEC. 3. The acceptance of said sum by the above party shall be
2 in full settlement of all claims against the state of Iowa growing out
3 of the above described claim.

1 SEC. 4. This act, being of immediate importance, shall be effective
 2 from and after its publication in The Ottumwa Courier, a newspaper
 3 published in Ottumwa, Iowa, and the Blakesburg Excelsior, a news-
 4 paper published in Blakesburg, Iowa.

Approved April 19, 1955.

I hereby certify that the foregoing Act, Senate File 414, was published in The Ottumwa Courier, a daily newspaper published at Ottumwa, Iowa, April 23, 1955, and in the Blakesburg Excelsior, Blakesburg, Iowa, April 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 36

CLAIM APPROPRIATION

S. F. 426

AN ACT to make appropriation to the guardian of Donald Van Soelen on settlement of claim against the state of Iowa.

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

1 SECTION 1. There is hereby appropriated out of the general fund of
 2 the state of Iowa to the guardian of Donald Van Soelen, Sully, Iowa,
 3 claim number one hundred sixty-two (162), the sum of ten thousand
 4 dollars (\$10,000.00), said guardian to be appointed by the district
 5 court in and for Jasper county, in full settlement of all claims said
 6 Donald Van Soelen may have against the state of Iowa on account of
 7 injury sustained while a student at the Iowa School for the Deaf,
 8 Council Bluffs, Iowa.

1 SEC. 2. The state comptroller is hereby authorized to issue his
 2 warrant to said guardian in the amount stated and the state treasurer
 3 is hereby directed to pay the same from the general fund of the state
 4 of Iowa.

1 SEC. 3. The acceptance of said sum shall be in full settlement of
 2 all claims against the state of Iowa growing out of the above described
 3 claim.

Approved April 27, 1955.

CHAPTER 37

CLAIM APPROPRIATION

S. F. 449

AN ACT to make an appropriation to Mrs. Frank Laing, Des Moines, Iowa, for death benefit under the Iowa old age and survivor's insurance plan on her husband, Frank Laing.

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

1 SECTION 1. There is hereby appropriated out of the Iowa public
 2 employees' retirement fund of the state of Iowa to Mrs. Frank Laing,
 3 Des Moines, Iowa, claim number 113, the sum of three hundred nine

4 dollars (\$309.00) in full settlement of all claims she may have against
5 the state of Iowa for death benefit under the Iowa old age and sur-
6 vivor's insurance plan on her husband, Frank Laing.

1 SEC. 2. The state comptroller is hereby authorized to issue his
2 warrant to the above named party in the amount stated, and the state
3 treasurer is hereby directed to pay the same from the designated fund
4 of the state of Iowa.

1 SEC. 3. The acceptance of said sum by the above named party
2 shall be in full settlement of all claims against the state of Iowa
3 growing out of the above described claim.

Approved April 27, 1955.

CHAPTER 38

ADVISORY COMMITTEE APPROPRIATIONS

S. F. 388

AN ACT to make appropriations to members of the investment advisory committee of the public employees retirement system, namely: Herman B. Lord and A. L. Mensing.

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

1 SECTION 1. There is hereby appropriated out of the general fund
2 of the state of Iowa to the following named persons the amounts set
3 opposite their respective names in full settlement of all claims which
4 they may have against the state of Iowa on account of services ren-
5 dered as a member of the investment advisory committee of the
6 public employees retirement system, to-wit:

7	Herman B. Lord.....	\$100.00
8	A. L. Mensing.....	100.00

1 SEC. 2. The state comptroller is hereby authorized to issue his
2 warrants to the above named parties in the amounts stated, and the
3 treasurer is hereby directed to pay the same from the designated
4 funds or accounts of the state of Iowa.

1 SEC. 3. The acceptance of said sums by the above named parties
2 shall be in full settlement of all claims against the state of Iowa
3 growing out of the above described claims.

Approved March 24, 1955.

CHAPTER 39

LIQUOR WAREHOUSE COMMITTEE

S. F. 222

AN ACT to make appropriations to members of the legislative advisory committee on the liquor warehouse, namely: Stanley Hart, Philip Hedin, Harry Watson, Lawrence Putney, Raymond Cornick and J. O. Watson, Jr.

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

1 SECTION 1. There is hereby appropriated out of the general fund
2 of the state of Iowa to the following named persons the amounts set
3 opposite their respective names in full settlement of all claims which
4 they may have against the state of Iowa on account of services ren-
5 dered as a member of the legislative advisory committee on the liquor
6 warehouse, to-wit:

7	Stanley Hart	\$440.00
8	Philip Hedin	440.00
9	Harry Watson	420.00
10	Lawrence Putney	380.00
11	Raymond Cornick	440.00
12	J. O. Watson, Jr.	420.00

1 SEC. 2. The state comptroller is hereby authorized to issue his
2 warrants to the above named parties in the amounts stated, and the
3 treasurer is hereby directed to pay the same from the designated
4 funds or accounts of the state of Iowa.

1 SEC. 3. The acceptance of said sums by the above named parties
2 shall be in full settlement of all claims against the state of Iowa grow-
3 ing out of the above described claims.

1 SEC. 4. This Act being deemed of immediate importance shall take
2 effect and be in full force from and after its publication in the Spen-
3 cer Daily Reporter, Spencer, Iowa and the Sheldon Mail, Sheldon,
4 Iowa.

Approved March 15, 1955.

I hereby certify that the foregoing Act, Senate File 222, was published in the Spencer Daily Reporter, Spencer, Iowa, March 18, 1955, and in the Sheldon Mail, Sheldon, Iowa, March 23, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 40

INTERSTATE CO-OPERATION APPROPRIATION

S. F. 387

AN ACT to make appropriations to members of the committee on interstate cooperation, namely: J. T. Dykhouse, De Vere Watson, J. H. Nesmith, Albert Weiss, W. Eldon Walter, Charles W. Nelson, Duane E. Dewel, R. O. Burrows, Sr., Jacob Van Zwol, Glenn E. Robinson, L. A. Falvey, Carl H. Ringgenberg, Fred Schwengel and John P. Berg.

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

1 SECTION 1. There is hereby appropriated out of the general fund
2 of the state of Iowa to the following named persons the amounts set

3 opposite their respective names in full settlement of all claims which
 4 they may have against the state of Iowa on account of services ren-
 5 dered as a member of the committee on interstate cooperation, to-wit:

6	J. T. Dykhouse.....	\$707.28
7	De Vere Watson.....	552.44
8	J. H. Nesmith.....	236.00
9	Albert Weiss.....	374.58
10	W. Eldon Walter.....	480.67
11	Charles W. Nelson.....	310.45
12	Duane E. Dewel.....	310.00
13	R. O. Burrows, Sr.....	188.03
14	Jacob Van Zwol.....	371.54
15	Glenn E. Robinson.....	285.09
16	L. A. Falvey.....	432.41
17	Carl H. Ringgenberg.....	433.35
18	Fred Schwengel.....	362.69
19	(Board of Managers Extra Meetings)	
20	John P. Berg.....	550.86

1 SEC. 2. The state comptroller is hereby authorized to issue his
 2 warrants to the above named parties in the amounts stated, and the
 3 treasurer is hereby directed to pay the same from the designated
 4 funds or accounts of the state of Iowa.

1 SEC. 3. The acceptance of said sums by the above named parties
 2 shall be in full settlement of all claims against the state of Iowa
 3 growing out of the above described claims.

Approved March 24, 1955.

CHAPTER 41

APPROPRIATION TO GOVERNOR

H. F. 214

AN ACT making an appropriation to defray the expenses of Leo Elthon while serving as governor of the state of Iowa.

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

1 SECTION 1. There is hereby appropriated from the general fund
 2 of the state the sum of eight hundred fifty-five dollars (\$855.00) to
 3 defray the expenses incurred by Leo Elthon when he was the governor
 4 of the state of Iowa.

1 SEC. 2. This Act being deemed of immediate importance shall be
 2 in full force and effect from and after its passage and publication in
 3 the Hawarden Independent, a newspaper published at Hawarden,
 4 Iowa, and in The Iowa Recorder, a newspaper published at Greene,
 5 Iowa.

Approved February 16, 1955.

I hereby certify that the foregoing Act, House File 214, was published in the Hawarden Independent, Hawarden, Iowa, February 24, 1955, and The Iowa Recorder, Greene, Iowa, February 23, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 42

REVERSION OF OFFICE BUILDING FUNDS

H. F. 552

AN ACT reverting to the general fund of the state the unexpended balances of appropriations provided for the construction of a tunnel from the capitol building to the state office building on the capitol grounds, and for the erecting and equipping of an office building on the state capitol grounds.

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

1 SECTION 1. On the effective date of this act, there shall be re-
2 verted to the general fund of the state any remaining unexpended
3 balance of the appropriation provided by Chapter 16, Acts of the
4 54th General Assembly, for the construction of a tunnel from the
5 capitol building to the state office building on the capitol grounds.

1 SEC. 2. On the effective date of this act, there shall be reverted
2 to the general fund of the state any remaining unexpended balance
3 of the appropriations provided by Chapter 16, Acts of the 49th Gen-
4 eral Assembly; Chapter 10, Acts of the 51st General Assembly;
5 Chapter 307, Acts of the 52nd General Assembly, and Chapter 17,
6 Acts of the 53rd General Assembly, for the erecting and equipping
7 of an office building on the state capitol grounds.

1 SEC. 3. This Act being deemed of immediate importance, shall
2 be in full force and effect from and after its passage and publication
3 in the Morning Sun News-Herald, a newspaper published at Morn-
4 ing Sun, Iowa, and in The Wapello Republican, a newspaper pub-
5 lished at Wapello, Iowa.

Approved April 27, 1955.

I hereby certify that the foregoing Act, House File 552, was published in the Morning Sun News-Herald, Morning Sun, Iowa, May 5, 1955, and in The Wapello Republican, Wapello, Iowa, May 5, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 43

GENERAL CONTINGENT FUND

H. F. 584

AN ACT creating the general contingent fund of the state for the biennium beginning July 1, 1955, and appropriating thereto the sum of two million dollars from the general fund of the state, specifying the purposes for which the appropriation may be used, and providing for a report of the dispositions made of the fund.

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

1 SECTION 1. The general contingent fund of the state for the
2 biennium beginning July 1, 1955, and ending June 30, 1957, is hereby
3 created and said fund shall consist of the sum of two million dollars
4 (\$2,000,000.00) hereby appropriated thereto from the general fund
5 of the state. Said contingent fund shall be administered by the budget
6 and financial control committee and allocations therefrom may be
7 made only for contingencies arising during the biennium which are

8 legally payable from the funds of the state. Subject to the payment
9 of the compensation and the expenses of members of the budget and
10 financial control committee, authorized by section two point forty-
11 five (2.45), Code 1954, and subject to its use for the payment of
12 obligations incurred under the provisions of subsection six (6) of
13 section two point forty-four (2.44), Code 1954, no allocation from
14 said fund shall be made for the administration of, or carrying out,
15 the provisions of an act passed by the Fifty-sixth General Assembly
16 which does not contain an appropriation. Nor shall the budget and
17 financial control committee allocate any funds for any purpose or
18 project which was, or should have been, presented to the general
19 assembly by way of a bill and which failed to become enacted into
20 law. A report of the dispositions made of the fund during the first
21 eighteen months of the biennium shall be made by the budget and
22 financial control committee to the state comptroller prior to the con-
23 vening of the Fifty-seventh General Assembly and by him included
24 in the printed budget. Any balance in said contingent fund as of
25 June 30, 1957, shall revert to the general fund of the state.

26 Upon the request of the board of control, the budget and financial
27 control committee is authorized to provide from the general contingent
28 fund two hundred fifty thousand dollars (\$250,000.00), or so much
29 as may be necessary for the purchase of supplies which may not be
30 available through the Commodity Credit Corporation of the United
31 States Department of Agriculture as provided during the past bien-
32 nium.

Approved May 6, 1955.

GENERAL LAWS

GENERAL LAWS

(TEMPORARY)

CHAPTER 44

GASOLINE AND FUEL OIL TAX

H. F. 146

AN ACT to amend sections three hundred twenty-four point two (324.2) and three hundred twenty-four point sixty-three (324.63), Code 1954, relating to the license fees imposed on motor fuel and fuel oil.

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

1 SECTION 1. Section three hundred twenty-four point two (324.2),
2 Code 1954, is hereby amended by adding thereto the following: "The
3 license fee of four cents (4c) per gallon or fraction of a gallon pro-
4 vided for in this section shall be increased to six cents (6c) per gal-
5 lon for the biennium beginning July 1, 1955, and ending June 30,
6 1957."

1 SEC. 2. Section three hundred twenty-four point sixty-three
2 (324.63), Code 1954, is hereby amended by adding thereto the fol-
3 lowing:

4 "(a) The net proceeds of one cent (1c) per gallon of the license
5 fees collected under the provisions of this chapter shall, for the bien-
6 nium beginning July 1, 1955, and ending June 30, 1957, be credited
7 by the treasurer of state to the primary road fund, to be used for
8 construction of such primary roads as are presently surfaced with
9 gravel or crushed rock only, on the basis of need as determined by
10 the state highway commission.

11 "(b) The net proceeds of one cent (1c) per gallon of the license
12 fees collected under the provisions of this chapter shall, for the bien-
13 nium beginning July 1, 1955, and ending June 30, 1957, be credited
14 by the treasurer of state to the primary road fund for the purpose
15 of widening and modernization of highways and bridges."

1 SEC. 3. Section three hundred twenty-four point two (324.2),
2 Code 1954, is further amended by striking from line five (5) the word
3 "six" and inserting in lieu thereof the word "seven".*

1 SEC. 4. This Act, being deemed of immediate importance shall
2 be in full force and effect July 1, 1955, after its passage and publica-
3 tion in the Stuart Herald, a newspaper published at Stuart, Iowa,
4 and in the Guthrie County Vedette, a newspaper published at Panora,
5 Iowa.

Approved April 25, 1955.

I hereby certify that the foregoing Act, House File 146, was published in the Stuart Herald, Stuart, Iowa, May 12, 1955, and in the Guthrie County Vedette, Panora, Iowa, May 5, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

*This amendment appears to be permanent.

CHAPTER 45

INCOME, SALES AND USE TAXES

H. F. 522

AN ACT to provide temporary amendments to chapters four hundred twenty-two (422) and four hundred twenty-three (423), Code 1954, relating to income, sales and use taxes providing funds for the general fund of the state for the biennium beginning July 1, 1955 and ending June 30, 1957.

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

1 SECTION 1. Section four hundred twenty-two point twelve
2 (422.12), Code 1954, is hereby amended as follows:

3 Subsection one (1) is amended by striking the word "fifteen" and
4 inserting in lieu thereof the word "twelve".

5 Subsection two (2) is amended by striking from line two (2) the
6 word "thirty" and inserting in lieu thereof the word "twenty-four".

7 Subsection three (3), as amended by House File 225 of the 56th
8 General Assembly, is amended by striking the words "seven dollars
9 fifty cents" and inserting in lieu thereof the words "twelve dollars
10 (\$12.00)".

1 SEC. 2. Section four hundred twenty-two point thirteen (422.13),
2 Code 1954, is hereby amended as follows:

3 Subsection one (1) is amended by striking the words "fifteen hun-
4 dred" from line three (3) and inserting in lieu thereof the words
5 "one thousand one hundred twenty-five"; also by striking from line
6 six (6) the words "two thousand three hundred fifty" and inserting
7 in lieu thereof the words "one thousand seven hundred fifty".

8 Subsection two (2) is amended by striking from line two (2) the
9 words "two thousand" and inserting in lieu thereof the words "one
10 thousand seven hundred fifty".

11 Subsection four (4) is amended by striking the words "three thou-
12 sand" in line two (2) and inserting in lieu thereof the words "twenty-
13 five hundred".

14 Further amend by striking the word "net" in lines one (1) and
15 five (5) of subsection one (1), and in line two (2) of subsection two
16 (2) and insert in lieu thereof the word "taxable".

1 SEC. 3. Section four hundred twenty-two point five (422.5), Code
2 1954, is amended as follows:

3 Amend subsection one (1), line two (2), by striking the word
4 "three-fourths" and inserting in lieu thereof the word "eight-tenths".

5 Amend subsection two (2), lines two (2) and three (3), by strik-
6 ing the words "one and one-half" and inserting in lieu thereof the
7 words "one and six-tenths".

8 Amend subsection three (3), lines two (2) and three (3), by strik-
9 ing the words "two and one-fourth" and inserting in lieu thereof the
10 words "two and four-tenths".

11 Amend subsection four (4), line two (2), by striking the word
12 "three" and inserting in lieu thereof the words "three and two-
13 tenths".

14 Amend subsection five (5) by striking the words "three and three-
15 fourths" where they appear in lines two (2) and three (3) and also in
16 lines four (4) and five (5) and inserting in lieu thereof in each place
17 the word "four".

1 SEC. 4. Section four hundred twenty-two point thirty-three
2 (422.33), Code 1954, is amended by striking from line six (6) the
3 word "two" and inserting in lieu thereof the word "three".

1 SEC. 5. Section four hundred twenty-two point twenty-four
2 (422.24), Code 1954, is amended by striking the word "ten" in line
3 eight (8) and inserting in lieu thereof the word "fifty".

1 SEC. 6. The provisions of this Act shall be effective as to all re-
2 turns based upon income for the calendar years of 1955 and 1956,
3 and as to all income from fiscal years beginning during the calendar
4 years of 1955 and 1956.

1 SEC. 7. Section four hundred twenty-two point forty-three
2 (422.43), Code 1954, is hereby amended by adding thereto the follow-
3 ing:

4 "There is hereby imposed, for the period beginning on the first day
5 of July, 1955, and closing on and including June thirtieth, 1957, an
6 additional tax of one-half ($\frac{1}{2}$) per cent upon the gross receipts from
7 all sales of tangible personal property and all other transactions sub-
8 ject to sales tax under the provisions of this section. All revenues
9 arising from this provision shall become part of the state general
10 fund, unless otherwise specifically provided."

1 SEC. 8. Section four hundred twenty-two point sixty-two (422.62),
2 Code 1954, is hereby amended by adding thereto the following pro-
3 vision:

4 "The provisions of this section shall apply to all receipts collected
5 from the additional one-half ($\frac{1}{2}$) per cent sales tax provided by this
6 Act."

1 SEC. 9. Section four hundred twenty-three point two (423.2),
2 Code 1954, is hereby amended by adding to such section the following:

3 "An excise tax is hereby imposed upon the use in this state of tan-
4 gible personal property purchased between the dates of July first,
5 1955, to June thirtieth, 1957, inclusive, except motor vehicles, trailers
6 and motor vehicle accessories or equipment, at the rate of one-half
7 ($\frac{1}{2}$) per cent of the purchase price of such property, this tax to be
8 in addition to the two (2) per cent tax already imposed by section
9 four hundred twenty-three point two (423.2), Code 1954. Said tax is
10 hereby imposed upon every person using such property within this
11 state until such tax has been paid through the retailer, or to the com-
12 mission, as hereinafter provided."

1 SEC. 10. Section four hundred twenty-three point twenty-four
2 (423.24), Code 1954, is hereby amended by adding thereto the follow-
3 ing:

4 "All revenues arising from the one-half ($\frac{1}{2}$) per cent additional
5 use tax imposed by this Act shall be credited to the general fund of
6 the state of Iowa."

1 SEC. 11. All of the provisions of chapter four hundred twenty-two
2 (422), Code 1954, relating to the collection of sales tax and the ad-
3 ministration of the sales tax law shall apply to the collection of the
4 additional tax imposed by this Act and all of the provisions of chap-
5 ter four hundred twenty-three (423), Code 1954, relating to the col-
6 lection of use tax and the administration of the use tax law shall
7 apply to the collection of the additional tax imposed by this Act, and

8 the provisions of chapter four hundred twenty-two (422), Code 1954,
 9 relating to the imposition, collection and administration of the sales
 10 tax law and all of the provisions of chapter four hundred twenty-three
 11 (423), Code 1954, relating to the imposition, collection and adminis-
 12 tration of the use tax law shall be considered an integral part of this
 13 Act. The state tax commission shall provide proper forms for the
 14 reporting and collection of the taxes imposed by this Act; shall have
 15 the power to make rules and regulations in connection with the admin-
 16 istration thereof, as is now provided in the case of sales and use tax
 17 administration, and shall be authorized to employ such additional
 18 assistance as may be required for its administration.

1 SEC. 12. The provisions of this Act shall constitute a temporary
 2 emergency tax to make possible meeting budgetary needs for the
 3 biennium beginning July 1, 1955 and ending June 30, 1957.

1 SEC. 13. This Act being deemed of immediate importance shall be
 2 in full force and effect from and after publication in the West Des
 3 Moines Express, a newspaper published at West Des Moines, Iowa,
 4 and the Ogden Reporter, a newspaper published at Ogden, Iowa.

Approved April 29, 1955.

I hereby certify that the foregoing Act, House File 522, was published in the West Des Moines Express, West Des Moines, Iowa, May 12, 1955, and in the Ogden Reporter, Ogden, Iowa, May 12, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 46

AUDITORS COMPENSATION

S. F. 422

AN ACT relating to the per diem compensation of county, municipal and school examiners and their assistants.

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

1 SECTION 1. Section eleven point nine (11.9), Code 1954, is
 2 amended by striking from line three (3) the word, "fifteen" and insert-
 3 ing in lieu thereof the word, "seventeen".

1 SEC. 2. This Act shall cease to be of any force and effect after
 2 June 30, 1957.

1 SEC. 3. This Act being deemed of immediate importance shall be
 2 in full force and effect from and after its publication in the Rockwell
 3 City Advocate, a newspaper published at Rockwell City, Iowa, and the
 4 Fort Dodge Advocate, a newspaper published at Fort Dodge, Iowa.

Approved April 28, 1955.

Pursuant to the authority vested in the undersigned, Secretary of State of Iowa, under the provisions of section 3.9, Code of Iowa, 1954, the Fort Dodge Advocate, Fort Dodge, Iowa, being nonexistent, The Fort Dodge Messenger and Chronicle, a newspaper published in Fort Dodge, Iowa, is designated to publish the foregoing Act, Senate File 422.

MELVIN D. SYNHORST, *Secretary of State.*

I hereby certify that the foregoing Act, Senate File 422, was published in the Rockwell City Advocate, Rockwell City, Iowa, May 12, 1955, and in The Fort Dodge Messenger and Chronicle, Fort Dodge, Iowa, May 12, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

GENERAL LAWS (PERMANENT)

CHAPTER 47

OFFICERS OF GENERAL ASSEMBLY

S. F. 42

AN ACT relating to the tenure of officers of the general assembly.

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

1 SECTION 1. Section two point six (2.6), Code 1954, is hereby re-
2 pealed and the following enacted in lieu thereof: "The president pro
3 tempore of the senate and the speaker of the house of representatives
4 shall hold their offices until the first day of the meeting of the regular
5 session next after that at which they were elected. All other officers
6 elected by either house shall hold their offices only during the session
7 at which they were elected, unless sooner removed, except as may be
8 otherwise provided by resolution of the General Assembly."

1 This Act being deemed of immediate importance shall take effect
2 and be in force from and after its passage and publication in the Ames
3 Tribune, a newspaper published in Ames, Iowa, and in the Mason City
4 Globe-Gazette, a newspaper published in Mason City, Iowa.

Approved April 19, 1955.

I hereby certify that the foregoing Act, Senate File 42, was published in the Ames Tribune, a daily newspaper published in Ames, Iowa, April 21, 1955, and in the Mason City Globe-Gazette, Mason City, Iowa, April 22, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 48

LEGISLATIVE RESEARCH BUREAU

S. F. 29

AN ACT to create a legislative research bureau and to provide for a director thereof and to define the duties of said bureau.

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

1 SECTION 1. There is hereby created a legislative research bureau
2 under a full-time director of legislative research. Said director shall
3 be appointed by a legislative committee composed of three (3) sen-
4 ators, two (2) from the majority party and one (1) from the minority
5 party, appointed by the president of the senate and three (3) mem-
6 bers of the house of representatives, two (2) from the majority
7 party and one (1) from the minority party, appointed by the speak-
8 er of the house. His term of office shall be for four (4) years ending
9 June 30 of the fourth year following his appointment. He shall de-

10 vote his entire time to the duties of his office and his salary shall be
11 not to exceed seventy-five hundred dollars (\$7,500.00) per year.

1 SEC. 2. Vacancies in the office of director of legislative research
2 shall be filled in the same manner as original appointment and shall
3 be for the unexpired balance of the term.

1 SEC. 3. The director shall employ necessary assistants at such
2 salaries as shall be approved by the legislative committee named in
3 section one (1) hereof.

1 SEC. 4. The office of the legislative research bureau shall be at
2 the seat of government and office space, supplies and equipment shall
3 be furnished by the executive council and all salaries and expenses
4 are to be paid by the budget and financial committee from the con-
5 tingent fund provided for the budget and financial control committee.

1 SEC. 5. The legislative research bureau shall co-operate with all
2 members of the legislature and all committees approved by the legis-
3 lature, and its specific duties shall be as follows:

4 1. It shall serve as a research agency for any legislative committee.

5 2. It shall make research studies and limited preliminary reports
6 of factual material on such state governmental problems as may be
7 petitioned by five (5) or more members of the general assembly dur-
8 ing legislative sessions and in the interim between sessions. The free
9 distribution of such reports shall be limited to two hundred fifty (250)
10 copies to be distributed to members of the legislature and to state
11 departments upon request. All such research studies shall be confined
12 to state governmental problems.

13 3. It shall serve as a bill drafting agency available to all members
14 of the general assembly and during legislative sessions shall co-operate
15 with any extra bill drafting service provided in said sessions.

16 4. All factual material and research findings requested shall be
17 made available to the members of the legislature without any recom-
18 mendations from the legislative research bureau.

19 5. Each officer, board, commission, department and agency of the
20 state government or any of its political subdivisions, or any state
21 educational institutions or any political subdivisions of state educa-
22 tional institutions shall furnish such information to the research
23 bureau as it may request, except that no such information need be
24 furnished if the furnishing of same is forbidden by any other pro-
25 vision of law.

1 SEC. 6. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its passage and publication in
3 the Daily Reporter, a newspaper published at Sioux City, Iowa, and
4 in the Diagonal Reporter, a newspaper published at Diagonal, Iowa.

Approved May 9, 1955.

I hereby certify that the foregoing Act, Senate File 29, was published in the Daily Reporter, Sioux City, Iowa, May 13, 1955, and in the Diagonal Reporter, Diagonal, Iowa, May 19, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 49
CONSTRUCTION OF STATUTES
H. F. 279

AN ACT relating to construction of statutes which adopt one or more other statutes by reference in whole or in part.

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

- 1 SECTION 1. Any statute which adopts by reference the whole or
2 a portion of another statute of this state shall be construed to include
3 subsequent amendments of the statute or the portion thereof so
4 adopted by reference unless a contrary intent is expressed.

Approved March 30, 1955.

CHAPTER 50
PERSONNEL DIVISION
H. F. 539

AN ACT to amend section eight point five (8.5), Code 1954, relating to division of personnel.

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

- 1 SECTION 1. Amend section eight point five (8.5), subsection six
2 (6), paragraph b., Code 1954, by adding thereto the following:
3 "All departments under the director of personnel shall have the
4 right to appeal any plan of classification and compensation for each
5 type of employment to the executive council provided that the request
6 comes from the head of the department.
7 "The executive council shall hear the appeal within thirty (30) days
8 from the date requested and evidence and argument may be submitted
9 on behalf of the department.
10 "The executive council shall enter a written opinion directing the
11 director of personnel to take whatever action is necessary to carry
12 out their decision."

Approved April 21, 1955.

CHAPTER 51
NOTICE OF AUDIT REPORTS
H. F. 428

AN ACT to require that notice of audit reports be sent to newspapers and radio stations.

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

- 1 SECTION 1. Section eleven point fourteen (11.14), Code 1954, is
2 hereby amended by striking the period (.) after the word "inspection"
3 in line thirteen (13) and adding the following:
4 " , including copies on file in the office of the state auditor, and

5 refusal on the part of any public official to permit such inspection
6 when such reports have been filed with him, shall constitute a mis-
7 demeanor and shall be punishable by a fine not to exceed fifty dollars
8 (\$50.00) or by imprisonment in the county jail not to exceed fifteen
9 (15) days.

10 "In addition to the foregoing, notice that the report has been filed
11 shall be forwarded immediately to each newspaper, radio station or
12 television station located in the county, municipality or school district
13 which is under investigation or audit; except that if there is no news-
14 paper, radio station or television station located therein, such notice
15 shall be sent to the official newspapers of the county."

1 SEC. 2. Section eleven point nineteen (11.19), Code 1954, is here-
2 by amended by adding thereto the following:

3 "All reports shall be open to public inspection, including copies on
4 file in the office of the state auditor, and refusal on the part of any
5 public official to permit such inspection when such reports have been
6 filed with him, shall constitute a misdemeanor and shall be punish-
7 able by a fine not to exceed fifty dollars (\$50.00) or by imprisonment
8 in the county jail not to exceed fifteen (15) days.

9 "In addition to the foregoing, notice that the report has been filed
10 shall be forwarded immediately to each newspaper, radio station or
11 television station located in the city, town, school district or township
12 which is under investigation or audit; except that if there is no news-
13 paper, radio station or television station located therein, the notice
14 shall be sent to the official newspapers of the county."

1 SEC. 3. Further amend section eleven point nineteen (11.19), Code
2 1954, by striking the comma from line seventeen (17) and inserting
3 a period after the word "state" in said line seventeen (17), and by
4 striking all of lines eighteen (18) to twenty-six (26), inclusive, and
5 inserting in lieu thereof the following: "Failure to file such report
6 with the auditor of state shall bar such accountant from making any
7 city or school audits thereafter under the provisions of section
8 11.18."

Approved March 31, 1955.

CHAPTER 52

PUBLICATION OF DEPARTMENTAL RULES

S. F. 308

AN ACT relating to publication of departmental rules of the state administrative de-
partments.

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

1 SECTION 1. Section fourteen point three (14.3), Code 1954, is
2 amended by adding at the end of subsection seven (7), the following:
3 "In lieu of biennial publication of said volume the code editor may
4 provide cumulative, semiannual supplements for insertion in the latest
5 published volume."

Approved April 22, 1955.

CHAPTER 53

SPECIAL PRINTING CONTRACTS

H. F. 153

AN ACT to amend section fifteen point twenty-nine (15.29), Code 1954, relating to special or emergency contracts by the state printing board.

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

1 SECTION 1. Section fifteen point twenty-nine (15.29), Code 1954,
2 is hereby amended by striking from line ten (10) thereof the words
3 "five hundred", and substituting in lieu thereof the words "seven hun-
4 dred fifty (750)".

Approved March 24, 1955.

CHAPTER 54

OFFSET PRINTING MACHINES

S. F. 451

AN ACT to permit state departments or agencies to possess and operate machines of the offset type.

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

1 SECTION 1. Section fifteen point thirty-seven (15.37), Code 1954,
2 is hereby amended by adding after the word "of" in line two (2)
3 thereof, the following: "machines of the offset type," and by striking
4 in lines five (5) and six (6) the following: "machines of the offset
5 type,".

1 SEC. 2. Section fifteen point thirty-eight (15.38), Code 1954, is
2 hereby amended by striking in lines one (1) and two (2) of subsec-
3 tion one (1) thereof the following: "machines of the offset type,".

1 SEC. 3. Chapter fifteen (15), Code 1954, is amended by adding
2 the following section:
3 "Either mimeographs, similar duplicators or machines of the offset
4 type may be used in departments or agencies located in the city of Des
5 Moines provided that no more than five thousand (5,000) copies of
6 any one master copy or original are made, and provided that a cost
7 system be kept and reported as provided for in section fifteen point
8 thirty-nine (15.39). The master copy or stencil used on these ma-
9 chines shall be prepared by a typewriter means of composition only,
10 and no photographic master of aluminum, metal, zinc, paper or stencil
11 of any type shall be used."

Approved May 17, 1955.

CHAPTER 55

LIST OF STATE EMPLOYEES

H. F. 152

AN ACT to amend section sixteen point two (16.2), subsection eleven (11), Code 1954, eliminating the listing of personnel receiving less than three hundred dollars (\$300.00), and providing for the listing of the total number and salary of such personnel.

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

1 SECTION 1. Amend section sixteen point two (16.2), subsection
2 eleven (11), Code 1954, by striking the period following the word
3 "government" in line eight (8) thereof substituting a comma and
4 adding the following: "except such personnel as receive an annual
5 salary of less than three hundred dollars (\$300.00). The number of
6 such personnel and the total amount received by them shall be shown
7 for each department in the salary book."

Approved April 22, 1955.

CHAPTER 56

FISCAL YEAR OF SCHOOLS

H. F. 208

AN ACT to amend chapter twenty-four (24), Code 1954, relating to the fiscal year of school districts.

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

1 SECTION 1. Section twenty-four point two (24.2), subsection four
2 (4), Code 1954, is amended by striking the period after the word
3 "time" in line four (4) and adding the following: ", except in the
4 case of school districts it shall be the period of twelve (12) months
5 beginning on the first day of July of the current calendar year."

1 SEC. 2. Section twenty-four point three (24.3), subsection three
2 (3), Code 1954, is amended by striking the period following the word
3 "ensuing" in line four (4) and adding the following: ", which in the
4 case of school districts shall be the period of twelve (12) months be-
5 ginning on the first day of July of the current calendar year."

1 SEC. 3. This Act, being deemed of immediate importance, shall
2 take effect and be in full force from and after its passage and publi-
3 cation in the Humboldt Republican, a newspaper published at Hum-
4 boldt, Iowa, and the Mason City Globe-Gazette, a newspaper published
5 at Mason City, Iowa.

Approved April 22, 1955.

I hereby certify that the foregoing Act, House File 208, was published in the Humboldt Republican, Humboldt, Iowa, April 29, 1955, and in the Mason City Globe-Gazette, Mason City, Iowa, April 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 57

TOWNSHIP CENSUS

S. F. 189

AN ACT to amend chapter twenty-six (26), Code 1954, relating to census.

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

1 SECTION 1. Section twenty-six point two (26.2), Code 1954, is
2 hereby amended by inserting in line seven (7) after the word "count-
3 ties," the following words "by townships,".

1 SEC. 2. Section twenty-six point six (26.6), Code 1954, is hereby
2 amended by inserting in line two (2) after the word "county," the
3 following word "township,".

Approved April 6, 1955.

CHAPTER 58

IOWA DEVELOPMENT COMMISSION

H. F. 3

AN ACT to amend section twenty-eight point one (28.1), Code 1954, relating to the term of office of the legislative members of the Iowa Development Commission.

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

1 SECTION 1. Section twenty-eight point one (28.1), Code 1954, is
2 amended by striking from lines eleven (11) and twelve (12) the
3 words, "the convening of the next general assembly when".

Approved April 21, 1955.

CHAPTER 59

LEAVE OF ABSENCE FOR MILITARY DUTY

H. F. 391

AN ACT relating to the possibility of discrimination against members of the armed forces of this state or of the United States; relating to leave of absence of employees for military duty in the armed forces of this state or of the United States.

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

1 SECTION 1. Section twenty-nine point forty-three (29.43), Code
2 1954, is hereby amended by inserting in line four (4) thereof after the
3 word "guard" the following: "or organized reserves of the armed
4 forces of the United States".

5 Section twenty-nine point forty-three (29.43), Code 1954, is hereby
6 further amended by inserting in line eleven (11) preceding the word
7 "Any" the following: "Any member of the national guard or organized
8 reserves of the armed forces of the United States ordered to temporary
9 active duty for the purpose of military training or ordered on active

10 state service, shall be entitled to a leave of absence during the period
 11 of such duty or service from his private employment, other than em-
 12 ployment of a temporary nature, and upon completion of such duty or
 13 service the employer shall restore such person to the position held prior
 14 to such leave of absence, or employ such person in a similar position,
 15 provided, however, that such person shall give evidence to the em-
 16 ployer of satisfactory completion of such training or duty, and further
 17 provided that such person is still qualified to perform the duties of
 18 such position. Such period of absence shall be construed as an absence
 19 with leave, and shall in no way affect the employee's rights to vacation,
 20 sick leave, bonus, or other employment benefits relating to his par-
 21 ticular employment."

Approved April 15, 1955.

CHAPTER 60
 VETERANS' DAY
 H. F. 207

AN ACT designating the eleventh day of November of each year as Veterans' Day.

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

1 SECTION 1. Chapter thirty-one (31), Code 1954, is hereby amended
 2 by adding thereto the following section:
 3 "The governor is hereby authorized and requested to issue annually
 4 a proclamation designating the eleventh day of November as Veterans'
 5 Day and calling upon the people of Iowa to observe it as a legal holiday
 6 in honor of those who have been members of the armed forces of the
 7 United States, and urging state officials to display the American flag on
 8 all state and school buildings and the people of the state to display the
 9 flag at their homes, lodges, churches and places of business; that
 10 business activities be held to the necessary minimum; and that appro-
 11 priate services and exercises be had expressive of the public sentiments
 12 befitting the occasion."

Approved March 15, 1955.

CHAPTER 61

KOREAN VETERANS' BONUS

H. F. 143

AN ACT authorizing the state of Iowa to become indebted in the amount of twenty-six million dollars (\$26,000,000) and providing for the issue and sale of bonds of said state in evidence thereof, to procure funds for and pay service compensation to persons who served in the armed forces of the United States at any time between the twenty-seventh day of June, 1950, and the twenty-seventh day of July, 1953, both inclusive or their successors in interest, providing for a board to administer such payments, providing for the imposition, levy and collection of a direct annual tax sufficient to pay the principal and interest on said bonds, and providing penalties for the violation of the provisions of this Act; providing for the application of any surplus to the retirement of the indebtedness herein created; and providing for submission of this Act to the people to be voted upon at the general election to be held in the year 1956.

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

1 SECTION 1. The state of Iowa is hereby authorized to become in-
 2 debted in the amount of twenty-six million dollars (\$26,000,000) and
 3 in evidence thereof there shall be issued and sold negotiable coupon
 4 bonds of said state as hereinafter provided, and the proceeds thereof
 5 shall be paid into the treasury of the state to be expended for the
 6 payment of service compensation to the persons defined in section
 7 four (4) of this act, or for the benefit of such persons as prescribed
 8 by section four (4) of this act, and for expenses incurred in carrying
 9 out the provisions of this act.

1 SEC. 2. The treasurer of the state is hereby directed to cause to
 2 be prepared negotiable coupon bonds of this state in the amount of
 3 twenty-six million dollars (\$26,000,000), such bonds to bear interest
 4 at the rate of not to exceed two and one-half percent (2½%) per
 5 annum which interest shall be paid semi-annually, such bonds shall
 6 be issued so that said indebtedness shall be payable in twenty (20)
 7 equal annual installments, the last of which shall be within twenty
 8 (20) years from the date of issue, bonds to be callable in numerical
 9 order on six (6) months notice at one hundred one and one-half per
 10 cent (101½%) of the par value. Said bonds shall be signed by the
 11 governor under the great seal of said state, attested by the secretary
 12 of state and countersigned by the treasurer of state, and the full faith,
 13 credit and resources of the state of Iowa shall be pledged for the pay-
 14 ment thereof. The interest coupons attached to said bonds shall bear
 15 the lithographed facsimile signatures of said officials. The treasurer of
 16 state shall sell said bonds to obtain funds to carry out the provisions
 17 of this act, and to make the payments hereinafter provided, such
 18 bonds shall be sold at not less than the par value thereof and accrued
 19 interest thereon to the highest and most responsible bidder after ad-
 20 vertising for a period of twenty (20) consecutive days, Sundays ex-
 21 cepted, in at least two (2) daily newspapers printed in the state of
 22 Iowa. Advertisements of sale shall recite that the treasurer of state,
 23 in his discretion, may reject any or all bids received and, in such
 24 event, he shall readvertise for bids in the form and manner above
 25 described as many times as in his judgment may be necessary to
 26 effect a satisfactory sale. If any of said bonds are not presented for
 27 payment within ten (10) years after maturity they shall be barred.

1 SEC. 3. The proceeds of such bonds so paid into the treasury of
2 state shall constitute a service compensation fund and shall be dis-
3 tributed to the persons entitled thereto as hereinafter prescribed. Said
4 twenty-six million dollars (\$26,000,000) is hereby appropriated out
5 of said service compensation fund for the purpose of carrying out the
6 provisions of this act.

1 SEC. 4. Every person, male or female, who served on active duty,
2 in the armed forces of the United States, at any time between June
3 twenty-seventh, 1950 and July twenty-seventh, 1953, both dates in-
4 clusive, and who at the time of entering into such service was a legal
5 resident of the state of Iowa, and who had maintained such residence
6 for a period of at least six (6) months immediately prior thereto,
7 and was honorably separated or discharged from such service, or is
8 still in active service in an honorable status, or has been retired, or
9 has been furloughed to a reserve, or has been placed on inactive status,
10 shall be entitled to receive from the service compensation fund ten
11 dollars (\$10.00) for each month that such person was in active do-
12 mestic service, and twelve and one-half dollars (\$12.50) for each
13 month that such person was in active foreign service, all prior to
14 July 27, 1953, not to exceed a total sum of five hundred dollars
15 (\$500.00), provided that such person served for a period of not less
16 than one hundred twenty (120) days prior to November 25, 1953.
17 Compensation for a fraction of a month shall not be considered unless
18 it be sixteen days or more in which event it shall be computed as a
19 full month. No person shall be entitled to such compensation who
20 received a bonus or compensation of like nature, as provided in this
21 act, from another state. No person shall be entitled to such compen-
22 sation who being in the service of the armed forces of the United
23 States, subsequent to June twenty-six, 1950 refused on conscientious,
24 political, religious, or other grounds to subject himself or herself to
25 military discipline. Service in the merchant marine shall not be con-
26 sidered for the purposes of this act. The surviving unremarried
27 widow or widower, child or children, mother, father, or person stand-
28 ing in loco parentis, in the order named and none other, of any de-
29 ceased person, shall be paid the compensation that such deceased per-
30 son would be entitled to under this act, if living; but, if any person
31 has heretofore died or shall hereafter die, from service-connected
32 causes incurred between June twenty-seven, 1950 and July twenty-
33 seven, 1953, both dates inclusive, and who has not received the bene-
34 fits of this Act, the first of survivors as hereinbefore designated and
35 in the order named, shall be paid five hundred dollars (\$500.00), re-
36 gardless of the length of such service, and provided further that if
37 such eligible beneficiary is a minor at the time such compensation is
38 payable, same may be paid to a custodian duly recognized by United
39 States Veterans Administration.

1 SEC. 5. Active duty in the armed forces of the United States shall
2 include all time for which credit is received in the computation of
3 terminal leave, including such leave time as provided for by federal
4 statutes, including Armed Forces Leave Act of 1946, and attendance
5 at an armed forces school including such schools conducted at a col-
6 lege, university, or similar institution of learning but excluding any
7 period he was assigned by the armed forces to a civilian institution

8 for a course of education or training which was substantially the same
9 as established courses offered to civilians, or as a cadet or midship-
10 man, however enrolled, at one of the service academies.

1 SEC. 6. There is hereby created a board to be known as the "Serv-
2 ice Compensation Board" to consist of the state auditor, state treas-
3 urer, and the adjutant general. The board shall maintain its office
4 at the seat of government in Des Moines, Iowa.

1 SEC. 7. Duties. It shall be the duty of the said board to ad-
2 minister the provisions of this act, to examine all applications and
3 approve or disapprove the same and make any investigation neces-
4 sary to establish facts. In the event an application is disapproved by
5 the board, the claimant shall have the right of appeal to the district
6 court of the state of Iowa in and for the county of his legal residence
7 within a period of thirty days from date of mailing by registered mail
8 of notice of such disapproval. The appeal shall be perfected by filing
9 in the office of the board, a written notice of appeal setting forth the
10 order or finding appealed from and the grounds of the appeal. Within
11 thirty (30) days after the filing of such notice of appeal the board
12 shall make, certify and file in the office of the clerk of the district
13 court to which the appeal is taken, a full and complete transcript of
14 all documents in the proceeding, including any depositions, a tran-
15 script or certification of the evidence, if reported, including the notice
16 of appeal. The clerk shall forthwith docket such appeal. The appeal
17 shall be heard in such district court as in equity de novo. Appeal may
18 be taken to the supreme court from any final order or judgment or
19 decree of the district court. When any application has been approved
20 by the board, payment shall be made to the applicant in accordance
21 with the provisions of this act. It shall be the duty of the board to
22 prepare vouchers and transmit the same to the state comptroller in
23 payment of the bonus claims provided for herein and other necessary
24 administrative expenses; said state comptroller shall issue a warrant
25 for the amount stated therein and the state treasurer shall pay such
26 warrants out of said bonus fund. The board is hereby empowered to
27 employ such assistants and incur such other expenses as may be
28 necessary for such administration and carrying out of the provisions
29 of this act, and the funds necessary for such administration and
30 carrying out the provisions of this act shall be expended from said
31 compensation fund; such assistants as said board may determine shall
32 give bond in such amount as may be fixed by said board, and shall,
33 whenever practicable, be persons within the classes as defined in sec-
34 tion four (4) of this act. The board is hereby empowered to make,
35 adopt and promulgate such rules and regulations for the carrying
36 out of the provisions of this act as it deems necessary and expedient
37 and which are not inconsistent with any provisions of this act.

1 SEC. 8. Before receiving any compensation under the provisions
2 of this act, the claimant, or his successor in interest, shall file with
3 the service compensation board, application on forms provided by said
4 board; such application must be so filed on or before December 31,
5 1960. Such application shall state facts sufficient to establish the
6 status of such applicant within a class as defined in section four (4)
7 of this act, and shall be duly verified.

1 SEC. 9. Whoever knowingly makes a false statement, oral or writ-
2 ten, relating to a material fact in supporting a claim under the pro-
3 visions of this act, shall be punished by a fine of not more than one
4 thousand dollars (\$1,000.00) or be imprisoned for not more than one
5 year, or both, and shall forfeit all benefits he or she might have been
6 entitled to under this act.

1 SEC. 10. All payments and allowances made under this act shall
2 be exempt from taxation and from levy and sale on execution and
3 all bonds issued hereunder shall be exempt from taxation.

1 SEC. 11. To provide for the payment of the principal of said bonds
2 so issued and sold and the interest thereon as the same become due
3 and mature, there is hereby imposed and levied upon moneys and
4 credits and other intangible personal property subject to taxation at
5 other than the general property rate a direct annual tax of one (1)
6 mill upon the dollar, which shall be additional to all other taxes levied
7 upon such intangible personal property, any other provisions of the
8 Code notwithstanding, for each of the years said bonds are outstand-
9 ing. There is also hereby imposed and levied upon all other taxable
10 property within the state of Iowa, in addition to all other taxes, a
11 direct annual tax for each of the years said bonds are outstanding,
12 sufficient in amount, together with the receipts from the tax imposed
13 upon moneys and credits and other intangible personal property, for
14 the payment of principal of said bonds as it shall become due, and
15 sufficient in amount to produce additional sums as may be needed to
16 pay the interest on said bonds each year for twenty (20) years. The
17 one (1) mill tax upon moneys and credits and other intangible per-
18 sonal property shall be collected in the same manner as other taxes
19 upon money and credits and intangible personal property and shall
20 be remitted to the treasurer of state and applied to the payment of
21 the principal and interest of the soldiers' bonus bonds. The treasurer
22 of the state shall annually certify to the state tax commission prior
23 to the time for levy of general state taxes the amount of money re-
24 quired to be raised to pay the principal and interest on such bonds,
25 maturing in the ensuing year, and said state tax commission shall
26 annually fix the rate per centum necessary to be levied and assessed
27 upon the valuation of the taxable property within this state to produce
28 funds sufficient to pay the principal of and interest upon such bonds
29 as the same become payable, taking into consideration the receipts
30 to be derived from the one (1) mill tax imposed upon moneys and
31 credits and other intangible personal property, and such additional
32 annual direct tax shall be levied, certified, assessed and collected at
33 the same time and in the same manner as are taxes for general state
34 purposes. If any funds remain after the final payment of all legal
35 claims and expenses, they shall be transferred to the general fund of
36 the state of Iowa.

1 SEC. 12. If any clause, sentence, paragraph, or part of this act
2 shall for any reason be adjudged by any court of competent jurisdic-
3 tion to be invalid, such judgment shall not affect, impair or invalidate
4 the remainder of the act, but shall be confined in its operation to the
5 clause, sentence, paragraph, or part thereof directly involved in the
6 controversy in which such judgment has been rendered.

1 SEC. 13. This law, after legal publication shall be submitted to
 2 the people of this state at the general election to be held in November,
 3 nineteen hundred fifty-six, and shall not take effect unless at such
 4 election it shall receive a majority of all votes cast for and against
 5 it. Separate ballots shall be provided for the electors which shall be
 6 in substantially the following form:

7 (Notice to voters: For an affirmative vote upon any question sub-
 8 mitted upon this ballot, mark a cross mark in the square after the
 9 word "Yes". For a negative vote, make a similar mark in the square
 10 following the word "No".)

11 "Shall the following public measure, being an act of the 56th Gen-
 12 eral Assembly, be adopted and approved?"

13 (Here insert in full this law) Yes
 14 No

1 SEC. 14. This Act shall take effect immediately upon its adoption
 2 and approval at such election.

Approved May 13, 1955.

CHAPTER 62

ELECTIONS

H. F. 525

AN ACT relating to elections and to amend various sections of the Code relating thereto.

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

1 SECTION 1. Section forty-three point eleven (43.11), Code 1954,
 2 is hereby amended as follows:

3 Strike from line two (2), subsection one (1), the word "seventy"
 4 and insert in lieu thereof the word "fifty-five".

5 Strike from line five (5), subsection two (2), the words "one hun-
 6 dred" and insert in lieu thereof the word "eighty-five".

7 Strike from line five (5), subsection two (2), the word "eighty" and
 8 insert in lieu thereof the word "sixty-five".

1 SEC. 2. Section forty-three point eleven (43.11), Code 1954, is
 2 further amended by adding thereto the following subsection:

3 "For elective offices in cities and towns, as provided in section
 4 three hundred sixty-three point eleven (363.11) of the Code."

1 SEC. 3. Section forty-three point twenty-one (43.21), Code 1954,
 2 is hereby amended as follows:

3 Strike from line three (3), subsection one (1), the word "seventy"
 4 and insert in lieu thereof the word "fifty-five".

5 Strike from line two (2), subsection two (2), the word "seventy"
 6 and insert in lieu thereof the word "fifty-five".

1 SEC. 4. Section forty-three point twenty-two (43.22), Code 1954,
 2 is hereby amended by striking the word "seventy" from line two (2)
 3 and inserting in lieu thereof the word "fifty-five".

1 SEC. 5. Section forty-three point seventy-three (43.73), Code
2 1954, is hereby amended by striking the word "seventy" from line
3 one (1) and inserting in lieu thereof the word "fifty-five".

1 SEC. 6. Section forty-three point ninety (43.90), Code 1954, is
2 hereby amended by striking the word "seventy" from line ten (10)
3 and inserting in lieu thereof the word "fifty-five".

1 SEC. 7. Section forty-four point four (44.4), Code 1954, is hereby
2 amended as follows:

3 Insert in line two (2) before the word "and" the following:
4 ", chapter forty-three (43)".

5 Strike from line five (5) the words "one hundred" and insert in
6 lieu thereof the word "eighty-five".

7 Strike from line six (6) the word "eighty" and insert in lieu
8 thereof the word "sixty-five".

9 Strike from line ten (10) the word "seventy" and insert in lieu
10 thereof the word "fifty-five".

11 Strike from line twenty (20) the word "seventy-five" and insert in
12 lieu thereof the word "sixty".

13 Strike from line twenty-three (23) the word "sixty-five" and in-
14 sert in lieu thereof the word "fifty".

15 Strike all of said section after the word "said" in line twenty-five
16 (25) and insert in lieu thereof the following: "sixty-five (65) or
17 fifty-five (55) days, as the case may be, objections shall be filed
18 within three (3) days after the filing of the certificate, provided such
19 vacancies shall be filled not later than sixty (60) days prior to the
20 election in the case of offices, certificate for which is required to be
21 filed in the office of the secretary of state, and not later than fifty
22 (50) days prior to the election in case of offices, certificate for which
23 is required to be filed in the office of the county auditor."

1 SEC. 8. Section forty-four point nine (44.9), Code 1954, is hereby
2 amended as follows:

3 Insert in line two (2) after the word "chapter" the following: "or
4 chapter forty-three (43)".

5 Strike from line two (2), subsection one (1), the word "seventy-
6 five" and insert in lieu thereof the word "sixty".

7 Strike from line two (2), subsection two (2), the word "sixty-
8 five" and insert in lieu thereof the word "fifty".

1 SEC. 9. Section forty-four point fourteen (44.14), subsection
2 one (1), Code 1954, is hereby amended by striking from line three
3 (3) all after the first word "than" and inserting in lieu thereof the
4 following: "eighty-five (85) nor less than sixty-five (65) days before
5 the general election, and such certificates for all other offices, except
6 for cities and towns, shall be filed with the county auditor not more
7 than seventy-five (75) nor less than fifty-five (55) days before the
8 general election."

1 SEC. 10. Section fifty-three point thirty-nine (53.39), Code 1954,
2 is hereby amended by striking from said section the word "fifty-five"
3 wherever it appears and inserting in lieu thereof the word "forty".

1 SEC. 11. Section fifty-three point forty (53.40), Code 1954, is
2 hereby amended by striking from paragraph three (3), line two (2),
3 the word "fifty-fifth" and inserting in lieu thereof the word "fortieth".

1 SEC. 12. Section fifty-three point forty-two (53.42), Code 1954,
2 is hereby amended by striking from line seven (7) the word "fifty-
3 five" and inserting in lieu thereof the word "forty".

1 SEC. 13. Section fifty-four point five (54.5), Code 1954, is hereby
2 amended by striking from line five (5) the word "twenty" and insert-
3 ing in lieu thereof the word "sixty-five".

1 SEC. 14. Section sixty-nine point thirteen (69.13), Code 1954, is
2 hereby amended by striking from line three (3) the word "fifteen"
3 and inserting in lieu thereof the word "fifty"; also by striking from
4 line four (4) the word "thirty" and inserting in lieu thereof the word
5 "sixty".

1 SEC. 15. Amend section fifty-three point thirty-seven (53.37),
2 Code 1954, by inserting the following after the words "marine corps,"
3 in line four (4): "coast guard,".

4 Further amend section fifty-three point thirty-seven (53.37), Code
5 1954, by adding at the end of said section the following:

6 "For the purpose of absentee voting only, there shall be included in
7 the term 'armed forces of the United States' the following:

8 "(1) Spouses and dependents of members of the armed forces
9 while in active service.

10 "(2) Members of the merchant marine of the United States and
11 their spouses and dependents.

12 "(3) Civilian employees of the United States in all categories serv-
13 ing outside the territorial limits of the several states of the United
14 States and the District of Columbia and their spouses and dependents
15 when residing with or accompanying them, whether or not the em-
16 ployee is subject to the civil service laws and the Classification Act
17 of 1949, and whether or not paid from funds appropriated by the
18 Congress.

19 "(4) Members of religious groups or welfare agencies assisting
20 members of the armed forces, who are officially attached to and
21 serving with the armed forces, and their spouses and dependents."

1 SEC. 16. Section fifty-three point forty-nine (53.49), Code 1954,
2 is amended by striking the period in line four (4) and adding the
3 following:

4 "as defined for the purpose of absentee voting in section fifty-three
5 point thirty-seven (53.37) of the Code."

Approved April 27, 1955.

CHAPTER 63

PUBLISHING PRIMARY ELECTION BALLOT

S. F. 76

AN ACT relating to nominations by primary election.

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

1 SECTION 1. Chapter forty-three (43), Code 1954, is hereby
2 amended by adding a new section as follows:

3 "The county auditor shall, prior to the day of primary election,
4 publish a list of candidates for each political party to be voted for at
5 such election, except township, city or town officers. Such publica-
6 tion shall be, as near as may be, in the form in which such candidates
7 will appear on the official ballot, with the names of the candidates
8 arranged alphabetically. Such publication shall be in not less than
9 two newspapers within the county, representing, if possible, the polit-
10 ical parties which cast at the preceding general election the largest
11 and the next largest number of votes."

1 SEC. 2. Chapter forty-three (43), Code 1954, is further amended
2 by inserting therein the following new section:

3 "For each publication of the official ballot, the space occupied there-
4 by shall be measured as if it were in brier type set solid, and the
5 charge therefor shall be at the rate provided in section 618.11. In no
6 case shall the cost of publishing such primary ballot exceed thirty-five
7 dollars (\$35.00) for each of said ballots published."

Approved February 16, 1955.

CHAPTER 64

REGISTRATION OF VOTERS

S. F. 112

AN ACT to amend chapter forty-seven (47), Code 1954, relating to registration of voters.

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

1 SECTION 1. Section forty-seven point one (47.1), Code 1954, is
2 hereby amended as follows:

3 1. By adding after the word "thousand" in line nine (9) the follow-
4 ing: "Provided, however, that the county board of supervisors by
5 proper action may require registration of voters in any township hav-
6 ing a population of 1,500 or more".

7 2. By striking the word "six" in line eight (8) and inserting in lieu
8 thereof the word "four".

1 SEC. 2. Section forty-seven point two (47.2), Code 1954, is hereby
2 amended as follows:

3 1. By inserting after the word "council" in line one (1) the follow-
4 ing "or board of supervisors".

5 2. By inserting after the word "city" in line two (2) the following
6 "or such township in the county".

1 SEC. 3. Section forty-seven point three (47.3), Code 1954, is here-
2 by amended by inserting after the word "city" in line five (5) the fol-
3 lowing "or chairman of the board of supervisors of such county".

1 SEC. 4. Section forty-seven point four (47.4), Code 1954, is here-
2 by amended as follows:

3 1. By inserting after the word "cities" in line one (1) the follow-
4 ing "or counties".

5 2. By inserting after the word "city" in line six (6) the following
6 "or county".

1 SEC. 5. Section forty-seven point nine (47.9), Code 1954, is here-
2 by amended by striking the word "three" in line three (3) and insert-
3 ing in lieu thereof the word "five(5)".

1 SEC. 6. Section forty-seven point ten (47.10), Code 1954, is here-
2 by amended as follows:

3 1. By inserting after the word "mayor" in line three (3) the follow-
4 ing "or chairman of the board".

5 2. By inserting after the word "city" in line four (4) the following
6 "or county".

7 3. By inserting after the word "city" in line seven (7) the follow-
8 ing "or county".

1 SEC. 7. Section forty-seven point thirteen (47.13), Code 1954, is
2 hereby amended by inserting after the word "clerk" in line four (4)
3 the following "or county auditor".

1 SEC. 8. Section forty-seven point fifteen (47.15), Code 1954, is
2 hereby amended as follows:

3 1. By inserting after the word "council" in line two (2) the follow-
4 ing "or board of supervisors".

5 2. By inserting after the word "council" in line eight (8) the fol-
6 lowing "or board of supervisors".

1 SEC. 9. Section forty-seven point twenty-two (47.22), Code 1954,
2 is hereby amended by inserting after the word "clerk" in line three
3 (3) of subsection three (3) the following "or county auditor".

1 SEC. 10. Section forty-seven point twenty-nine (47.29), Code
2 1954, is hereby amended by inserting after the word "clerk" in line
3 six (6) the following "or county auditor".

1 SEC. 11. Section forty-seven point thirty-five (47.35), Code 1954,
2 is hereby amended by inserting after the word "clerk" in line ten (10)
3 the following "or county auditor".

1 SEC. 12. Section forty-seven point thirty-six (47.36), Code 1954,
2 is hereby amended by inserting after the word "city" in line six (6)
3 the following "or county".

1 SEC. 13. Section forty-seven point forty-one (47.41), Code 1954,
2 is hereby amended by inserting after the word "clerk" in line one (1)
3 the following "or county auditor".

1 SEC. 14. Section forty-seven point forty-two (47.42), Code 1954,
2 is hereby amended by inserting after the word "clerk" in line two (2)
3 the following "or county auditor".

Approved May 17, 1955.

CHAPTER 65

PERMANENT REGISTRATION OF VOTERS

S. F. 110

AN ACT to amend chapter forty-eight (48), Code 1954, relating to permanent registration.

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

1 SECTION 1. Section forty-eight point twenty-two (48.22), Code
2 1954, is hereby amended as follows:

3 1. By inserting after the word "city" in line two (2) the following
4 "or board of supervisors of any county".

5 2. By inserting after the second word "city" in line five (5) the
6 following "or board of supervisors of any such county".

7 3. By inserting after the word "city" in line eight (8) the follow-
8 ing "or county".

1 SEC. 2. Section forty-eight point twenty-three (48.23), Code 1954,
2 is hereby amended by inserting after the word "council" in line one
3 (1) the following "or board".

1 SEC. 3. Section forty-eight point twenty-four (48.24), Code 1954,
2 is hereby amended by inserting after the word "cities" in line three
3 (3) the following "or townships in counties".

Approved April 28, 1955.

CHAPTER 66

JUDGES AND CLERKS OF ELECTION

S. F. 52

AN ACT to amend section forty-nine point twelve (49.12), Code 1954, relating to the number of judges and clerks of an election.

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

1 SECTION 1. Section forty-nine point twelve (49.12), Code 1954,
2 is hereby amended by inserting after the period (.) in line seven (7)
3 the following, "In all election precincts with voters in excess of one
4 thousand (1000) an additional election board may be named."

Approved April 27, 1955.

CHAPTER 67

JUDGES NAMES ON BALLOT

S. F. 53

AN ACT to amend section forty-nine point thirty (49.30), Code 1954, relating to names appearing on a separate printed ballot.

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

- 1 SECTION 1. Section forty-nine point thirty (49.30), Code 1954,
- 2 is hereby amended by inserting after the word "for" in line nine (9)
- 3 the words, "the candidates for judge of district court where there
- 4 is no contest, and/or".

Approved April 27, 1955.

CHAPTER 68

EMPLOYEES TIME FOR VOTING*

S. F. 74

AN ACT to repeal section forty-nine point one hundred nine (49.109), Code 1954, and to enact a substitute therefor, relating to the giving of time off to vote at a general election to employees.

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

- 1 SECTION 1. Section forty-nine point one hundred nine (49.109),
- 2 Code 1954, is hereby stricken, and the following is substituted there-
- 3 for:
- 4 "Any person entitled to vote at a general election in this state shall,
- 5 between the opening and the closing of the polls on the day of such
- 6 election, be entitled to absent himself for the purpose of voting, for a
- 7 period of two hours from any services, or employment in which he is
- 8 then engaged, provided that if the employee does not have three full
- 9 consecutive hours to vote during the time he is not required to be at his
- 10 place of employment, and between the opening and closing of the polls,
- 11 he shall be given only such additional time as will make three full
- 12 consecutive hours. Application by any employee for such absence shall
- 13 be made individually and in writing prior to the day of the election,
- 14 and the employer shall designate the period of time to be taken. Such
- 15 voter shall not be liable to any penalty nor shall any deduction be made
- 16 from his regular salary or wages, on account of such absence."

Approved February 22, 1955.

*Repealed by chapter 69 and re-enacted.

CHAPTER 69

EMPLOYEES TIME FOR VOTING

H. F. 537

AN ACT to repeal senate file seventy-four (74), Acts of the Fifty-sixth General Assembly, and to enact a substitute therefor relating to the giving of time off to employees to vote at a general election.

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

1 SECTION 1. Senate File Seventy-four (74),* Acts of the Fifty-
 2 sixth General Assembly, is hereby repealed and the following is
 3 enacted in lieu thereof:
 4 "Any person entitled to vote at a general election in this state who
 5 does not have three (3) consecutive hours in the period between the
 6 time of the opening and the time of the closing of the polls during
 7 which he is not required to be present at work for an employer, shall
 8 be entitled to such time off from his work time to vote as will in addi-
 9 tion to his non-working time total three (3) consecutive hours during
 10 the time the polls are open. Application by any employee for such
 11 absence shall be made individually and in writing prior to the date
 12 of the election, and the employer shall designate the period of time
 13 to be taken. Such voter shall not be liable to any penalty nor shall
 14 any deduction be made from his regular salary or wages on account
 15 of such absence."

Approved April 27, 1955.

*Chapter 68.

CHAPTER 70

ELECTION COUNTING BOARDS

H. F. 183

AN ACT to amend section fifty-one point seven (51.7), Code 1954, relating to counting boards.

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

1 SECTION 1. Section fifty-one point seven (51.7), Code 1954, is
 2 hereby amended by striking from lines ten (10) and eleven (11) the
 3 following: "when at least fifty ballots have been cast".

Approved April 21, 1955.

CHAPTER 71

QUALIFICATION OF MUNICIPAL OFFICERS

S. F. 117

AN ACT to repeal section sixty-three point two (63.2), Code 1954, relating to time and manner of qualification of municipal officers-elect.

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

- 1 SECTION 1. Section sixty-three point two (63.2), Code 1954, is
- 2 hereby repealed.

Approved March 16, 1955.

CHAPTER 72

BONDS OF COUNTY OFFICERS

S. F. 88

AN ACT relating to official bonds of county officers and deputy county officers.

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

- 1 SECTION 1. Section sixty-four point eleven (64.11), Code 1954, is
- 2 amended by adding after the word "treasurer" in line one (1) the
- 3 following: ", clerk of the district court, county attorney, recorder,
- 4 auditor, sheriff, members of the board of supervisors, engineer,
- 5 steward or matron".

- 1 SEC. 2. Section sixty-four point fifteen (64.15), Code 1954, is
- 2 amended by adding the following: "The reasonable cost of the bonds
- 3 required of deputy county officers shall be paid by the county where
- 4 the bond is filed."

Approved February 24, 1955.

CHAPTER 73

SOLDIERS PREFERENCE

S. F. 154

AN ACT to amend section seventy point one (70.1), Code 1954, relating to the soldiers preference law and extension of the provisions thereof to veterans of the Korean conflict.

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

- 1 SECTION 1. Section seventy point one (70.1), Code 1954, is hereby
- 2 amended by striking the word "and" preceding the word "China" in
- 3 line nine (9) and inserting in lieu thereof a comma, and by adding
- 4 after the comma after the word "expedition" and before the word
- 5 "who" the following: "and the Korean conflict at any time between
- 6 June 27, 1950 and July 27, 1953, both dates inclusive,".

Approved April 22, 1955.

CHAPTER 74

VACATIONS OF STATE EMPLOYEES

H. F. 101

AN ACT to amend section seventy-nine point one (79.1), Code 1954, relating to paid vacations of state employees.

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

1 SECTION 1. Amend section seventy-nine point one (79.1), Code
2 1954, by striking the sentence beginning in line nine (9) and ending in
3 line fourteen (14) and inserting in lieu thereof the following:

4 "All employees of the state including highway maintenance employ-
5 ees of the state highway commission are granted one week's vacation
6 after one year's employment and two weeks' vacation per year after
7 the second and through the tenth year of employment, and three weeks'
8 vacation per year after the tenth and all subsequent years of employ-
9 ment, with pay."

1 Sec. 2. This Act being deemed of immediate importance shall be in
2 full force and effect from and after publication in The Pioneer Repub-
3 lican, a newspaper published at Marengo, Iowa, and the Nonpareil, a
4 newspaper published at Council Bluffs, Iowa.

Approved April 12, 1955.

I hereby certify that the foregoing Act, House File 101, was published in The Pioneer Republican, Marengo, Iowa, April 21, 1955, and in the Nonpareil, a newspaper published at Council Bluffs, Iowa, April 15, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 75

HIGHWAY COMMISSION EMPLOYEES

H. F. 221

AN ACT to amend section seventy-nine point one (79.1), Code 1954, relating to salaries, fees, mileage and expenses in general of state employees.

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

1 SECTION 1. Section seventy-nine point one (79.1), Code 1954, is
2 hereby amended by inserting after the comma (,) in line twenty-two
3 (22) the following: "state highway commission maintenance em-
4 ployees,".

Approved April 22, 1955.

CHAPTER 76

EDUCATIONAL INSTITUTIONS EMPLOYEES

S. F. 312

AN ACT to clarify section seventy-nine point one (79.1), Code of 1954, so as to include among those entitled to leave with pay when necessary by reason of sickness or injury, teachers and other employees of the institutions under the state board of education who are employed for nine (9) months or more during a year or a twelve (12) month period, and to provide for the accumulation of unused leave to a total of ninety (90) days for those employed thus when acquired over a period not exceeding four (4) consecutive years.

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

1 SECTION 1. Section seventy-nine point one (79.1), Code of 1954,
2 is amended by inserting at the end of the section in line thirty-two
3 (32) the following words: "It is further provided that employees of
4 institutions under the state board of education* who are employed for
5 nine (9) months or more in any twelve (12) month period shall be
6 entitled, in the discretion of the board, to a leave of absence with pay
7 of two and one-half (2½) days for each month of employment when
8 necessary by reason of sickness or injury, and such portion as is un-
9 used may be accumulated to a total of ninety (90) days acquired over
10 a period not exceeding four (4) consecutive years or consecutive
11 twelve (12) month periods."

Approved April 28, 1955.

*See chapter 131.

CHAPTER 77

TRANSIENT MERCHANTS

S. F. 146

AN ACT to require a license to engage in or conduct a business as a transient merchant at places outside of cities or towns, or within any city or town that has not by ordinance provided for the licensing of transient merchants.

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

1 SECTION 1. Definitions. The term "transient merchant" as used
2 herein shall mean and include every merchant, whether an individual
3 person, a firm, corporation, partnership or association, and whether
4 owner, agent, bailee, consignee or employee, who shall bring or cause
5 to be brought within the state of Iowa any goods, wares or merchandise
6 of any kind, nature or description, with the intention of temporarily
7 or intermittently selling or offering to sell at retail such goods, wares
8 or merchandise within the state of Iowa. The term "transient mer-
9 chant" shall also mean and include every merchant, whether an indi-
10 vidual person, a firm, corporation, partnership or an association, who
11 shall by himself or itself, or by agent, consignee or employee tempo-
12 rarily or intermittently engage in or conduct at one or more locations a
13 business within the state of Iowa for the sale at retail of any goods,
14 wares or merchandise of any nature or description. A merchant en-
15 gaging in business shall be presumed to be temporarily or intermit-
16 tently in business unless it is the intention of such merchant to remain

17 continuously in business at each location where he is engaged in busi-
18 ness within the state of Iowa as a merchant for a period of more than
19 sixty (60) days. The provisions of this act shall not be construed to
20 apply to persons selling at wholesale to merchants, nor to transient
21 vendors of drugs, nor to persons running a huckster wagon, or selling
22 or distributing live stock feeds, fresh meats, fish, fruit, or vegetables,
23 nor to persons selling their own work or production either by them-
24 selves or employees.

1 SEC. 2. It shall be unlawful for any transient merchant as herein
2 defined, to sell, dispose of, or offer for sale any goods, wares or mer-
3 chandise of any kind, nature or description, at any time or place within
4 the state of Iowa, outside the limits of any city or town in the state of
5 Iowa, or within the limits of any city or town in the state of Iowa that
6 has not by ordinance enacted pursuant to the provisions of section
7 three hundred sixty-eight point six (368.6), Code 1954, provided for
8 the licensing of transient merchants, unless such transient merchant,
9 as herein defined, shall have a valid license as herein provided and shall
10 have complied with the regulations herein set forth.

1 SEC. 3. **Application for License.** Any transient merchant as def-
2 ined herein, desiring a transient merchant's license shall at least ten
3 days prior to the first day any sale is made, file with the secretary of
4 state of the state of Iowa an application in writing duly verified by the
5 person, firm, corporation, partnership or association proposing to
6 sell or offer to sell at retail any goods, wares or merchandise, or to
7 engage in or conduct a temporary or intermittent business for the sale
8 at retail of any goods, wares or merchandise, which application shall
9 state the following facts:

10 1. The name, residence and post-office address of the person, firm,
11 corporation, partnership or association making the application, and if
12 a corporation, the names and addresses of the officers thereof, and if a
13 firm, partnership or association and not a corporation, the names and
14 addresses of all members thereof.

15 2. If the application be made by an agent, bailee, consignee or em-
16 ployee, the application shall so state and set out the name and address
17 of such agent, bailee, consignee or employee and shall also set out the
18 name and address of the owner of the goods, wares and merchandise
19 to be sold or offered for sale.

20 3. The application shall state whether or not the applicant has an
21 Iowa retailers sales tax permit and if the applicant has such permit,
22 shall state the number of such permit.

23 4. If the applicant be a corporation, the application shall state
24 whether or not the applicant is an Iowa corporation or a foreign corpo-
25 ration, and if a foreign corporation, shall state whether or not such
26 corporation is authorized to do business in Iowa.

27 5. The value of the goods to be sold or offered for sale or the average
28 inventory to be carried by any such transient merchant engaging in
29 or conducting an intermittent or temporary business as the case
30 may be.

31 6. The date or dates upon which said goods, wares or merchandise
32 shall be sold or offered for sale, or the date or dates upon which it is
33 the intention of the applicant to engage in or conduct a temporary or
34 intermittent business.

35 7. The location and address where such goods, wares or merchandise
36 shall be sold or offered for sale, or such business engaged in or con-
37 ducted.

1 **SEC. 4. Bond required.** At the time of filing said application and
2 as a part thereof, the applicant shall file with the secretary of state a
3 bond, with sureties to be approved by the secretary of state, in a penal
4 sum two (2) times the value of the goods, wares or merchandise to be
5 sold or offered for sale or the average inventory to be carried by such
6 transient merchant engaged in or conducting an intermittent or tempo-
7 rary business as the case may be as shown by the application, running
8 to the state of Iowa, for the use and benefit of any purchaser of any
9 merchandise from such transient merchant who might have a cause of
10 action of any nature arising from or out of such sale against the appli-
11 cant or the owner of such merchandise if other than the applicant; the
12 bond to be further conditioned on the payment by the applicant of all
13 taxes that may be payable by, or due from, the applicant to the state of
14 Iowa or any subdivision thereof, the bond to be further conditioned for
15 the payment of any fines that may be assessed by any court against
16 the applicant for violation of the provision of this Act, and further
17 conditioned for the payment and satisfaction of any and all causes
18 of action against the applicant commenced within one (1) year from
19 the date of sale thereof, and arising from such sale, provided, how-
20 ever, that the aggregate liability of the surety for all such taxes,
21 fines and causes of action shall in no event exceed the principal sum
22 of such bond. In such bond the applicant and surety shall appoint
23 the secretary of state, the agent of the applicant and surety for the
24 service of process. In the event of such service, the agent upon whom
25 such service is made shall within five (5) days after the date of
26 service, mail by ordinary mail a true copy of the process served upon
27 him to each party for whom he is served, addressed to the last known
28 address of such party. Failure to so mail said copy shall not, how-
29 ever, affect the jurisdiction of the court. Such bond shall contain the
30 consent of the applicant and surety that the district court of the county
31 in which the plaintiff may reside or Polk county, Iowa shall have
32 jurisdiction of all actions against the applicant or surety, or both,
33 arising out of the sale. The state of Iowa, or any subdivision thereof,
34 or any person having a cause of action against the applicant or surety
35 arising out of said sale may join the applicant and surety on such
36 bond in the same action, or may in such action sue either the applicant
37 or the surety alone.

1 **SEC. 5. Issuance of License.** Upon receiving an application for
2 a transient merchant's license, the secretary of state shall investigate
3 or cause to be investigated, the reputation and character of the ap-
4 plicant. If, upon making such investigation, the secretary of state is
5 satisfied that the statements and representations contained in the ap-
6 plication are true, and that the applicant is of good reputation and
7 character, and the holder of an Iowa retailer's sales tax permit, and
8 if a foreign corporation, has authority to do business in the state
9 of Iowa, he shall issue to the applicant a license as a transient mer-
10 chant upon payment of the fee as herein prescribed for the period of
11 time requested in said application and for use at the location and
12 place where it is stated in said application the sale will be held or the

13 business conducted, both of which shall be set out in said license.
14 Such license shall be valid only for the period of time and at the
15 location and place described therein.

1 **SEC. 6. License Fee.** Prior to issuing the said transient merchant's
2 license, the secretary of state shall collect for the state of Iowa a
3 license fee in the sum of twenty-five dollars (\$25.00) for each day
4 the applicant, as shown by his application, shall propose to sell or
5 offer for sale any goods, wares or merchandise, or for each day the
6 applicant, as shown by his application, proposes to engage in and
7 conduct a business as a transient merchant as the case may be.

1 **SEC. 7. Misrepresentation.** It shall be unlawful for any transient
2 merchant making sales or engaging in or conducting a business under
3 a transient merchant's license to make any false or misleading state-
4 ments or representation regarding any article sold or offered for sale
5 by such transient merchant as to condition, quality, original cost, or
6 cost to such transient merchant of any article sold or offered for
7 sale or to sell or offer for sale goods, wares or merchandise of a value
8 in excess of the value thereof as shown by said application, or to sell
9 or offer for sale at retail any goods, wares or merchandise, or to
10 engage in or conduct an intermittent or temporary business on any
11 days or at any place other than those shown by such license.

1 **SEC. 8. Revocation.** The secretary of state may revoke any license
2 issued under the provisions of this Act after proper hearing before
3 him, by the sending of due notice of said hearing by registered letter
4 to the "transient merchant" at his last known address, return receipt
5 requested, not less than twenty (20) days before the date of said
6 hearing, for any of the following causes:

7 1. For any violations of the provisions of this Act.
8 2. For failure to pay the sales tax as provided by law or misrep-
9 resentation of the source, condition, quality, weight or measure of the
10 product sold by the "transient merchant".

11 3. If any judgment recovered against any "transient merchant"
12 with reference to the operation of his business remains unpaid for a
13 period of six (6) months provided such judgment be not stayed under
14 supersedeas bond upon appeal from such judgment.

15 The secretary of state shall give immediate notice of the revocation
16 of any license issued under the provisions of this chapter to the surety
17 or sureties furnishing the bond provided for herein.

18 In the event of such revocation, no other "transient merchant"
19 license shall be issued to such applicant for a period of two (2) years
20 thereafter.

1 **SEC. 9. Penalty.** Any merchant, whether an individual person, a
2 firm, corporation, partnership or association violating any of the pro-
3 visions of this Act shall, upon conviction, be fined in a sum not to
4 exceed one hundred dollars, (\$100.00) or be imprisoned not to exceed
5 thirty (30) days in jail. Each sale made in violation of the provisions
6 hereof shall be and constitute a separate offense.

1 **SEC. 10. Validity.** Should any provision of this Act be declared
2 by a court of competent jurisdiction to be invalid, such decision shall
3 not affect the validity of the Act as a whole or any part thereof, other
4 than the part so declared to be invalid.

1 SEC. 11. This Act, being deemed of immediate importance, shall
 2 take effect and be in full force from and after its passage and publi-
 3 cation in the Daily Times Herald, a newspaper published at Carroll,
 4 Iowa, and the Daily Freeman-Journal, a newspaper published at Web-
 5 ster City, Iowa.

Approved April 19, 1955.

I hereby certify that the foregoing Act, Senate File 146, was published in the Daily Times Herald, Carroll, Iowa, April 23, 1955, and in the Daily Freeman-Journal, Webster City, Iowa, April 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 78

WORKMEN'S COMPENSATION

H. F. 111

AN ACT to amend section eighty-five point thirty-seven (85.37), Code 1954, relating to the compensation for employees who have received personal injuries.

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

1 SECTION 1. Section eighty-five point thirty-seven (85.37), Code
 2 1954, is hereby amended by striking the word "twenty-eight" from
 3 line eight (8) and by inserting in lieu thereof the word "thirty-two".

1 SEC. 2. Section eighty-five point thirty-seven (85.37), Code 1954,
 2 is further amended by striking the word "twelve" in lines nine (9)
 3 and eleven (11) and inserting in lieu thereof the word "fifteen".

Approved March 7, 1955.

CHAPTER 79

EMPLOYMENT SECURITY

S. F. 82

AN ACT relating to employment security so as to increase the maximum benefit amount and the maximum benefit period and to amend section ninety-six point three (96.3), Code 1954, relating thereto.

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

1 SECTION 1. Section ninety-six point three (96.3), Code 1954, is
 2 hereby amended by striking from line seven (7) of subsection four (4)
 3 the word "twenty-six" and by inserting in lieu thereof the word
 4 "thirty".

1 SEC. 2. Section ninety-six point three (96.3), Code 1954, is hereby
 2 amended by striking from line six (6) of subsection five (5) the word
 3 "twenty" and by inserting in lieu thereof the word "twenty-four".

1 SEC. 3. Section ninety-six point three (96.3), Code 1954, is hereby
 2 amended by striking from line fifteen (15) of subsection five (5) the
 3 words "one hundred fifty" and by inserting in lieu thereof the words
 4 "two hundred".

Approved March 8, 1955.

CHAPTER 80

UNEMPLOYMENT COMPENSATION IN CANNING INDUSTRY

S. F. 19

AN ACT to amend chapter ninety-six (96), Code 1954, relating to unemployment compensation in the canning industry, and to define the eligibility of certain persons engaged in such industry.

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

1 SECTION 1. Section ninety-six point three (96.3), Code 1954, is
2 hereby amended by adding at the end thereof the following subsection:
3 "An individual employed by an employer engaged in the canning
4 or freezing of fresh perishable fruits or vegetables and employed
5 solely within the canning season or seasons, as determined by the
6 commission, shall not be eligible to receive benefits based on such
7 employment unless he earns wages of two hundred dollars or more
8 for employment performed for one or more other employers during
9 his base period."

1 SEC. 2. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its publication in the *Clarksville*
3 *Star*, a newspaper published at Clarksville, Iowa, and in the *Harlan*
4 *News-Advertiser*, a newspaper published at Harlan, Iowa.

Approved March 16, 1955.

I hereby certify that the foregoing Act, Senate File 19, was published in the *Clarksville Star*, Clarksville, Iowa, March 24, 1955, and in the *Harlan News-Advertiser*, Harlan, Iowa, March 22, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 81

EMPLOYMENT SECURITY CONTRIBUTIONS

S. F. 134

AN ACT relating to the methods of determining an employer's rate of contribution to employment security and defining the term "average annual payroll".

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

1 SECTION 1. Section ninety-six point seven (96.7), Code 1954, is
2 amended by striking the last sentence of paragraph "c" of subsection
3 three (3) and inserting in lieu thereof the following: "No reduced
4 rate of contribution shall be granted to any employer until he and the
5 predecessor owner of such enterprise, if any, have reported wage
6 payrolls and paid contributions for three consecutive calendar years
7 immediately preceding the computation date."

1 SEC. 2. Section ninety-six point seven (96.7), Code 1954, is further
2 amended by striking from paragraph "d" of subsection three (3) all
3 after the period (.) in line seven (7), and all of lines eight (8), nine
4 (9), ten (10) and eleven (11) and inserting in lieu thereof the follow-
5 ing: "If at the beginning of such calendar year the total of all con-
6 tributions paid to such account for all past years exceeds the total

7 benefits charged to such account for all past periods up to and includ-
8 ing the third calendar quarter of the preceding calendar year, his
9 contribution rate shall be:”

1 SEC. 3. Section ninety-six point nineteen (96.19), Code 1954, is
2 amended by striking from lines three (3) and four (4) of paragraph
3 “b” of subsection one (1) the words “or five years, whichever average
4 is higher” and inserting in lieu thereof the word “years”.

1 SEC. 4. Each employer’s contribution rate for the calendar year
2 1955 and each calendar year thereafter shall be determined under the
3 proceedings provided in this Act.

1 SEC. 5. This Act being deemed of immediate importance shall be
2 in full force and effect after its publication in the Waterloo Daily
3 Courier, a newspaper published at Waterloo, Iowa and the Bremer
4 County Independent, a newspaper published at Waverly, Iowa.

Approved February 23, 1955.

I hereby certify that the foregoing Act, Senate File 134, was published in the Water-
loo Daily Courier, Waterloo, Iowa, February 28, 1955, and the Bremer County Inde-
pendent, Waverly, Iowa, March 2, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 82

EMPLOYMENT SECURITY COVERAGE

S. F. 133

AN ACT relating to the coverage under employment security and the method of termin-
ation of coverage.

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

1 SECTION 1. Section ninety-six point eight (96.8), Code 1954,
2 subsection two (2), is amended by striking from line twelve (12)
3 the word “eight” and inserting in lieu thereof the word “four”.

1 SEC. 2. Section ninety-six point nineteen (96.19), Code 1954, is
2 amended by striking from line six (6) of paragraph “a” of subsection
3 six (6) the word “eight” and inserting in lieu thereof the word “four”.

1 SEC. 3. This Act shall be effective on and after January 1, 1956.

Approved February 23, 1955.

CHAPTER 83

DISABILITY RETIREMENT FOR PEACE OFFICERS

H. F. 13

AN ACT to amend section ninety-seven A point six (97A.6), Code 1954, relating to
ordinary disability retirement for peace officers.

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

1 SECTION 1. Section ninety-seven A point six (97A.6), Code 1954,
2 is amended by striking from line six (6) of subsection four (4),

3 paragraph b., the words "one-fourth" and substituting therefor the
 4 words "one-half", and by striking from line ten (10) thereof the
 5 words "one-fourth" and substituting therefor the words "one-half".

1 SEC. 2. Section ninety-seven A point six (97A.6), Code 1954, is
 2 amended by striking from lines eleven (11), twelve (12), thirteen
 3 (13), fourteen (14), fifteen (15), and sixteen (16) of subsection
 4 four (4), paragraph b., the following: "provided, however, that no
 5 such allowance shall exceed ninety percent of one-seventieth of his
 6 average final compensation multiplied by the number of years which
 7 would be creditable to him were his service to continue until the
 8 attainment of age fifty-five."

Approved March 8, 1955.

CHAPTER 84

PEACE OFFICERS' RETIREMENT SYSTEM

H. F. 437

AN ACT to amend section ninety-seven A point eight (97A.8), Code 1954, relating to additional contributions to the peace officers' retirement system by members retiring after age fifty-five (55) and before age sixty-five (65).

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

1 SECTION 1. Paragraph "e" of subsection one (1) of section
 2 ninety-seven A point eight (97A.8), Code 1954, is hereby amended
 3 by striking all of said paragraph preceding the word "The" in line
 4 sixteen (16) thereof.

Approved March 31, 1955.

CHAPTER 85

PUBLIC EMPLOYEES RETIREMENT SYSTEM EXEMPTION

H. F. 22

AN ACT relating to the exemption of employees of the general assembly from the provisions of the Iowa public employees' retirement system.

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

1 SECTION 1. Section ninety-seven B point forty-one (97B.41), Code
 2 1954, is hereby amended by adding thereto a new subsection as follows:
 3 "No definition or provision of this chapter shall be construed so as
 4 to include temporary employees of the general assembly of Iowa unless
 5 such employees shall make application to the Iowa employment secur-
 6 ity commission to be covered under the provisions of this chapter."

1 SEC. 2. The provisions of this Act shall be retroactive to January
 2 10, 1955.

1 SEC. 3. This Act being deemed of immediate importance shall be
 2 in full force and effect from and after its passage and publication in

3 the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa,
4 and in The Muscatine Journal & News-Tribune, a newspaper published
5 at Muscatine, Iowa.

Approved February 7, 1955.

I hereby certify that the foregoing Act, House File 22, was published in the Waterloo Daily Courier, Waterloo, Iowa, February 10, 1955, and The Muscatine Journal & News-Tribune, Muscatine, Iowa, February 11, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 86

SOCIAL SECURITY

H. F. 458

AN ACT to amend sections ninety-seven C point two (97C.2) and ninety-seven C point fourteen (97C.14), Code 1954, relating to the inclusion of members of boards of supervisors in the social security enabling Act.

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

1 SECTION 1. Section ninety-seven C point two (97C.2), subsection
2 three (3), Code 1954, is hereby amended by striking the period at the
3 end thereof and by adding thereto the following: “; provided that no
4 member of a county board of supervisors shall be deemed to be an
5 elective official in a part-time position, but every member of a county
6 board of supervisors shall be deemed to be an employee within the
7 purview of this chapter and shall be eligible to receive all of the bene-
8 fits provided by this chapter to which he may be entitled as an em-
9 ployee.”.

1 SEC. 2. Section ninety-seven C point fourteen (97C.14), Code
2 1954, is hereby amended by adding thereto the following: “Provided
3 that no member of a county board of supervisors shall be deemed to
4 be an elective official in a part-time position, but every member of a
5 county board of supervisors shall be deemed to be an employee within
6 the purview of this chapter and shall be eligible to receive all of the
7 benefits provided by this chapter to which he may be entitled as an
8 employee.”.

Approved April 21, 1955.

CHAPTER 87

WATER NAVIGATION REGULATIONS

H. F. 340

AN ACT to amend section one hundred six point twelve (106.12), Code 1954, relating to water navigation regulations.

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

1 SECTION 1. Section one hundred six point twelve (106.12), sub-
2 section one (1), paragraph a, Code 1954, is hereby amended by strik-

3 ing from lines two (2) through eight (8), inclusive, the following:
 4 “, so constructed as to show an unbroken light over an arc of the
 5 horizon of twenty points of the compass, so fixed as to throw the light
 6 ten points on each side of the vessel; namely, from right ahead to
 7 two points abaft the beam on either side”.

1 SEC. 2. Section one hundred six point twelve (106.12), Code 1954,
 2 is amended by striking subsection four (4) and inserting in lieu
 3 thereof the following:

4 “All boats in class VII shall have a white light directed on the main
 5 sail in such a way as to constantly illuminate the sail by shining on
 6 and through the sail. Such light shall be of sufficient intensity to
 7 make the sail visible from all directions for a distance of not less
 8 than two thousand (2000) feet.”.

Approved April 27, 1955.

CHAPTER 88

AIRCRAFT ON LAKES

H. F. 118

AN ACT to amend section one hundred six point fifteen (106.15), Code 1954, relating to the use of aircraft on the inland lakes of the state.

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

1 SECTION 1. Section one hundred six point fifteen (106.15), Code
 2 1954, is hereby amended by adding thereto a new sentence as follows:
 3 “The foregoing provisions notwithstanding, the state conservation
 4 commission may, on the recommendation of the aeronautics commis-
 5 sion, designate certain areas on inland lakes of the state where sea-
 6 plane flight instruction may be conducted under such conditions as
 7 may be adopted by the conservation commission and approved by the
 8 aeronautics commission.”.

Approved February 16, 1955.

CHAPTER 89

ARTIFICIAL LAKES

H. F. 226

AN ACT to amend chapter one hundred eight (108), Code 1954, to require certain conservation practices in connection with the construction of artificial lakes on intermittent streams.

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

1 SECTION 1. Chapter one hundred eight (108), Code 1954, is here-
 2 by amended by adding thereto the following:
 3 “In the construction of artificial lakes on intermittent streams, for
 4 which funds may hereafter be appropriated by the General Assembly,
 5 the state conservation commission shall not proceed with actual con-

6 struction work unless and until soil conservation practices are in effect
 7 on at least seventy-five percentum of the land comprising the water-
 8 shed of the proposed impoundment, or a willingness to carry on such
 9 practices shall have been shown by the owners or operators of seventy-
 10 five percentum of said land by signing of a soil conservation farm plan
 11 and cooperative agreements with the local soil conservation district
 12 governing body."

Approved April 19, 1955.

CHAPTER 90

FIELD AND RETRIEVER MEETS

S. F. 23

AN ACT relating to field and retriever meets.

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

1 SECTION 1. Section one hundred nine point twenty-two (109.22),
 2 Code 1954, is hereby amended by striking all of lines twenty-four (24)
 3 to twenty-seven (27), inclusive.

Approved April 28, 1955.

CHAPTER 91

DEER HUNTING

H. F. 138

AN ACT to amend sections one hundred nine point forty-eight (109.48) and one hundred ten point one (110.1), Code 1954, relating to the limitation of one deer per hunting season and to the special deer hunting license.

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

1 SECTION 1. Section one hundred nine point forty-eight (109.48),
 2 Code 1954, is hereby amended by striking from the table at the end
 3 of the section and under the appropriate headings, the following:

4	:	:	:
5	DEER—Entire State	: September 1—March 1	: 1 : 1
6	:	:	:

7 and inserting in lieu thereof the following:

8 "In the case of deer, the open season shall be September one (1)
 9 to March one (1) for the entire state, and there shall be a limit of
 10 one (1) deer per season for any person."

1 SEC. 2. Section one hundred ten point one (110.1), Code 1954,
 2 is hereby amended by striking the figures "15.00" after the following:
 3 "Special deer hunting license: All persons legal residents of the state"
 4 and inserting in lieu thereof the following figures: "10.00".

Approved March 31, 1955.

CHAPTER 92

NETS PERMITTED IN BOUNDARY RIVERS

S. F. 41

AN ACT relating to nets permitted in boundary rivers.

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

1 SECTION 1. Section one hundred nine point one hundred nine
2 (109.109), Code 1954, is hereby amended by striking in lines fourteen
3 (14), fifteen (15), sixteen (16) and seventeen (17) the words "except
4 that the material in the end opposite the throat shall be made of*
5 linen or cotton single mesh web with meshes not less than one and
6 one-half inches square or bar measure." and inserting in lieu thereof
7 the following: ". The end opposite the throat shall contain a hole not
8 less than one and one-half inches in diameter."

Approved March 31, 1955.

*According to enrolled Act.

CHAPTER 93

USE OF MAINTENANCE EQUIPMENT

H. F. 543

AN ACT relating to the use of maintenance equipment in state parks and other public lands.

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

1 SECTION 1. The council within the limits of the municipal cor-
2 poration, the board of supervisors within the limits of the county
3 and the state highway commission, are hereby given authority to
4 permit use of maintenance equipment under their control in state
5 parks and other lands of the conservation commission, notwithstanding
6 any other provisions of the Code to the contrary.

Approved April 21, 1955.

CHAPTER 94

KEEPING LIQUOR WHERE BEER IS SOLD

S. F. 227

AN ACT relating to the keeping of liquor having an alcoholic content greater than four percent by weight on the premises of class "B" beer permittees.

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

1 SECTION 1. Section one hundred twenty-four point thirty-one
2 (124.31), Code 1954, is hereby amended by inserting following the
3 "comma" (,) after the word "way" in line ten (10) thereof the
4 following:
5 "to any railway car of any dining car company, sleeping car com-

6 pany, railroad company or railway company, having a special class
 7 "B" permit; to the premises of any hotel for which a class "B" per-
 8 mit has been issued, other than that part of such premises regularly
 9 used by the hotel for the principal purpose of selling beer or food to
 10 the general public; to the private premises of any bona fide private
 11 club or association for which a class "B" permit has been issued, hav-
 12 ing a select and discriminate membership and owned and operated
 13 by and for the benefit of the members which is under the exclusive
 14 control of the membership or,".

1 SEC. 2. Section one hundred twenty-four point thirty-one
 2 (124.31), Code 1954, is hereby further amended by adding thereto
 3 the following:

4 "Nothing herein contained shall be construed as authorizing the
 5 selling of any liquor for beverage purposes having an alcoholic content
 6 greater than four percentum by weight."

1 SEC. 3. This Act being deemed of immediate importance shall
 2 be in full force and effect after its publication in The Cedar Rapids
 3 Gazette, a newspaper published at Cedar Rapids, Iowa, and the Daily
 4 Times Herald, a newspaper published at Carroll, Iowa.

Approved March 24, 1955.

I hereby certify that the foregoing Act, Senate File 227, was published in The Cedar Rapids Gazette, Cedar Rapids, Iowa, March 28, 1955, and in the Daily Times Herald, Carroll, Iowa, March 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 95

STREAM AND LAKE POLLUTION

S. F. 332

AN ACT to amend chapter one hundred thirty-five (135), Code 1954, relating to stream and lake pollution.

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

1 SECTION 1. Section one hundred thirty-five point eighteen
 2 (135.18), Code 1954, is hereby amended as follows:

3 1. By inserting after the first comma (,) in line three (3) the
 4 word "watercourse,".

5 2. By inserting after the word "eliminating" in line six (6) the
 6 word "pollution".

7 3. By striking everything from said section beginning with the
 8 word "so" in line six (6) to and including the word "purposes" in
 9 line fifteen (15).

10 4. By adding to said section the following:

11 "For the purposes of this chapter, pollution means such contami-
 12 nation, or other alteration of the physical, chemical or biological prop-
 13 erties, of such waters of the state, or such discharge of such liquid,
 14 gaseous or solid substances into such waters of the state as will create
 15 a nuisance or render such waters harmful or detrimental or injurious
 16 to public health, safety or welfare, or to domestic, commercial, in-

17 dustrial, agricultural, recreational, or other legitimate beneficial uses,
18 or to livestock, wild animals, birds, fish or other aquatic life.”.

1 SEC. 2. Section one hundred thirty-five point twenty-four
2 (135.24), Code 1954, is hereby amended by striking out of said sec-
3 tion every provision thereof following the section number and in-
4 serting in lieu thereof the following:

5 1. Any person, firm, corporation, municipality*, or any officer or
6 agent thereof causing pollution as defined in section one hundred
7 thirty-five point eighteen (135.18), Code 1954, of this chapter of such
8 waters of the state or placing or causing to be placed any wastes, in-
9 cluding sewage, industrial waste, and all liquid, gaseous or solid
10 substances, in a location where they will probably cause pollution of
11 such waters of the state may be enjoined from continuing such action.

12 2. It shall be the duty of the attorney general, only on request of
13 the department, to bring an action for an injunction against any
14 person, firm, corporation, municipality, or agent thereof violating the
15 provisions of this section. In any such action any previous finding
16 of the department after hearing or due notice shall be prima facie
17 evidence of the fact or facts found therein.

1 SEC. 3. Section one hundred thirty-five point twenty-five (135.25),
2 Code 1954, is hereby amended as follows:

3 1. By adding to the title thereof and immediately before the word
4 “penalty” the word “contempt” followed by a colon (:).

5 2. By adding thereto as subsection one (1) the following:

6 “Failure to obey any order issued under the provisions of section one
7 hundred thirty-five point twenty (135.20) of this chapter made by
8 the department with reference to matters pertaining to the pollution
9 of waters shall constitute prima facie evidence of contempt. In such
10 event the department may certify to the district court of the county
11 in which such disobedience shall occur, the fact of such failure. The
12 district court shall then proceed to hear and determine the matter
13 and, if the order be found to be reasonable and lawful, to punish for
14 contempt to the same extent as though such failure were in connec-
15 tion with an order made by the district court which is made punish-
16 able by contempt.”.

17 3. By inserting immediately before the word “Any”, in line one
18 (1) of said section the numeral “2”.

19 4. By inserting immediately before the word “section” in line three
20 (3) the word “this”.

21 5. By striking the numerals “135.24” following the word “section”
22 in line three (3).

23 6. By inserting immediately before the word “section” in line ten
24 (10) the word “this”.

25 7. By striking the numerals “135.24” following the word “section”
26 in line ten (10).

1 SEC. 4. Section one hundred thirty-five point twenty-six (135.26),
2 Code 1954, is hereby amended as follows:

3 1. By striking out all of subsection one (1) and substituting in lieu
4 thereof the following:

5 “It shall be unlawful to carry on any of the following activities

*According to enrolled Act.

6 without first securing a written permit from the department, as is
7 required by it, for the disposal of all wastes, including sewage, in-
8 dustrial waste and all liquid, gaseous or solid substances, which are
9 or may be discharged thereby into the waters of the state.

10 a. The construction, installation or modification of any disposal
11 system or part thereof or any extension or addition thereto.

12 b. The construction or installation of any industrial or commercial
13 establishment or any extension or modification thereof or addition
14 thereto, the operation of which will cause pollution as defined in sec-
15 tion 135.18.

16 c. The construction or use of any new outlet for the discharge of
17 any wastes directly into the waters of the state. Provided, however,
18 that no permit shall be required for any new disposal system or ex-
19 tension or addition to any existing disposal system that receives or
20 may receive only domestic or sanitary sewage from a building housing
21 or occupied by fifteen persons or less.

22 However, no permit shall be issued when the proposed use, when
23 added to the existing uses or condition of such waters, will result in
24 pollution as defined in section one hundred thirty-five point eighteen
25 (135.18), Code 1954.

26 2. By striking from line one (1) of subsection two (2) the word
27 "sewerage" and inserting in lieu thereof the words "waste disposal".

28 3. By striking from line five (5) of subsection two (2) the word
29 "sewerage" and inserting in lieu thereof the words "waste disposal".

1 SEC. 5. Section one hundred thirty-five point twenty-seven
2 (135.27), Code 1954, is hereby amended by striking from line two
3 (2) the word "sewerage" and inserting in lieu thereof the words
4 "waste disposal".

1 SEC. 6. Section one hundred thirty-five point twenty-eight
2 (135.28), Code 1954, is hereby amended as follows:

3 1. By striking from line four (4) of subsection one (1) the word
4 "sewerage" and inserting in lieu thereof the words "waste disposal".

5 2. By striking from line five (5) of subsection two (2) the word
6 "sewerage" and inserting in lieu thereof the words "waste disposal".

7 3. By adding thereto the following:

8 "The department is empowered to adopt and enforce rules and
9 regulations consistent with and not different from the provisions of
10 this chapter restricting the polluting content of any waste material
11 and polluting substances discharged or sought to be discharged into
12 any of the waters of the state."

Approved May 13, 1955.

CHAPTER 96

HOSPITAL SURVEYS

H. F. 392

AN ACT to amend chapter one hundred thirty-five A (135A), Code 1954, relating to hospital surveys to include public or other nonprofit diagnostic or treatment centers, hospitals for the chronically ill and impaired, rehabilitation facilities, and nursing homes as those terms are defined in Public Law 482 of the Eighty-third Congress of the United States.

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

1 SECTION 1. Section one hundred thirty-five A point one (135A.1),
2 Code 1954, is amended by inserting after the word "Act." in the third
3 line thereof the words "Nothing in this chapter shall be construed as
4 adding to or deleting from the Professional Practice Acts, Title VIII
5 of the Code, or the hospital licensure law, chapter 135B of the Code."

1 SEC. 2. Section one hundred thirty-five A point two (135A.2), sub-
2 section two (2), Code 1954, is amended by striking everything after
3 the word "means" in the first line thereof and inserting in lieu thereof
4 the following: "Title VI of the Public Health Service Act and any
5 amendments thereto (42 USC §§291 to 291v)".

1 SEC. 3. Section one hundred thirty-five A point two (135A.2), sub-
2 section six (6), Code 1954, is amended by inserting after the words
3 "Nonprofit hospital" in the first line thereof the words "or 'other non-
4 profit health facility'" and by inserting after the word "hospital" at
5 the end of line one (1) the words "or other health facility".

1 SEC. 4. Section one hundred thirty-five A point two (135A.2), Code
2 1954, is amended by adding the following subsection:
3 "'Other health facilities' means diagnostic or treatment centers,
4 rehabilitation facilities, and nursing homes as those terms are defined
5 in the Federal Act."

1 SEC. 5. Section one hundred thirty-five A point three (135A.3),
2 Code 1954, is amended by inserting after the word "hospitals" in lines
3 one (1) and two (2) of subsection one (1) the words "and other
4 health facilities," and by inserting after the word "hospitals" in line
5 three (3) thereof the words "and other health facilities".

1 SEC. 6. Section one hundred thirty-five A point three (135A.3),
2 Code 1954, is amended by inserting after the word "hospitals" in line
3 three (3) of subsection two (2) the words "and other health facili-
4 ties".

1 SEC. 7. Section one hundred thirty-five A point four (135A.4),
2 Code 1954, is amended by inserting after the word "institution" in
3 line eight (8) of subsection one (1) the words "or facilities".

1 SEC. 8. Section one hundred thirty-five A point five (135A.5),
2 Code 1954, is amended by striking from the first five (5) lines thereof
3 the words "The governor shall appoint a hospital advisory council to
4 advise and consult with the state department of health in carrying
5 out the administration of this chapter.", and by inserting in lieu there-
6 of the following: "On or before July 1, 1955, the governor shall
7 appoint a hospital and other health facilities advisory council, here-

8 inafter referred to as the 'council', to advise and consult with the
 9 state department of health in carrying out the administration of this
 10 chapter. The terms of the members of the present hospital advisory
 11 council shall expire upon the appointment of the members of the new
 12 council." ; by striking the word "hospital" in line five (5) thereof ; by
 13 striking the word "twelve" in line seven (7) and inserting in lieu
 14 thereof the word "seventeen" ; by striking all after the colon in line
 15 eight (8) to the end of the sentence and by inserting in lieu thereof
 16 the following: "Five individuals of recognized ability in the field of
 17 hospital administration (four from a list submitted by the Iowa Hos-
 18 pital Association and one from a list submitted by the Iowa Osteo-
 19 pathic Hospital Association) ; five individual doctors (four from a list
 20 submitted by the Iowa State Medical Society and one from a list sub-
 21 mitted by the Iowa Society of Osteopathic Physicians and Surgeons) ;
 22 one member representing nongovernmental organizations or groups,
 23 or state agencies, concerned with rehabilitation ; one individual dentist
 24 (from a list submitted by the Iowa State Dental Society) ; one indi-
 25 vidual nurse (from a list submitted by the Iowa State Nurses Asso-
 26 ciation) ; and four individuals with broad civic interest representing
 27 consumers of hospital or other health facility services." ; by striking
 28 from line seventeen (17) thereof the word "three" and inserting in
 29 lieu thereof the word "four" ; by striking from line eighteen (18)
 30 thereof the word "three" and inserting in lieu thereof the word "four" ;
 31 by striking from the beginning of line nineteen (19) thereof the word
 32 "three" and inserting in lieu thereof the word "four" ; and by strik-
 33 ing from the beginning of line twenty (20) thereof the word "three"
 34 and inserting in lieu thereof the word "five".

1 SEC. 9. Section one hundred thirty-five A point six (135A.6),
 2 Code 1954, is amended by inserting after the word "hospitals" in line
 3 three (3) thereof the words "and other health facilities" ; by insert-
 4 ing after the word "hospitals" in lines four (4) and five (5) thereof
 5 the words "and other health facilities" ; by inserting after the word
 6 "hospitals" in line six (6) thereof the words "and other health facili-
 7 ties" ; by inserting after the word "hospitals" in line nine (9) thereof
 8 the words "and other health facilities" ; by inserting after the word
 9 "hospital" in line eleven (11) thereof the words "and other health
 10 facility" ; by striking from line eleven (11) thereof the word "clinic" ;
 11 and by inserting after the word "state" in line thirteen (13) thereof
 12 the following: "In making the inventory and survey and developing
 13 a construction program with respect to diagnostic or treatment centers
 14 the commissioner shall, in the first instance, advise and consult with
 15 a subcommittee of the council, which subcommittee shall consist of
 16 the five individual doctors and the individual dentist then serving as
 17 members of the council."

1 SEC. 10. Section one hundred thirty-five A point seven (135A.7),
 2 Code 1954, is amended by inserting after the word "hospital" in line
 3 four (4) thereof the words "and other health", and by inserting after
 4 the word "hospital" in line eight (8) thereof the words "and other
 5 health facility".

1 SEC. 11. Section one hundred thirty-five A point eight (135A.8),
 2 Code 1954, is amended by striking from lines nine (9) and ten (10)
 3 the words "Public Law 725 of the 79th Congress" and by inserting

4 in lieu thereof the following: "Title VI of the Public Health Service
5 Act".

1 SEC. 12. Section one hundred thirty-five A point nine (135A.9),
2 Code 1954, is amended by striking from line two (2) thereof the
3 words "hospital advisory"; by inserting after the word "hospital" in
4 line four (4) thereof the words "and other health facilities"; by in-
5 sserting after the word "hospital" in lines seven (7) and eight (8)
6 thereof the words "and other health facilities"; and by inserting after
7 the word "hospital" in line twenty-three (23) thereof the words "and
8 other health facilities".

1 SEC. 13. Section one hundred thirty-five A point ten (135A.10),
2 Code 1954, is amended by inserting after the word "hospitals" in line
3 four (4) thereof the words "and other health facilities".

1 SEC. 14. Section one hundred thirty-five A point twelve (135A.12),
2 Code 1954, is amended by inserting after the word "hospital" in line
3 one (1) thereof the words "and other health facilities"; by inserting
4 after the word "hospital" in line seven (7) thereof the following: "or
5 a health facility, provided that no application for a diagnostic or treat-
6 ment center shall be approved unless the applicant is (1) the state, a
7 political subdivision, or a public agency, or (2) a corporation or asso-
8 ciation which owns and operates a nonprofit hospital".

1 SEC. 15. Section one hundred thirty-five A point fifteen (135A.15),
2 Code 1954, is amended by inserting after the word "hospital" in line
3 six (6) thereof the words "and other health facilities"; and by in-
4 sserting after the word "hospital" in line fourteen (14) thereof the
5 words "and other health facilities".

1 SEC. 16. This Act, being deemed of immediate importance, shall
2 be in full force and effect from and after its publication in the Hamp-
3 ton Chronicle, a newspaper published at Hampton, Iowa, and in the
4 Sheffield Press, a newspaper published at Sheffield, Iowa.

Approved March 25, 1955.

I hereby certify that the foregoing Act, House File 392, was published in the Hampton Chronicle, Hampton, Iowa, April 7, 1955, and in the Sheffield Press, Sheffield, Iowa, April 7, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 97

LICENSE FEES FOR MOBILE HOME PARKS

H. F. 442

AN ACT relating to appropriation of a portion of the license fee for mobile home parks to the local board of health and to amend that section of the Code relating thereto.

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

1 SECTION 1. Section one hundred thirty-five D point twenty
2 (135D.20), Code 1954, is hereby amended by striking the period at
3 the end thereof and adding the following:

4 “, and there is hereby appropriated from the general fund of the
5 state an amount sufficient to pay the proportionate fees allowable to
6 the jurisdiction involved, as provided in this section.”.

Approved March 31, 1955.

CHAPTER 98

FUNERAL DIRECTORS AND EMBALMERS

H. F. 121

AN ACT relating to funeral directors and embalmers and to correct references in various sections of the Code to conform to recently enacted legislation.

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

1 SECTION 1. Section one hundred thirty-nine point twenty-two
2 (139.22), Code 1954, is amended by striking from line two (2) the
3 word “undertaker” and inserting in lieu thereof the following:
4 “funeral director or embalmer”.

1 SEC. 2. Section one hundred forty-one point three (141.3), Code
2 1954, is amended by striking from line one (1) the word “undertaker”
3 and inserting in lieu thereof the following: “funeral director or
4 embalmer”.

1 SEC. 3. Section one hundred forty-one point four (141.4), Code
2 1954, is amended by striking from line one (1) of subsection twenty-
3 three (23) the word “undertaker” and inserting in lieu thereof
4 the following: “funeral director or embalmer”.

1 SEC. 4. Section one hundred forty-one point five (141.5), Code
2 1954, is amended by striking from line nine (9) the word “under-
3 taker” and inserting in lieu thereof the following: “funeral director
4 or embalmer”.

1 SEC. 5. Section one hundred forty-one point six (141.6), Code
2 1954, is amended by striking from line two (2) the word “undertaker”
3 and inserting in lieu thereof the following: “funeral director or
4 embalmer”.

1 SEC. 6. Section one hundred forty-one point eight (141.8), Code
2 1954, is amended by striking from line three (3) of subsection one (1)
3 the word “undertaker” and inserting in lieu thereof the following:
4 “funeral director, embalmer.”. Further amend said section by striking
5 from line three (3) of subsection two (2) the word “undertaker” and
6 inserting in lieu thereof the following: “funeral director, embalmer.”.

1 SEC. 7. Section one hundred forty-one point twenty-eight (141.28),
2 Code 1954, is amended by striking from lines one (1) and two (2) the
3 word “undertaker” and inserting in lieu thereof the following:
4 “funeral director or embalmer”.

1 SEC. 8. Section one hundred forty-one point thirty-one (141.31),
2 Code 1954, is amended by striking from line ten (10) the word “under-
3 taker” and inserting in lieu thereof the following: “funeral director
4 or embalmer”.

1 SEC. 9. Section one hundred forty-one point thirty-two (141.32),
2 Code 1954, is amended by striking from line three (3) the word
3 "undertaker" and inserting in lieu thereof the following: "funeral
4 director or embalmer".

1 SEC. 10. Section one hundred forty-two point three (142.3), Code
2 1954, is amended by striking from line one (1) the word "undertaker"
3 and inserting in lieu thereof the following: "funeral director or
4 embalmer".

1 SEC. 11. Section one hundred forty-four point nine (144.9), Code
2 1954, is amended by striking from lines one (1) and two (2) of sub-
3 section two (2) the word "undertakers" and inserting in lieu thereof
4 the following: "funeral directors, embalmers". Further amend said
5 section by striking from line one (1) of subsection four (4) the word
6 "undertaker" and inserting in lieu thereof the following: "funeral di-
7 rector, embalmer". Further amend said section by striking from line
8 three (3) of subsection nine (9) the word "undertakers" and inserting
9 in lieu thereof the following: "funeral directors, embalmers".

1 SEC. 12. Section one hundred forty-four point twenty-five
2 (144.25), Code 1954, is amended by striking from line one (1) the
3 word "undertaker" and inserting in lieu thereof the following: "funer-
4 al director, embalmer".

1 SEC. 13. Section one hundred forty-four point twenty-seven
2 (144.27), Code 1954, is amended by striking from line six (6) the word
3 "undertakers" and inserting in lieu thereof the following: "funeral
4 directors and embalmers".

1 SEC. 14. Section one hundred forty-four point twenty-nine
2 (144.29), Code 1954, is amended by striking from line four (4) the
3 word "undertaker" and inserting in lieu thereof the following: "funer-
4 al director, embalmer".

1 SEC. 15. Section one hundred forty-four point thirty-four
2 (144.34), Code 1954, is amended by striking from lines three (3) and
3 four (4) the word "undertaker" and inserting in lieu thereof the fol-
4 lowing: "funeral director, embalmer".

1 SEC. 16. Wherever in the statutes reference is made to undertaker
2 or undertakers, other than in this Act, said reference shall be changed
3 to conform to the purposes of this Act, and the code editor is directed
4 to effect the change.

Approved April 6, 1955.

CHAPTER 99

DEAD BODIES FOR SCIENTIFIC PURPOSES

H. F. 167

AN ACT to amend chapter one hundred forty-two (142), Code 1954, relating to the use of dead bodies or portions thereof for scientific purposes.

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

1 SECTION 1. Section one hundred forty-two point one (142.1),
2 Code 1954, is hereby amended by inserting after the comma (,) follow-
3 ing the words "within the state" in line four (4) thereof, the follow-
4 ing: "or which is to be buried at public expense in this state, except
5 those buried under the provisions of chapter two hundred forty-nine
6 (249), Code 1954."

1 SEC. 2. Section one hundred forty-two point one (142.1), Code
2 1954, is further amended by striking the words "or friends" from line
3 fifteen (15).

1 SEC. 3. Section one hundred forty-two point one (142.1), Code
2 1954, is hereby amended by inserting after the word "schools" in line
3 seventeen (17) the following: "according to their needs for teaching
4 anatomy".

5 Further amend by inserting a period (.) after the word "health"
6 in line nineteen (19) and by striking from lines nineteen (19), twenty
7 (20) and twenty-one (21) the following: ", but the number so dis-
8 tributed shall be in proportion to the number of students matriculated
9 at each college or school."

1 SEC. 4. Section one hundred forty-two point three (142.3), Code
2 1954, is amended by adding at the end of said section the following:
3 "Complete jurisdiction over said bodies is vested exclusively in the
4 state department of health. No autopsy or post mortem, except as are
5 legally ordered by county coroners, shall be performed on any of said
6 bodies prior to their delivery to the medical schools."

1 SEC. 5. Section one hundred forty-two point four (142.4), Code
2 1954, is amended by striking the words "or friend" from line four (4)
3 and from line five (5), and by striking the word "sixty" in line eight
4 (8) and substituting in lieu thereof the word "thirty," and by adding
5 to said section the following: "Unless such person claiming the body
6 for burial pays the costs that have been incurred in the care and
7 transportation of the body within thirty days after claiming it, all
8 rights thereto shall cease and the body may then be used as if no
9 claim had been made."

1 SEC. 6. Section one hundred forty-two point one (142.1), Code
2 1954, is amended by adding thereto the following:

3 "In the event the deceased person has not expressed a desire during
4 his last illness that his body should be buried or cremated and should
5 have no relatives that request his body for burial or cremation, if a
6 friend objects to the use of the deceased person's body for scientific
7 purposes, said deceased person's body shall be forthwith delivered to
8 such friend for burial or cremation at no expense to the state or
9 county. Unless such friend provides for burial and burial expenses
10 within five (5) days, the body shall be used for scientific purposes
11 under this chapter."

1 SEC. 7. Section one hundred forty-two point nine (142.9), Code
2 1954, is amended by striking the words "fifty dollars" in line nine (9)
3 and by inserting in lieu thereof the words "five hundred dollars".

1 SEC. 8. Chapter one hundred forty-two (142), Code 1954, is
2 amended by adding thereto the following:

3 "Disposition by will or written instrument. Every inhabitant of
4 this state of the age of twenty-one years or more and of sound mind
5 may, by his will or by a written instrument executed in the same
6 manner as a deed, arrange for or prescribe for the disposition to be
7 made, after death, of his body or any organ, member or part thereof,
8 provided the same is for the purpose of scientific use as provided in
9 this chapter, or for other advancement of medical science, or for the
10 replacement or rehabilitation of diseased or worn-out parts or organs
11 of other humans. The person or persons having the right to a body
12 for burial may likewise consent to such use of the body or parts there-
13 of. Any such disposition of his own body may be revoked by the
14 testator or grantor at any time prior to his death by the execution of
15 a written instrument in the same manner as the original grant."

1 SEC. 9. In the event such deceased person, whose body has been
2 used for scientific purposes as provided herein, shall own or have the
3 right of burial in a private or family cemetery lot in the state of
4 Iowa, that such deceased person's body shall be buried in such lot.

Approved March 24, 1955.

CHAPTER 100

DEATH CERTIFICATE COPY FILED

S. F. 182

AN ACT to provide that the state registrar of vital statistics shall furnish for a de-
cedent dying in some county of the state of Iowa other than that of his residence
a copy of the decedent's certificate of death and to provide for recordation and filing
of such copy in the county of decedent's residence and amend various sections re-
lating thereto.

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

1 SECTION 1. Section one hundred forty-four point eight (144.8),
2 Code 1954, is amended by adding thereto following subsection seven
3 (7) thereof as subsection eight (8) the following:

4 "Prepare and mail to the county registrar for the county of resi-
5 dence of any decedent who dies in any county of this state other than
6 that of his residence a photostatic or other copy of the certificate of
7 death for such decedent immediately upon receipt of such certificate
8 from the county registrar reporting the decedent's death which copy
9 shall be clearly identified as having been provided by such state
10 registrar."

1 SEC. 2. Section one hundred forty-four point ten (144.10), Code
2 1954, is amended by inserting before line one (1) thereof the numeral
3 "(1)" as a subsection designation and by adding thereto following
4 line twelve (12) as subsection two (2) the following:

5 “(2) The county registrar shall record and file copies of certificates
6 of death for decedents who are residents of the county at time of death
7 but die outside the county as soon as they are received by him from
8 the state registrar in the same books and in the same fashion as is
9 provided relative to such certificates for decedents who die within
10 the county.”

Approved April 22, 1955.

CHAPTER 101

REGISTRAR OF VITAL STATISTICS

H. F. 238

AN ACT to amend chapter one hundred forty-four (144), Code 1954, relating to fees of the state registrar of vital statistics.

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

1 SECTION 1. Section one hundred forty-four point thirty-one
2 (144.31), Code 1954, is amended by striking from line six (6) the
3 words “fifty cents” and inserting in lieu thereof the words “one
4 dollar”.

1 SEC. 2. Section one hundred forty-four point forty-one (144.41),
2 Code 1954, is amended by striking from line eight (8) the words
3 “fifty cents” and inserting in lieu thereof the words “one dollar”.

1 SEC. 3. Section one hundred forty-four point forty-two (144.42),
2 Code 1954, is amended by striking from line five (5) the words “fifty
3 cents” and inserting in lieu thereof the words “one dollar”.

1 SEC. 4. Section one hundred forty-four point forty-three (144.43),
2 Code 1954, is hereby repealed.

Approved April 21, 1955.

CHAPTER 102

NURSES' LICENSES

S. F. 150

AN ACT relating to fees for renewal of a license to practice nursing.

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

1 SECTION 1. Section one hundred forty-seven point eighty (147.80),
2 Code 1954, is amended by inserting after the word “cents” in line
3 eight (8) subsection seven (7) the following:

4 “; and except the renewal fee of a license to practice nursing shall
5 be two dollars (\$2.00)”.

Approved March 31, 1955.

CHAPTER 103

CATTLE INSPECTORS

H. F. 506

AN ACT to amend section one hundred sixty-five point seventeen (165.17), Code 1954, relating to compensation for inspectors.

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

1 SECTION 1. Section one hundred sixty-five point seventeen
2 (165.17), Code 1954, is hereby amended by striking from lines two
3 (2), three (3) and four (4) the following: "a compensation not to
4 exceed ten dollars per diem and five cents for every mile traveled
5 while engaged in such work" and inserting in lieu thereof the follow-
6 ing: "compensation at the rate of forty cents (40c) per head for
7 cattle tested and, in addition thereto, compensation of one dollar
8 (\$1.00) upon the completion of the test of each herd".

Approved April 1, 1955.

CHAPTER 104

DEAD ANIMALS

H. F. 188

AN ACT to repeal section one hundred sixty-seven point one (167.1), Code 1954, and to enact a substitute therefor, and to amend section one hundred sixty-seven point three (167.3), Code 1954, relating to the use and disposal of dead animals.

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

1 SECTION 1. Section one hundred sixty-seven point one (167.1),
2 Code 1954, is hereby repealed and the following enacted in lieu
3 thereof:
4 "This chapter shall not apply to licensed slaughterhouses, or to
5 the disposal, by licensed slaughterhouses, of the bodies of animals,
6 or any part thereof, slaughtered for human food."

1 SEC. 2. Section one hundred sixty-seven point three (167.3), Code
2 1954, is hereby amended by inserting after the comma (,) in line five
3 (5) the following:
4 "or any part thereof, for the purpose of transporting the same upon
5 the highways of this state,".

Approved April 22, 1955.

CHAPTER 105
VETERINARY MEDICINE
H. F. 192

AN ACT to amend chapter one hundred sixty-nine (169), Code 1954, relating to classes of persons engaged in the practice of veterinary medicine; requirements on renewal of veterinarian's license; additional grounds for revocation of a veterinarian's license and for injunctive relief in the enforcement of the veterinary medicine practice Act.

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

1 SECTION 1. Section one hundred sixty-nine point one (169.1), Code
2 1954, is hereby amended by adding thereto a new subsection providing
3 as follows:
4 "Persons who act as representatives of licensed veterinarians in
5 doing any of the things mentioned in this section."

1 SEC. 2. Section one hundred sixty-nine point two (169.2), Code
2 1954, is further amended by adding thereto a new subsection provid-
3 ing as follows:
4 "Persons who advertise or sell patent or proprietary medicines."

1 SEC. 3. Section one hundred sixty-nine point six (169.6), Code
2 1954, is hereby amended by adding after the period in line nine (9)
3 thereof a new sentence providing as follows:
4 "Any licensee failing to pay his license fee before the thirtieth
5 (30th) day of June each year, in addition to the delinquent fee, shall
6 pay to the department of agriculture the sum of five dollars (\$5.00)
7 before said license shall be renewed; provided, that in the event said
8 license fee is not paid within ninety (90) days after the thirtieth
9 (30th) day of June of any year, then and in that event the board may
10 revoke said license to practice veterinary medicine in the state of
11 Iowa."

1 SEC. 4. Section one hundred sixty-nine point six (169.6), Code
2 1954, is further amended by adding at the end of said section the
3 following:
4 "A licensed veterinarian of the state of Iowa who is called into
5 military duty for the United States Government is exempt from pay-
6 ing the one dollar (\$1.00) renewal fee for such license but said
7 license must be renewed within one (1) year from date of discharge
8 or the license shall be revoked."

1 SEC. 5. Section one hundred sixty-nine point seven (169.7), Code
2 1954, is hereby repealed.

1 SEC. 6. Section one hundred sixty-nine point thirty-six (169.36),
2 Code 1954, is hereby amended by striking the period (.) after the
3 word "interviews" in line three (3) of subsection seven (7) thereof
4 and adding the words "having a tendency to deceive and defraud
5 the public."

1 SEC. 7. Section one hundred sixty-nine point thirty-six (169.36),
2 Code 1954, is further amended by adding thereto the following new
3 subsections:
4 "Employing directly or indirectly a capper, solicitor, or drummer

5 to secure patients, or obtaining a fee for the assurance that an in-
6 curable disease can be cured.

7 "Having professional connections or lending one's name to any
8 illegal practitioner of veterinary medicine or the various branches
9 thereof.

10 "Any division of fees or charges or any agreement or arrangement
11 to share fees or charges.

12 "The revocation by a sister state or territory of a license or certi-
13 ficate by virtue of which one is licensed to practice veterinary medi-
14 cine in that state or territory.

15 "Fraud or dishonesty in applying, treating or reporting on biologics,
16 tuberculin or serological tests.

17 "Failing to report, as required by law, or making false report of
18 any contagious or infectious disease.

19 "Issuing a certificate of health for an animal knowing that the
20 animal described therein was not the animal from which the tests
21 were made as a basis for the certificate, or otherwise falsifying any
22 such certificate.

23 "Conducting or having conducted for the licensee the agglutination
24 test for brucellosis in other than a recognized laboratory designated
25 by the department of agriculture; provided, however, that this sub-
26 section shall not apply to certain serological tests approved by the
27 department of agriculture."

1 SEC. 8. Chapter one hundred sixty-nine (169), Code 1954, is
2 hereby amended by adding thereto a new section as follows:

3 "Any person engaging in the practice of veterinary medicine as
4 defined in this chapter without possessing a license therefor may be
5 restrained by permanent injunction in an action to be instituted in
6 the name of the state of Iowa on the information of the secretary of
7 agriculture."

Approved April 19, 1955.

CHAPTER 106

AID TO AGRICULTURAL SOCIETIES

H. F. 236

AN ACT to amend chapter one hundred seventy-four (174), Code 1954, relating to county and district agricultural societies.

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

1 SECTION 1. Section one hundred seventy-four point ten (174.10),
2 Code 1954, is hereby amended by striking the period in line ten (10)
3 and inserting the following: ", except that in a county where there
4 are two definitely separate county extension offices, two agricultural
5 societies may receive state aid."; also by striking the last three lines
6 of said section.

1 SEC. 2. Section one hundred seventy-four point eleven (174.11),
2 Code 1954, is hereby amended by striking the word "county" in line
3 ten (10) thereof and inserting the words "agricultural society".

4 Section one hundred seventy-four point eleven (174.11) is further
 5 amended by inserting in line twelve (12) after the comma the fol-
 6 lowing: "except in counties where there are two definitely separate
 7 county extension offices,".

Approved April 21, 1955.

CHAPTER 107

COUNTY AGRICULTURAL EXTENSION DISTRICTS

S. F. 198

AN ACT relating to the establishment of county agricultural extension districts and to the organization of county agricultural extension councils, to cooperate with the Iowa State College of Agriculture and Mechanic Arts and the United States Department of Agriculture, in conducting educational programs in agriculture, home economics and 4-H club work in the several counties and authorizing the levy of an annual tax therefor and providing for the appointment and supervision of county extension personnel, validating certain acts of county farm bureaus, amending sections one hundred seventy-six point three (176.3) and one hundred seventy-six point seven (176.7), Code 1954, and repealing sections one hundred seventy-six point eight (176.8), one hundred seventy-six point nine (176.9), one hundred seventy-six point ten (176.10), one hundred seventy-six point eleven (176.11), one hundred seventy-six point twelve (176.12), one hundred seventy-six point fifteen (176.15), and one hundred seventy-six point sixteen (176.16), Code 1954.

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

1 SECTION 1. **Short title.** This chapter may be known and cited as
 2 the "County Agricultural Extension Law."

1 SEC. 2. **Declaration of policy.** It is hereby declared to be the
 2 policy of the legislature to provide for aid in disseminating among the
 3 people of Iowa useful and practical information on subjects relating
 4 to agriculture, home economics and rural and community life, and to
 5 encourage the application of the same in the several counties of the
 6 state through extension work to be carried on in cooperation with
 7 Iowa State College of Agriculture and Mechanic Arts and the United
 8 States Department of Agriculture as provided in the Act of Congress
 9 May 8, 1914, as amended by Public Law 83 of the Eighty-third Con-
 10 gress.

1 SEC. 3. **Definition of terms.** Whenever used or referred to in this
 2 chapter unless a different meaning clearly appears from the context
 3 (1) "county agricultural extension district" hereinafter referred to
 4 as "extension district" means a governmental subdivision of this
 5 state, and a public body corporate organized in accordance with the
 6 provisions of this chapter for the purposes, with the powers, and sub-
 7 ject to the restrictions hereinafter set forth; (2) "county agricul-
 8 tural extension council" herein after referred to as "extension coun-
 9 cil" means the agency created and constituted as provided in section
 10 five (5) of this chapter; (3) "Iowa State College" means the "Iowa
 11 State College of Agriculture and Mechanic Arts," and shall hereinafter
 12 be referred to as "Iowa State College"; (4) "extension service"
 13 means the "Cooperative Extension Service in Agriculture and Home
 14 Economics of Iowa State College," and shall hereinafter be referred
 15 to as "extension service"; (5) "director of extension" means the "Di-

16 rector of Iowa State College of Agriculture and Mechanic Arts Ex-
17 tension Service," and shall hereinafter be referred to as "director
18 of extension."

1 **SEC. 4. Establishment—body corporate—county agricultural ex-**
2 **tension districts.** Each county, except Pottawattamie, is constituted
3 and established as a "county agricultural extension district" and
4 shall be a public body corporate organized in accordance with the pro-
5 visions of this chapter for the purposes, with the powers and subject
6 to the restrictions hereinafter set forth. Pottawattamie County shall
7 be divided into and constitute two districts with one district to be
8 known as "East Pottawattamie" which shall include the following
9 townships: Pleasant, Layton, Knox, James, Valley, Lincoln, Wash-
10 ington, Belknap, Center, Wright, Carson, Macedonia, Grove, Wave-
11 land; and the other "West Pottawattamie" which shall include the
12 following townships: Rockford, Boomer, Neola, Minden, Hazel Dell,
13 York, Crescent, Norwalk, Lake, Garner, Hardin, Kane, Lewis, Keg
14 Creek, Silver Creek.

1 **SEC. 5. County agricultural extension council.** There shall be
2 elected in each extension district an "extension council" consisting of
3 one elected resident member from each of the townships. The mem-
4 bers of the extension council shall be qualified by being a resident
5 qualified voter of the township. The resident qualified voters in each
6 of the townships of a district shall meet annually during the period
7 November 1st to December 31st, upon a date and at a time and place
8 determined and fixed by the extension council, except as hereinoth-
9 erwise provided.

1 **SEC. 6. Organization extension council—election and term.** The
2 members of the first extension council to be elected in each of the
3 townships of each extension district after the effective date of this
4 Act shall be elected during the period May 1st to July 31, 1955, at a
5 meeting to be held in each of the townships of each of the extension
6 districts on a date and at a time and place determined and fixed by
7 the director of extension to serve for a term expiring as of December
8 31, 1955. The director of extension shall, during the period May 1st
9 to July 31, 1955, call a meeting in each of the townships in the several
10 districts for the election of the members of the first extension council
11 and shall cause notice of said election to be published once at least
12 one week but not more than three weeks prior to the date fixed for
13 the holding of such meeting in a newspaper having general circula-
14 tion in each extension district, and the cost of publishing said notice
15 shall be paid by the extension council. The director of extension, prior
16 to the date fixed for the holding of the election meetings in the sev-
17 eral townships of the several districts, shall appoint in each of the
18 townships of the several districts a nominating committee consisting
19 of three members and designate the chairman thereof, which nomi-
20 nating committee shall nominate at least two eligible resident quali-
21 fied voters as candidates for election to membership in the extension
22 council and shall certify the names of the nominees and deliver said
23 certificate to the person designated as chairman of the township
24 election meeting on or before the date fixed for the holding thereof.
25 Nominations for election to membership to the extension council
26 may be made from the floor at said township election meeting. The

27 director of extension shall, prior to the date of holding the first town-
28 ship elections, designate two resident qualified voters in each of the
29 several townships of each of the extension districts, one to act as
30 chairman and one to act as secretary of said meeting, which said
31 meeting shall be conducted in accordance with Roberts Rules of Or-
32 der. The minutes of said meeting shall be recorded by the secretary,
33 signed and certified by the chairman and secretary, and delivered to
34 the person elected as member of the extension council at said meet-
35 ing who shall deliver the same to the county extension director of the
36 county of the extension district within five days following the date of
37 the election meeting, and the county extension director shall deliver
38 the same to the director of extension. The director of extension shall,
39 as soon as possible after the date of the election of the members of
40 the first extension council, fix a date, time and place for the holding
41 of the first meeting of the extension council in the several districts
42 and call said meetings by giving not less than three days' notice
43 thereof in writing mailed to the elected members of the extension
44 councils of the several extension districts at the addresses shown on
45 their certificates of election. The director of extension shall, prior to
46 the date fixed for the holding of the first meeting of the extension
47 council in each of the several districts, designate one of the elected
48 members of the extension council in each district to act as temporary
49 chairman of said meeting and one to act as temporary secretary of
50 said meeting, both of whom shall act as such until the council has
51 elected a chairman, vice chairman, secretary and a treasurer to serve
52 as such for a term expiring December 31, 1955.

1 **SEC. 7. Extension council—first meeting—organization—election**
2 **of officers.** The extension council of each extension district shall,
3 at its first meeting held following their election as hereinbefore pro-
4 vided, elect from their number a chairman, vice-chairman, secretary
5 and a treasurer to serve for a term expiring December 31, 1955, and
6 shall have and exercise the power and authority vested in the exten-
7 sion council as herein in this act provided. The extension council shall
8 at said first meeting number from one up in alphabetical order the
9 townships in their respective extension districts. At each township
10 election meeting held in the several districts during the period No-
11 vember 1st-December 31, 1955, and each year thereafter, members of
12 the extension council shall be elected in the odd and even numbered
13 townships as hereinafter provided.

1 **SEC. 8. Members extension council—election—period November**
2 **1st-December 31, 1955—term of office.** At the first township election
3 meetings of the resident qualified voters in each of the several town-
4 ships of the several districts held during the period November 1st-
5 December 31, 1955, on a date and at the time and place fixed by the
6 extension council of the several districts for the election of the mem-
7 bers of the extension council there shall be elected in the odd num-
8 bered townships of each extension district one member for a term of
9 one year, and in the even numbered townships one member for a term
10 of two years, and thereafter in the year in each of the townships of
11 each of the extension districts in which the term of office of the mem-
12 ber of the extension council elected from the township expires as of
13 December 31st in said year there shall be held an annual township

14 election meeting during the period November 1st-December 31st for
15 the election of a member of the extension council for a term of two
16 years. No member of the extension council who has been elected to
17 serve for a two-year term shall be eligible for election for more than
18 one successive two-year term.

1 SEC. 9. County agricultural extension council—meetings. The
2 members of each of the extension councils elected from the several
3 townships of each of the extension districts, as herein provided, shall
4 constitute the extension council of each extension district and their
5 term of office shall commence January 1st following the date of their
6 election, and they shall meet annually in each of the extension dis-
7 tricts on such date and at such time and place during the months of
8 January and July each year, and at such other times during the year
9 as shall be determined and fixed by the extension council, except in
10 the year of 1955 as hereinotherwise provided.

1 SEC. 10. Powers and duties of county agricultural extension coun-
2 cil. The extension councils of each extension district of the state,
3 including the extension councils of the several extension districts
4 elected during the period May 1st-July 31, 1955, shall have, exercise,
5 and perform the following powers and duties:

6 (a) To elect from their own number annually in January a chair-
7 man, vice-chairman, secretary and a treasurer who shall serve and be
8 the officers of the extension council for a term expiring December
9 31st each year following the effective date of this act, and perform
10 the functions and duties as herein in this act provided.

11 (b) To and shall each year at the meeting at which the date, time,
12 and place of the holding of township election meetings is fixed and
13 determined, appoint from their own number one member whose term
14 does not expire as of December 31st following said meeting to act as
15 temporary chairman of the first meeting of the extension council to
16 be held in January following his appointment, and one to act as
17 temporary secretary of said extension council meeting.

18 (c) To serve as an agency of the state and to manage and transact
19 all of the business and affairs of its district and have control of all of
20 the property acquired by it and necessary for the conduct of the busi-
21 ness of the district for the purposes of this act.

22 (d) To and shall fix the date, time and place in each of the town-
23 ships of the extension district for the holding of township election
24 meetings during the period provided for the holding of them for the
25 election of members of the extension council, and call the township
26 election meetings in each of the townships of the extension district
27 for the election of the members of the extension council and cause
28 notice of said election to be published once at least one week but not
29 more than three weeks prior to the date fixed for the holding of such
30 meetings in a newspaper having general circulation in each extension
31 district, and the cost of publishing said notice shall be paid by the
32 extension council.

33 (e) To and shall prior to the date of the holding of a township
34 election meeting, designate two resident qualified voters in each of
35 the several townships in which an election meeting is to be held, one
36 to act as chairman, one to act as secretary of said meeting, which said
37 meeting shall be conducted in accordance with Roberts Rules of

38 Order. The minutes of each township election meeting held after the
39 effective date of this act shall be recorded by the secretary, signed
40 and certified by the chairman and secretary and delivered by the sec-
41 retary to the office of the extension council of the several extension
42 districts on or before the date fixed for the next meeting of the
43 extension council.

44 (f) To and shall prior to the date fixed for the holding of the elec-
45 tion meetings in the several townships of the district, appoint in each
46 of the townships in which a township election meeting is to be held
47 a nominating committee consisting of three members and designate
48 the chairman thereof, which nominating committee shall nominate at
49 least two resident qualified voters as candidates for election to mem-
50 bership in the extension council, which committee shall certify the
51 names of the nominees and deliver said certificate to the person des-
52 ignated as chairman of the township election meeting on or before
53 the date fixed for the holding thereof.

54 (g) To enter into a Memorandum of Understanding with the ex-
55 tension service setting forth the cooperative relationship between the
56 extension service and the extension district.

57 (h) To employ all necessary extension professional personnel from
58 qualified nominees furnished to it and recommended by the director
59 of extension and not to terminate the employment of any such with-
60 out first conferring with the director of extension, and to employ
61 such other personnel as it shall determine necessary for the conduct
62 of the business of the extension district, and to fix the compensation
63 for all such personnel in cooperation with the extension service and in
64 accordance with the Memorandum of Understanding entered into
65 with such extension service.

66 (i) To prepare annually on or before July 31st a budget for the
67 fiscal year beginning January 1 and ending December 31 in accord-
68 ance with the provisions of chapter twenty-four (24), Code 1954, and
69 certify the same to the board of supervisors of the county of their ex-
70 tension district as required by law.

71 (j) To and shall be responsible for the preparation and adoption
72 of the educational program on extension work in agriculture, home
73 economics and 4-H club work, and periodically review said program
74 and for the carrying out of the same in cooperation with the exten-
75 sion service in accordance with the Memorandum of Understanding
76 with said extension service.

77 (k) To make and adopt such rules and regulations not inconsistent
78 with the law as it may deem necessary for its own government and
79 the transaction of the business of the extension district.

80 (l) To fill all vacancies in its membership to serve for the unex-
81 pired term of the member creating such vacancy by electing a resi-
82 dent qualified voter from the township of the residence of the mem-
83 ber creating such vacancy. If for any reason a township election
84 meeting is not held pursuant to call and published notice and no one
85 is elected from said township as a member of the extension council
86 of the district, there shall be a vacancy in such membership on the
87 extension council.

88 (m) To and shall, as soon as possible following the meeting at
89 which the officers are elected, file in the office of the board of super-
90 visors and of the county treasurer a certificate signed by its chair-

91 man and secretary certifying the names, addresses and terms of
92 office of each member, and the names and addresses of the officers,
93 of the extension council with the signatures of the officers affixed
94 thereto, and said certificate shall be conclusive as to the organiza-
95 tion of the extension district, its extension council, and as to its
96 members and its officers.

97 (n) To and shall deposit all funds received from the "county agri-
98 cultural extension education fund" in a bank or banks approved by
99 it in the name of the extension district. These receipts shall consti-
100 tute a fund known as the "county agricultural extension education
101 fund" which shall be disbursed by the treasurer of the extension
102 council on vouchers signed by its chairman and secretary and ap-
103 proved by the extension council and recorded in its minutes.

104 (o) To expend the "county agricultural extension education fund"
105 for salaries and travel, expense of personnel, rental, office supplies,
106 equipment, communications, office facilities and services, and in pay-
107 ment of such other items as shall be necessary to carry out the exten-
108 sion district program; provided, however, it shall be unlawful for the
109 county agricultural extension council to lease any office space which
110 is occupied or used by any other farm organization or farm coopera-
111 tive, and provided further, that it shall be lawful for the county
112 agricultural extension council to lease space in a building owned
113 and/or occupied by a farm organization or farm cooperative.

114 (p) To carry over unexpended county agricultural extension edu-
115 cation funds into the next year so that funds will be available to carry
116 on the program until such time as monies received from taxes are
117 collected by the county treasurer provided however that the unen-
118 cumbered funds in the county agricultural extension education fund
119 in excess of one half ($\frac{1}{2}$) the amount expended from said fund in the
120 previous year shall be paid over to the county treasurer who shall
121 transfer such funds to the general fund of the county.

122 (q) To file with the county auditor and to publish in two news-
123 papers of general circulation in the district before February 1 full
124 and detailed reports under oath of all receipts and expenditures of
125 such county agricultural extension education fund showing from
126 whom received, to whom paid and for what purpose for the last fiscal
127 year.

1 SEC. 11. Limitation on powers and activities of extension council.

2 (a) The extension council shall have for its sole purpose the dissemi-
3 nation of information, the giving of instruction and practical demon-
4 strations on subjects relating to agriculture, home economics, rural
5 and community life and the encouragement of the application of the
6 same to and by all persons in the extension district, and the impart-
7 ing to such persons of information on said subjects through field dem-
8 onstrations, publications, or other media.

9 (b) The extension district, its council, or a member or an employee
10 as a representative of either one or the other shall not engage in com-
11 mercial or other private enterprises, legislative programs, nor at-
12 tempt in any manner by the adoption of resolutions or otherwise to
13 influence legislation, either state or national, or other activities not
14 authorized by this act.

15 (c) The extension council or a member or employee thereof as a
16 representative of either the extension district or the extension coun-

17 cil shall not give preferred services to any individual, group or organ-
18 ization or sponsor the programs of any group, organization or private
19 agency other than as herein provided by this act.

20 (d) The extension council may collect reasonable fees for specific
21 services which require special equipment or personnel, such as soil
22 testing services, seed testing services, or other educational services,
23 but it shall not collect dues for or pay dues to any state or national
24 organization or agency, nor shall it accept contributions or gifts for
25 the extension district, or the extension council.

26 (e) The extension council and its employed personnel may cooper-
27 ate with, give information and advice to organized and unorganized
28 groups, but shall not promote, sponsor or engage in the organization
29 of any group for any purpose except the promoting, organization and
30 the development of the programs of 4-H clubs. Nothing in this act
31 shall prevent the county extension council or extension agents em-
32 ployed by it from using or seeking opportunities to reach an audience
33 of persons interested in agricultural extension work through the help
34 of interested farm organizations, civic organizations or any other
35 group: Provided, that in using or seeking such opportunities, the
36 county extension council or agents employed by it shall make avail-
37 able to all groups and organizations in the county equal opportunity
38 to cooperate in the educational extension program.

39 (f) No member of the extension council shall be paid any compen-
40 sation or be reimbursed for expenses incurred in connection with or
41 for services rendered as a member of the extension council or as an
42 employee of the extension district or extension council.

1 **SEC. 12. County agricultural extension education tax.** The exten-
2 sion council of each extension district shall, at a regular or special
3 meeting held in July in the year 1955, and each year thereafter, esti-
4 mate the amount of money required to be raised by taxation for
5 financing the county agricultural extension education program
6 authorized in this act. The amount so estimated shall not exceed the
7 amount of money which the following millage rate will produce,
8 based on the assessed value of the taxable property in the extension
9 district: For the "county agricultural extension education fund" an-
10 nually not to exceed one-half mill on the dollar of assessed valuation,
11 provided, however, that no extension council in an extension district
12 shall make an estimate or certify an amount in any one year in excess
13 of twenty thousand dollars in districts having a population of sixty
14 thousand or more, seventeen thousand five hundred dollars in dis-
15 tricts having a population of sixteen thousand or more but less than
16 sixty thousand, and fifteen thousand dollars in districts having a pop-
17 ulation of less than sixteen thousand, which shall be the maximum
18 amount that any such extension district shall be entitled to receive
19 annually from the county. The extension council in every extension
20 district shall in every respect comply with chapter twenty-four (24),
21 Code 1954.

1 **SEC. 13. Annual levy by board of supervisors.** The board of
2 supervisors of each county shall annually, at the time of levying
3 taxes for county purposes, levy the taxes necessary to raise the
4 county agricultural extension education fund and certified to it by
5 the extension council as provided in this act, but if the amount cer-

6 tified for such fund is in excess of the amount authorized by this act
7 it shall levy only so much thereof as is authorized by this act.

1 **SEC. 14. County agricultural extension education fund.** There
2 shall be established in each county a "county agricultural extension
3 education fund" and the county treasurer of each county shall keep
4 the amount of tax levied for such fund, as herein in this act author-
5 ized, in said fund. Before the fifteenth day of each month in each
6 year, from and after January 1, 1956, the county treasurer of each
7 county shall give notice to the chairman of the extension council of
8 his county of the amount collected for the "county agricultural ex-
9 tension education fund" to the first day of such month, and the
10 chairman of the extension council shall draw his draft therefor,
11 countersigned by the secretary upon the county treasurer who shall
12 pay such taxes to the treasurer of the extension council only on such
13 draft.

1 **SEC. 15. Cooperation extension council—extension service.** The
2 extension council is specifically authorized to cooperate with the ex-
3 tension service and the United States Department of Agriculture
4 in the accomplishment of the county agricultural extension education
5 program contemplated by this act, to the end that the federal funds
6 allocated to the extension service and the county agricultural exten-
7 sion education fund of each district may be more efficiently used by
8 the extension service and the extension council. The director of ex-
9 tension shall coordinate the county agricultural extension education
10 program in the several extension districts.

1 **SEC. 16. Extension council officers—duties.** (a) The chairman of
2 the extension council shall preside at all meetings of the extension
3 council, have authority to call special meetings of said council upon
4 such notice as shall be fixed and determined by the extension council,
5 and shall call special meetings of the extension council upon the writ-
6 ten request of a majority of the members of said council, and in
7 addition to the duties imposed upon him in this act perform and
8 exercise the usual duties performed and exercised by a chairman or
9 president of a board of directors of a corporation.

10 (b) The vice-chairman, in the absence or disability of the chair-
11 man, or his refusal to act, shall perform the duties imposed upon the
12 chairman and act in his stead.

13 (c) The secretary shall perform the duties usually incident to this
14 office. He shall keep the minutes of all meetings of the extension
15 council. He shall sign such instruments and papers as are required
16 to be signed by him as such in this act, and by the extension council
17 from time to time.

18 (d) The treasurer shall receive, deposit and have charge of all
19 of the funds of the extension council and pay and disburse the same
20 as in this act required, and as may be from time to time required by
21 the extension council. He shall keep an accurate record of receipts
22 and disbursements and submit a report thereof at such times as may
23 be required by the extension council.

24 Each of the officers of the extension council shall perform and
25 carry out the duties herein in this section imposed upon them and
26 perform and carry out such other duties as shall be imposed upon
27 them in the rules and regulations adopted by the extension council

28 from time to time as in this act authorized. The members of the exten-
29 sion council, within fifteen days after their election as such, shall
30 take and sign the usual oath of public officers and the same shall be
31 filed in the office of the county auditor of the county of the extension
32 district. The treasurer of the extension council, within ten days
33 after his election as treasurer and before entering upon the duties
34 of his office as treasurer, shall execute to the extension council a cor-
35 porate surety bond of one hundred twenty-five per cent of the amount,
36 as near as can be ascertained, that shall be in his hands as treasurer
37 at any one time. All such bonds shall be continued to the faithful
38 discharge of the duties of the office of treasurer. The amount and
39 sufficiency of all bonds shall be determined by the county treasurer of
40 the county of the extension district and upon his approval endorsed
41 on the bond shall be filed with the county auditor of the county of
42 the extension district who shall notify the chairman of the extension
43 council of the approval by the county treasurer and of the filing
44 thereof in his office. The cost of any corporate surety bond so fur-
45 nished by a treasurer shall be paid for by the extension council.

1 **SEC. 17. Transfer farm bureau county extension fund.** On or be-
2 fore August 1, 1955, all of the unexpended money deposited by the
3 county farm bureau of any of the extension districts of this state,
4 either in the "county agricultural extension program fund" or in
5 the "county farm bureau extension allotment fund" of a county farm
6 bureau, shall be transferred and paid to the treasurers of the several
7 extension councils for deposit in the "county agricultural extension
8 education fund" of the extension district and be used by the several
9 extension councils as authorized in this act. The personal property,
10 equipment, etc., owned by the extension service located in the several
11 extension districts of the state shall be transferred and delivered to
12 the extension service in the respective extension districts. The exten-
13 sion councils of the several extension districts may, during the period
14 August 1st-December 31, 1955, accept and receive from the respective
15 county farm bureaus of the several extension districts the remainder
16 of the county farm bureaus' contributions to the "county farm bureau
17 extension allotment fund" for the remainder of the year 1955, but no
18 contributions may be accepted or received from a county farm bureau
19 by any extension council in any extension district after December 31,
20 1955.

1 **SEC. 18.** Anything in this Act to the contrary notwithstanding,
2 the appropriations made by the county boards of supervisors to the
3 farm aid associations (county farm bureaus) of this state for the
4 fiscal year 1955, which said appropriations have not been paid over
5 to the county farm bureaus of this state before August 1, 1955, shall
6 be paid over to the county agricultural extension districts to be used
7 by said districts for the purposes stated in this Act.

1 **SEC. 19.** Section one hundred seventy-six point three (176.3),
2 Article 3, Code 1954, is amended by striking all after the word "asso-
3 ciation" in line eighteen (18) through the period (.) at the end of
4 Article 5 and inserting in lieu thereof a period (.)

1 **SEC. 20.** Section one hundred seventy-six point seven (176.7),
2 Code 1954, is amended by striking all of lines three (3) through sev-
3 enteen (17) inclusive.

1 SEC. 21. Sections one hundred seventy-six point eight (176.8) to
 2 one hundred seventy-six point twelve (176.12), both inclusive, and
 3 one hundred seventy-six point fifteen (176.15) to one hundred sev-
 4 enty-six point sixteen (176.16), both inclusive, Code 1954, are hereby
 5 repealed.

1 SEC. 22. **Saving clause.** Should any section, clause, sentence, or
 2 provision of this act be held to be invalid for any reason, such holding
 3 or decree shall not be construed as affecting the validity of any of the
 4 remaining portions of this act, it being the intent of the legislature
 5 that this act shall stand and the legislature would have adopted the
 6 remainder of this act, notwithstanding the invalidity of any such
 7 section, clause, sentence, or provision.

1 SEC. 23. This act being deemed of immediate importance shall
 2 be in full force and effect from and after its passage and publication
 3 in the Hampton Chronicle, a newspaper published at Hampton, Iowa,
 4 and in The Wellman Advance, a newspaper published at Wellman,
 5 Iowa.

Approved May 6, 1955.

I hereby certify that the foregoing Act, Senate File 198, was published in the Hampton Chronicle, Hampton, Iowa, May 12, 1955, and in The Wellman Advance, Wellman, Iowa, May 12, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 108

BRANDING ANIMALS

H. F. 80

AN ACT to amend chapter one hundred eight-seven (187), Code 1954, relating to the marking and branding of animals.

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

1. SECTION 1. Section one hundred eighty-seven point one (187.1),
 2 Code 1954, is hereby repealed.

1 SEC. 2. Section one hundred eighty-seven point two (187.2), Code
 2 1954, is hereby amended by striking lines five (5), six (6), and seven
 3 (7), and inserting in lieu thereof the following: "recorder of the
 4 county in which the owner resides for which the recorder shall receive
 5 a fee of one dollar (\$1.00)."

1 SEC. 3. Section one hundred eighty-seven point three (187.3),
 2 Code 1954, is hereby amended by striking the word "township," in
 3 line four (4) and inserting in lieu thereof the following: "county."
 4 and striking the remainder of said section.

1 SEC. 4. Chapter one hundred eighty-seven (187), Code 1954, is
 2 further amended by adding thereto the following: "The books hereto-
 3 fore maintained by the township clerks shall be transferred to the
 4 county recorder."

Approved April 28, 1955.

CHAPTER 109

LABELING FOOD PRODUCTS

S. F. 279

AN ACT to amend chapter one hundred eighty-nine (189), Code 1954, relating to inspection and labeling of foods and food products and to provide for acceptance and adoption of standards and practices in the labeling of such food products as have been or may be hereafter established by the government of the United States of America.

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

1 SECTION 1. Amend chapter one hundred eighty-nine (189), Code
2 1954, by inserting at the end of section one hundred eighty-nine point
3 eleven (189.11) the following:

4 "Notwithstanding any other requirements of this chapter, foods
5 and food products labeled in conformance with the labeling require-
6 ments of the government of the United States of America shall be
7 deemed to be labeled in conformance with the laws of the state of
8 Iowa."

Approved April 27, 1955.

CHAPTER 110

MILK AND MILK PRODUCTS

S. F. 398

AN ACT relating to the authority of the secretary of agriculture to promulgate regulations affecting milk for human consumption; relating to the authorities of cities and towns to provide for inspection of milk and milk products sold for human consumption; relating to the grading of milk and providing that the state department of health survey and certify milk; and providing for the withdrawal of graded milk by the secretary of agriculture.

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

1 SECTION 1. Amend section one hundred ninety-two point ten
2 (192.10), 1954 Code of Iowa, subsection three (3) by striking all of
3 lines nineteen (19) through thirty-four (34) inclusive and inserting
4 in lieu thereof the following:

5 "The secretary of agriculture shall, on or before July 4, 1956 make
6 needed regulations to promulgate production, processing and distribu-
7 tion standards for grade 'A' pasteurized, pasteurized (grade not de-
8 clared) and grade 'A' raw milk which shall conform to United States
9 Public Health Service Recommended Milk Ordinance and Code, 1953
10 Edition. Nothing contained in this chapter shall invalidate ordinances
11 or regulations of any municipal corporation providing inspections or
12 imposing requirements higher than the minimum requirements pro-
13 vided in this chapter, provided, however, that no such municipal ordi-
14 nance or regulation shall impose standards in conflict with those im-
15 posed by said United States Public Health Service Recommended Milk
16 Ordinance and Code, 1953 Edition.

17 "Nothing in this section shall be construed to mean compulsory
18 grading of milk; such grades shall apply only to pasteurized and raw

19 milk on which the grade is declared on the label. The state department
 20 of health, after July 4, 1956, shall annually survey and certify all milk
 21 labelled grade 'A' pasteurized, and grade 'A' raw, and, in the event a
 22 survey shows that the requirements for the production, processing
 23 and distribution of such grades are not being complied with, the fact
 24 thereof shall be certified by the state department of health to the sec-
 25 retary of agriculture, who shall withdraw the grade declared on the
 26 label."

1 SEC. 2. Amend section three hundred sixty-eight point twenty-
 2 five (368.25), 1954 Code of Iowa, by striking the words "state law"
 3 from line thirteen (13) and inserting in lieu thereof, "United States
 4 Public Health Service Recommended Milk Ordinance and Code, 1953
 5 Edition".

Approved April 28, 1955.

CHAPTER 111

COMPOSITE MILK SAMPLES

H. F. 325

AN ACT to amend section one hundred ninety-two point fourteen (192.14), Code 1954, relating to taking composite samples of milk for the Babcock test.

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

1 SECTION 1. Section one hundred ninety-two point fourteen
 2 (192.14), Code 1954, is amended by adding thereto the following:
 3 "Each composite sample taken shall cover a period of not more than
 4 sixteen days and all such composite samples shall cover the same
 5 period of time."

Approved April 19, 1955.

CHAPTER 112

GRADE LABELING OF BUTTER

H. F. 341

AN ACT to establish certain requirements for grade labeling of butter.

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

1 SECTION 1. Chapter one hundred ninety-two (192), Code 1954,
 2 is amended by adding thereto a new section as follows: "All butter
 3 carrying AA, A, B and C grades shall score in conformity with U. S.
 4 D. A. Standards."

Approved May 17, 1955.

CHAPTER 113
MILK AND CREAM
H. F. 309

AN ACT to amend chapter one hundred ninety-five (195), Code 1954, relating to transportation and grading of milk or cream.

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

1 SECTION 1. Section one hundred ninety-five point three (195.3),
2 Code 1954, is amended by striking subsections six (6), seven (7),
3 eight (8), and nine (9), and inserting in lieu thereof the following:

4 " 'Sweet cream' shall be cream which after proper manufacturing
5 will yield butter meeting at least the requirements of United States
6 Department of Agriculture Grade A or United States Department of
7 Agriculture 92 score. It shall be fresh and clean to the taste and its
8 acidity shall at no time exceed two-tenths of one per cent calculated
9 as lactic acid. It may have a slight feed flavor. It shall be free from
10 extraneous matter.

11 " 'Grade one cream' shall be cream which after proper manufactur-
12 ing will yield butter meeting at least the requirements of United
13 States Department of Agriculture Grade B or United States Depart-
14 ment of Agriculture 90 score. It shall be free from flavors resulting
15 from decomposition or age. It may have smothered, slight utensil,
16 or feed flavors and its acidity shall at no time exceed six-tenths of one
17 per cent calculated as lactic acid. It shall be free from extraneous
18 matter.

19 " 'Grade two cream' shall be cream which after proper manufactur-
20 ing will yield butter meeting at least the requirements of United
21 States Department of Agriculture Grade C or United States Depart-
22 ment of Agriculture 89 score. It shall be free from flavors resulting
23 from decomposition or age. It may have off-flavors to a limited de-
24 gree and its acidity may exceed six-tenths of one per cent calculated
25 as lactic acid. It shall be free from extraneous matter.

26 " 'Unlawful cream' shall be cream which has such flavors as stale,
27 rancid, cheesy, yeasty, metallic, oily, putrid, or other objectionable
28 flavors or which shows evidence of decomposition and age. Unlawful
29 cream shall also be cream containing excessive extraneous matter as
30 set forth in section one hundred ninety-five point fourteen (195.14)
31 of the Code as amended, regardless of other quality characteristics."

1 SEC. 2. Section one hundred ninety-five point six (195.6), Code
2 1954, is hereby repealed.

1 SEC. 3. Section one hundred ninety-five point ten (195.10), Code
2 1954, is amended by striking the word "cream" in lines two (2), three
3 (3), and four (4), and inserting in lieu thereof the words "milk or
4 cream".

1 SEC. 4. Section one hundred ninety-five point twelve (195.12),
2 Code 1954, is amended by striking the word "cream" wherever it
3 occurs in said section and inserting in lieu thereof the words "milk
4 or cream".

1 SEC. 5. Section one hundred ninety-five point thirteen (195.13),
2 Code 1954, is amended by striking all of said section down to the

3 word "But" in line ten (10) and inserting in lieu thereof the follow-
 4 ing: "A test for the purpose of determining the amount and nature
 5 of extraneous matter in milk or cream shall always be made by the
 6 grader on the first purchase of milk or cream from a customer. At
 7 least two (2) tests for extraneous matter shall be made each month on
 8 the milk or cream sold by each customer."

1 SEC. 6. Section one hundred ninety-five point fourteen (195.14),
 2 Code 1954, is repealed and the following enacted in lieu thereof:

3 "The secretary of agriculture shall determine and promulgate the
 4 standards and methods of testing milk or cream for extraneous mat-
 5 ter. These standards and methods shall be no less than the minimum
 6 requirements of the United States public health service standards."

1 SEC. 7. Section one hundred ninety-five point twenty-two (195.22),
 2 Code 1954, is repealed and the following enacted in lieu thereof:

3 "Every vehicle used to transport milk or cream from producers to
 4 any dairy plant shall be maintained in a sanitary condition. Every
 5 vehicle so used shall be enclosed to protect the milk or cream from
 6 extreme heat or cold and from dust or other contamination; provided
 7 however, that this provision shall not be applied to producers deliv-
 8 ering their own milk or cream when such milk or cream is otherwise
 9 protected from extreme heat or cold and from dust or other contam-
 10 ination."

Approved April 21, 1955.

CHAPTER 114

EGGS

S. F. 83

AN ACT to repeal chapter one hundred ninety-six (196), Code 1954, and to enact a substitute therefor, relating to the regulation of the business of buying, selling, receiving, or dealing in eggs.

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

1 Chapter one hundred ninety-six (196), Code 1954, is hereby re-
 2 pealed and the following enacted in lieu thereof:

1 SECTION 1. **Title.** This act may be cited as the egg candling and
 2 grading law.

1 SEC. 2. **Enforcement.** The secretary of agriculture shall enforce
 2 the provisions hereof, and to this end may adopt such rules and regu-
 3 lations, not inconsistent herewith, as may appear necessary.

1 SEC. 3. **Definitions.** For the purposes of this chapter:

2 "Department" means the department of agriculture.

3 "Secretary" means the secretary of agriculture.

4 "Person" includes individuals, partnerships, corporations, and asso-
 5 ciations.

6 "Retailer" means a person who sells eggs direct to consumers.

7 "Dealer" means a person who buys, sells, handles, and merchan-
 8 dises eggs.

9 "Processor" means a person who stores or converts shell eggs to
10 liquid, frozen or dried form.

11 "Eggs unfit for human food" means any egg deemed unfit for human
12 food as defined by the United States standards and grades of eggs.

1 SEC. 4. License. Every person engaged in the business of buying,
2 selling, receiving, or dealing in eggs shall obtain a license.

1 SEC. 5. Producers and hatcheries exempted. Producers who sell
2 only eggs produced exclusively by their own flocks, and sold direct to
3 consumers, shall not be required to procure a license.

4 Hatcheries shall obtain a license for eggs purchased over and above
5 the eggs used for hatching purposes. Eggs to be used for hatching
6 are exempt from the candling and grading provisions of this Act. All
7 cases of eggs shall be properly labeled and clearly identified in such
8 manner as the department of agriculture may prescribe.

1 SEC. 6. Fee. The annual license fee for retailers shall be two
2 dollars (\$2.00). The annual license fee for dealers and processors
3 shall be determined on the basis of cases of eggs purchased or handled,
4 and shall be computed on the number of cases purchased or handled
5 during the month of April of each year, providing that if said dealer
6 or processor is not operating during the month of April, the depart-
7 ment shall estimate the volume of purchases or volume handled, and
8 may revise the fee after three (3) months of operation. For the
9 purpose of determining fees, a case shall be one of thirty (30) dozen
10 capacity.

11 The schedule of fees for dealers and processors shall be as follows:
12 Less than one hundred twenty-five (125) cases—twelve dollars fifty
13 cents (\$12.50).

14 More than one hundred twenty-five (125) cases and less than two
15 hundred fifty (250) cases—twenty-five dollars (\$25.00).

16 More than two hundred fifty (250) cases and less than one thousand
17 (1,000) cases—thirty-seven dollars fifty cents (\$37.50).

18 More than one thousand (1,000) cases—fifty dollars (\$50.00). Each
19 license shall expire on April 1 after the date of issue.

1 SEC. 7. Candler's license. All candlers and graders of eggs shall
2 obtain a license from the department of agriculture. The license fee
3 for each candler and grader shall be two dollars (\$2.00) per annum.
4 Before such license is issued, each individual candler and grader shall
5 demonstrate to the satisfaction of the department his capability as
6 a candler and grader.

1 SEC. 8. Temporary candlers and graders. With the approval of
2 the department, candlers and graders may for valid reasons be appoint-
3 ed for a period not to exceed fourteen (14) days pending licensing by
4 the department, provided that during this period the employer of said
5 temporary candler and grader shall be responsible for his work while
6 acting in the capacity of candler and grader.

1 SEC. 9. Retailers exempted. Retailers who buy direct from deal-
2 ers licensed under this chapter, and who do not sell in lots greater than
3 one (1) case, thirty (30) dozen capacity, shall not be required to
4 furnish bond.

1 SEC. 10. Sale of eggs unfit for human food. No person shall sell,

2 offer or expose for sale, or have in his possession for sale any eggs*
3 unfit for human food unless the same is denatured so that it cannot be
4 used for human food.

1 SEC. 11. **Candling.** The term "candling" as used in this chapter
2 shall mean the careful examination of the whole egg. The apparatus
3 and method employed shall be approved by the department.

1 SEC. 12. **Candling and grading required.** Every person buying
2 eggs from producers for resale shall candle and grade all eggs ac-
3 cording to the United States standards for quality for individual eggs,
4 or cause to be candled and graded within the state of Iowa or within
5 fifty (50) miles outside the state boundary, all eggs offered to him,
6 and shall refuse to buy all eggs unfit for human food. Such candling
7 and grading shall be done in the presence of the producer if requested.

1 SEC. 13. **Candling and grading room.** Before a license is issued
2 to an establishment candling eggs, the department shall make a care-
3 ful survey of the premises and determined* that the dealer has proper
4 facilities for candling and grading.

1 SEC. 14. **Grades.** All eggs for resale or retail must be candled,
2 graded and labeled, and no eggs shall be sold as "ungraded", "nest
3 run", "current receipts", or any other name which might be mislead-
4 ing. Maximum tolerance of twenty per cent (20%) may be allowed
5 in grading.

6 All eggs sold at retail must be no lower than United States depart-
7 ment of agriculture consumer grade "B". The secretary is authorized
8 to establish standards of grade requirements which must comply with
9 the minimum standards as established by the United States depart-
10 ment of agriculture as consumer grades. All eggs offered for sale at
11 retail must be held at a temperature not to exceed sixty (60) degrees
12 Fahrenheit.

1 SEC. 15. **Records required.** Producer's eggs must not lose their
2 identity until candled and graded. The person candling the eggs for
3 the first licensed buyer is required to keep such records as may be
4 required by the department for a period of six (6) months, which
5 records shall be furnished to the first licensed buyer and one copy to
6 the producer.

7 The first licensed buyer shall also keep and maintain such records
8 as are required by the secretary for a period of six (6) months.

1 SEC. 16. **Certificate.** There shall be placed on the top layer of each
2 case of candled and graded eggs a certificate showing date of candling
3 and grading, grade, the name or names of persons doing the candling
4 and grading, the name of the state, and the license number of the
5 person for whom the eggs are candled and graded, which certificate
6 shall be printed on sheets not smaller than three and three-eighths*
7 ($3\frac{3}{8}$) by four and one-fourth ($4\frac{1}{4}$) inches, or a proper label or identi-
8 fication of the owner or shipper on the case that would properly iden-
9 tify the grade of eggs.

1 SEC. 17. **Deduction to be determined by candling.** No person shall,
2 in buying or selling eggs, take or give a greater or less deduction for

*According to enrolled Act.

3 eggs rejected as unfit for food than the actual loss which has been
4 determined by the careful examination of the same.

1 SEC. 18. **Penalty.** Any person found guilty of any violation of
2 this Act shall, upon conviction for the first offense, be fined twenty-
3 five dollars (\$25.00); for the second offense, he shall be fined one
4 hundred dollars (\$100.00); and for the third and subsequent offenses,
5 he shall be fined two hundred dollars (\$200.00). In addition to such
6 fines, the court for the second offense shall suspend his license for
7 thirty (30) days; and for the third and any subsequent offense, such
8 person's license shall be revoked for a period of one year.

1 SEC. 19. The provisions of section one hundred eighty-nine point
2 twenty-six (189.26), Code 1954, shall not apply to eggs.

1 SEC. 20. Every vehicle used to transport eggs from a producer
2 to any dealer or processing plant shall be maintained in sanitary
3 condition and shall be enclosed to protect eggs from extreme heat or
4 cold; provided, however this provision shall not be applied to producers
5 delivering their own eggs.

1 SEC. 21. If any of the provisions of this Act shall be held invalid
2 or unconstitutional, such invalidity or unconstitutionality shall not
3 affect other provisions of this Act, and to these ends the provisions of
4 this Act are declared to be severable.

Approved May 24, 1955.

CHAPTER 115
COMMERCIAL FEED
H. F. 110

AN ACT to repeal section one hundred ninety-eight point four (198.4), Code 1954, and to enact a substitute therefor, relating to the manufacture of commercial feed containing noxious weed seed.

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

1 SECTION 1. Section one hundred ninety-eight point four (198.4),
2 Code 1954, is hereby repealed and the following enacted in lieu thereof:
3 "Screenings and inert matter containing noxious weed seed shall not
4 be used as an ingredient in the manufacture of commercial feed. Any
5 grain or forage containing noxious weed seed shall not be used as an
6 ingredient in the manufacture of commercial feed unless the feed is so
7 finely ground or otherwise treated so that the weed seed will not ger-
8minate and any commercial feed containing viable noxious weed seed
9 shall be prohibited from sale."

Approved April 12, 1955.

CHAPTER 116

AGRICULTURAL SEEDS

H. F. 544

AN ACT relating to holders of a permit to sell and distribute agricultural seeds.

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

1 SECTION 1. Section one hundred ninety-nine point fifteen
2 (199.15), Code 1954, is hereby amended by striking the words "and
3 public hearing" following the word "due" in line twenty-one (21) and
4 inserting in lieu thereof the words "notice given at least ten (10) days
5 prior to a date of hearing fixed by the secretary of agriculture".

1 SEC. 2. Section one hundred ninety-nine point fifteen (199.15),
2 Code 1954, is further amended by adding thereto the following:
3 "The failure to fulfill any contract to repurchase the seed crop pro-
4 duced from any agricultural seed, other than hybrid seed corn, if the
5 same meets the requirements set forth in the contract and the stand-
6 ards specified in this chapter, shall be prima facie evidence of intent to
7 defraud the purchaser at the time of entering into the contract."

1 SEC. 3. Chapter one hundred ninety-nine (199), Code 1954, is
2 hereby amended by adding thereto a new section providing as follows:
3 "It shall be unlawful for the holder of any permit to enter into a
4 contract with a purchaser of any agricultural seed other than hybrid
5 seed corn, whereby the permit holder agrees to repurchase the seed crop
6 produced therefrom at a price in excess of the current market price at
7 time of delivery, unless the permit holder shall have on file with the
8 department of agriculture a bond, in a penal sum of ten thousand dol-
9 lars (\$10,000) running to the state of Iowa, with sureties approved
10 by the secretary of agriculture, for the use and benefit of any pur-
11 chaser of seed holding such a contract who might have a cause of
12 action of any nature arising from or out of such purchase or agree-
13 ment, provided, however, that the aggregate liability of the surety to
14 all such purchasers shall, in no event, exceed the sum of such bond;
15 and provided, further, however, that any permit holder may, upon the
16 filing of a notarized and detailed financial statement, request that such
17 showing be accepted in lieu of the bond and ask to be exonerated from
18 the filing of the bond herein required. If, after considering the finan-
19 cial statement and any other evidence submitted, the secretary of agri-
20 culture finds that the applicant permit holder is accountable for the
21 performance of such contract obligations the notarized financial state-
22 ment shall be filed in lieu of the bond and applicant shall be so advised
23 by registered mail.

Approved April 28, 1955.

CHAPTER 117
COMMERCIAL FERTILIZERS
H. F. 56

AN ACT relating to commercial fertilizers.

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

1 SECTION 1. Amend section two hundred point three (200.3), Code
2 1954, by striking the comma following the word "soil" in line twelve
3 (12), and by adding thereto following the word "soil", "or plants,".

1 SEC. 2. Amend section two hundred point four (200.4), Code
2 1954, by adding a new subsection as follows:

3 "5. A warning, if the substance is for direct application to plants
4 and contains in whole or in part any poisonous or deleterious sub-
5 stances which might be harmful, either externally or internally, to
6 man or farm animal."

1 SEC. 3. Amend section two hundred point five (200.5), Code 1954,
2 by striking from line six (6) and lines fourteen (14) and fifteen (15)
3 the words and figure, "subsection 2 of".

Approved April 28, 1955.

CHAPTER 118
MILK CONTAINERS
H. F. 82

AN ACT to amend section two hundred ten point fifteen (210.15), Code 1954, relating to milk containers.

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

1 SECTION 1. Section two hundred ten point fifteen (210.15), Code
2 1954, is hereby amended by inserting after the word "bottle" in line
3 one (1) the words "or container", also by inserting preceding the
4 word "one-half" in line three (3) the following: "one (1) gallon,",
5 also by inserting after the words "one-half pint" in line four (4) the
6 following: ", one-third ($\frac{1}{3}$) quart".

Approved March 22, 1955.

CHAPTER 119

BOARD OF CONTROL PROPERTIES

H. F. 416

AN ACT to amend chapter two hundred eighteen (218), Code 1954, relating to the construction, repair and alteration of improvements by the board of control of properties under its direction.

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

1 SECTION 1. Section two hundred eighteen point fifty-nine
2 (218.59), Code 1954, is hereby amended by striking from line four
3 (4) the word "one" and inserting in lieu thereof the word "five".

1 SEC. 2. Section two hundred eighteen point sixty (218.60), Code
2 1954, is hereby amended by striking from line three (3) the word
3 "one" and inserting in lieu thereof the word "five".

1 SEC. 3. Section two hundred eighteen point sixty (218.60), Code
2 1954, is further amended by adding thereto the following:
3 "Provided, however, if the improvement be the repair or alteration
4 of any building or grounds and is not new construction and the esti-
5 mated cost thereof does not exceed twenty-five thousand dollars
6 (\$25,000.00), the board with the approval of the budget and financial
7 control committee may proceed with such repairs or alterations under
8 a negotiated contract on such terms as the board and the budget and
9 financial control committee may determine to be for the best interests
10 of the state."

1 SEC. 4. Section two hundred eighteen point sixty-two (218.62),
2 Code 1954, is hereby amended by striking from line two (2) the word
3 "one" and inserting in lieu thereof the word "five".

1 SEC. 5. Section two hundred eighteen point sixty-three (218.63),
2 Code 1954, is hereby repealed and the following is enacted in lieu
3 thereof:

4 "Contracts shall not be required as to improvements at any state
5 institution where the labor of inmates may be utilized on the particular
6 work to be done, to the advantage of the inmates or of the state."

Approved April 6, 1955.

CHAPTER 120

CARE OF INMATES AT STATE HOSPITAL AND SCHOOL

S. F. 113

AN ACT relating to cost of care of inmates in Woodward State Hospital and Glenwood State School and to amend various sections of the Code relating thereto.

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

1 SECTION 1. Section two hundred twenty-three point sixteen
2 (223.16), Code 1954, is amended by striking the period (.) at the end
3 of the section and adding thereto the following:

4 " , provided that no charge or lien shall be imposed upon the property

5 of any patient under twenty-one years of age or upon the property of
6 persons legally bound for the support of any such minor patient, for
7 the cost of his support and treatment in these institutions."

1 SEC. 2. Chapter two hundred twenty-three (223), Code 1954, is
2 hereby further amended by adding the following new section:

3 "The charge or lien imposed upon the property of any patient over
4 twenty-one years of age and under thirty-one years of age or upon the
5 property of persons legally bound for the support of any such patient
6 for the cost of his support and treatment in these institutions shall be
7 limited to seventy-five percent of the cost thereof. For patients over
8 thirty-one years of age and under fifty years of age such charge or
9 lien shall be limited to fifty percent of the cost and for patients over
10 fifty years of age no such charge or lien shall be imposed."

1 SEC. 3. Chapter two hundred twenty-three (223), Code 1954, is
2 hereby amended by adding the following new section:

3 "The provisions of sections two hundred seventy point four (270.4)
4 to two hundred seventy point seven (270.7), inclusive are hereby
5 made applicable to the Glenwood state school and the Woodward state
6 hospital."

Approved April 22, 1955.

CHAPTER 121

CRIMINAL SEXUAL PSYCHOPATHS

H. F. 185

AN ACT to provide for the confinement of persons who are dangerous criminal sexual psychopaths.

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

1 SECTION 1. All persons charged with a public offense, who are suf-
2 fering from a mental disorder and are not a proper subject for the
3 schools for the feeble-minded or for commitment as an insane person,
4 having criminal propensities toward the commission of sex offenses,
5 and who may be considered dangerous to others, are hereby declared to
6 be "criminal sexual psychopaths".

1 SEC. 2. When any person is charged with a public offense and it
2 shall appear to the county attorney of the county wherein such person
3 is so charged that such person is a criminal sexual psychopath, or when
4 any reputable person having knowledge that an individual who is
5 charged with a public offense is a criminal sexual psychopath as defined
6 in this act, or that any such individual has committed an act or acts
7 which indicated that he may be a criminal sexual psychopath, and so
8 informs the county attorney of the county where the act or acts
9 charged were committed, and the county attorney is satisfied that the
10 allegations have merit, are based on actual knowledge of the informant,
11 and are capable of proof, he shall prepare a petition verified upon his
12 information and belief, in sufficient detail so that the person com-
13 plained against will be reasonably informed of the charges against him,

14 which petition shall be filed with the clerk of the district court in the
15 county wherein such persons stand charged with a public offense.

1 **SEC. 3.** Upon filing of such petition, the court in which the public
2 offense is charged may order that the bail furnished be released and
3 that additional bail be ordered.

1 **SEC. 4.** After the petition charging criminal sexual psychopathy
2 has been filed and docketed, notice in writing, including a copy of the
3 petition shall be served on said named defendant in the manner pre-
4 scribed for serving an original notice setting forth that a hearing
5 thereon will be held by the court on a date and at a time specified in
6 said notice, said date of hearing to be not less than five (5) days later
7 than the date of the service of said notice upon him. At said hearing
8 the court shall determine whether he shall be medically examined, if
9 so, by whom such examination shall be conducted, and the time and
10 place thereof.

1 **SEC. 5.** The person charged shall have counsel at every stage of the
2 proceedings and shall have the right to present evidence in his behalf
3 and shall have full rights of appeal, and if the named defendant has
4 not employed counsel, the court shall appoint a competent attorney to
5 represent him and a reasonable attorney fee shall be charged as part of
6 the costs in the proceedings.

1 **SEC. 6.** Upon application the court shall allow reasonable compen-
2 sation to the examining physicians and shall order such allowances to
3 be taxed as costs in the proceedings.

1 **SEC. 7.** In the event a medical examination is ordered, the court
2 shall continue the hearing until such time as the examination can be
3 completed. Report of such examination shall be in writing and such
4 report shall be filed in court as part of its record but shall not be open
5 to public inspection. A copy thereof shall be furnished without cost
6 by the clerk of the court to the person examined or his attorney of
7 record, upon request.

1 **SEC. 8.** After the filing of the report of the medical examination,
2 if sufficient proof be not made to the court of the criminal propensities
3 to the commission of sex offenses of the person charged with criminal
4 sexual psychopathy, or if the report of the examining physician or
5 physicians does not establish the fact of a mental disorder to which
6 such propensities are attributable in the person examined, the court
7 shall dismiss the petition. If sufficient proof be made to the court of
8 the criminal propensities to the commission of sex offenses of the per-
9 son so charged, and if the report of the examining physicians does
10 establish the fact of a mental disorder to which such propensities are
11 attributable in the person examined, the court shall order that a final
12 hearing pursuant to the order of continuance be held on the petition
13 setting the time and place of such hearing.

1 **SEC. 9.** The action shall be tried as a special proceeding and the
2 defendant shall be entitled to a jury trial. The judge may, at the
3 request of the person charged in the petition, provide for the final
4 determination of the issue of criminal sexual psychopathy by the court
5 without jury. The court may order the public excluded from such
6 proceedings.

1 SEC. 10. At the final hearing, the examining physicians appointed
2 or designated by the court may testify as to their examination or ex-
3 aminations of the person charged and the results thereof, but their
4 report or reports filed in court as herein provided shall not be ad-
5 missible in evidence against the person charged. Evidence of past
6 acts of sexual deviation by the person charged shall be admissible at
7 the hearing.

1 SEC. 11. If the person is found to be a criminal sexual psychopath
2 the court may commit him to a state hospital for the insane, where he
3 shall be detained and treated until released in accordance with the
4 provisions of this act or may order such person to be tried upon the
5 criminal charges against him, as the interests of substantial justice
6 may require. The hospital staff shall make periodic examinations of
7 any such person committed, with the view of determining the progress
8 of treatment, and shall report to the court not less than once a year.

1 SEC. 12. At any time after commitment, an application in writing
2 setting forth facts showing that such criminal psychopath has im-
3 proved to the extent that his release will not be incompatible with the
4 welfare of society may be filed with the committing court. Whereupon
5 the court shall issue an order which will return the person to the juris-
6 diction of said court for a hearing. This hearing shall in all respects
7 be like the original hearing to determine the mental condition of the
8 defendant. Following such hearing, the court shall issue an order
9 which shall cause the defendant either to be (1) placed on probation
10 for a minimum of three (3) years, or (2) returned to the hospital,
11 provided that upon the expiration of said probationary period the
12 said person may be discharged.

1 SEC. 13. Nothing in this act shall be construed as changing in
2 meaning any portion of the criminal code, nor shall a finding of crim-
3 inal sexual psychopathy, under the provisions of this act, constitute
4 a defense in any criminal action.

1 SEC. 14. The support and maintenance of any person committed
2 to the state hospital under the provisions of this act shall be charged
3 and paid in accordance with the law as now provided for in the case
4 of inmates of state hospitals for the insane.

1 SEC. 15. All laws now in force not in conflict with this act relating
2 to the admission of insane persons to state hospitals shall apply to
3 criminal sexual psychopaths.

1 SEC. 16. In the event that any portion of this act is declared to
2 be invalid it shall not affect any other part hereof and for this purpose
3 all parts of this act are hereby declared to be severable.

1 SEC. 17. This Act being deemed of immediate importance shall be
2 in full force and effect from and after publication in *The Paullina*
3 *Times*, a newspaper published at Paullina, Iowa, and in the *Esther-*
4 *ville Daily News*, a newspaper published at Estherville, Iowa.

Approved April 1, 1955.

I hereby certify that the foregoing Act, House File 185, was published in *The Paullina Times*, Paullina, Iowa, April 14, 1955, and in the *Estherville Daily News*, Estherville, Iowa, April 8, 1955.

MELVIN D. SYNHORST, *Secretary of State*.

CHAPTER 122

JUVENILE COURT PHYSICIANS AND NURSES

H. F. 33

AN ACT to amend section two hundred thirty-one point nine (231.9), Code 1954, relating to the salaries of physicians and nurses serving under the jurisdiction of the juvenile court.

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

1 SECTION 1. Section two hundred thirty-one point nine (231.9),
2 Code 1954, is hereby amended by striking the word "fifty" in line five
3 (5) and inserting in lieu thereof the words "one hundred", and by
4 striking the word "one" in line eight (8) and inserting in lieu
5 thereof the word "two".

Approved April 1, 1955.

CHAPTER 123

DELINQUENT CHILDREN

H. F. 379

AN ACT to amend section two hundred thirty-two point twenty (232.20), Code 1954, relating to indictment or conviction of a crime by a delinquent child.

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

1 SECTION 1. Section two hundred thirty-two point twenty (232.20),
2 Code 1954, is hereby amended by inserting in line one (1) after the
3 word "is" the words "an indictment or".

1 SEC. 2. Section two hundred thirty-two point twenty (232.20),
2 Code 1954, is hereby amended by inserting in line three (3) after the
3 word "may" the words "before judgment".

1 SEC. 3. Section two hundred thirty-two point twenty (232.20),
2 Code 1954, is hereby amended by striking from lines three (3) and four
3 (4) the words "enter judgment thereon, or," and by striking from line
4 five (5) the words "it may".

Approved April 22, 1955.

CHAPTER 124

TRUSTIES TO WORK IN STATE PARKS

S. F. 309

AN ACT to provide for the use of prisoners in the penitentiary or reformatory to perform services in the state parks.

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

1 SECTION 1. Section two hundred forty-six point eighteen (246.18),
2 Code 1954, is amended by adding at the end thereof the following:

3 "The board of control may detail prisoners, classed as trustees, from
4 the state penitentiary or reformatory to perform services for the
5 conservation commission within the state parks. The conservation
6 commission shall provide proper supervision, housing and maintenance
7 for said prisoners but the surveillance of said prisoners shall remain
8 under employees of the board of control."

Approved April 6, 1955.

CHAPTER 125

PAROLE BOARD POWERS

S. F. 183

AN ACT to amend section two hundred forty-seven point five (247.5), Code 1954, relating to the power of the board of parole to make recommendations regarding prisoners serving life terms.

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

1 SECTION 1. Section two hundred forty-seven point five (247.5),
2 Code 1954, is amended by adding after the word "reformatory" in line
3 seven (7) the following: "; provided, however, after any person has
4 served fifteen years of a life term, the board of parole shall review
5 the case and interview personally all such persons and make such
6 recommendations as they see fit to the governor, and shall make sim-
7 ilar interviews in each such case at least every three years there-
8 after".

Approved May 16, 1955.

CHAPTER 126

OLD-AGE ASSISTANCE FUNERAL EXPENSES

S. F. 25

AN ACT relating to funeral expenses paid from the old age assistance fund and to amend section two hundred forty-nine point eighteen (249.18), Code 1954, relating thereto.

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

1 SECTION 1. Section two hundred forty-nine point eighteen
2 (249.18), Code 1954, is hereby amended by adding after the period
3 (.) in line ten (10) of subsection four (4) the following: "However,
4 if the county board directs that a burial lot, grave opening, or cloth-
5 ing be furnished for the decedent, the expense thereof shall be paid
6 by the state in a total amount not to exceed fifty dollars, to such person
7 or persons as the county board directs, and such expense shall be
8 allowed in addition to the one hundred fifty dollar limit provided in
9 this section."

Approved March 8, 1955.

CHAPTER 127

OLD-AGE ASSISTANCE—SELLING PROPERTY

H. F. 109

AN ACT to amend section two hundred forty-nine point twenty (249.20), Code 1954, relating to the selling of property of persons receiving old age assistance.

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

1 SECTION 1. Amend section two hundred forty-nine point twenty
2 (249.20), Code 1954, by striking from line fifteen (15) paragraph six
3 (6) the following: "two years", and inserting in lieu thereof the
4 following: "six months".

1 SEC. 2. Further amend section two hundred forty-nine point
2 twenty (249.20), paragraph six (6), Code 1954, by inserting a period
3 (.) following the words "if any" in line seventeen (17), and striking
4 the remainder of the sentence.

1 SEC. 3. Further amend section two hundred forty-nine point
2 twenty (249.20), Code 1954, by inserting in line six (6) of the ninth
3 (9th) paragraph after the words, "disposed of" the following: "at
4 public auction after notice by publication in some newspaper in the
5 county where located, once each week for two consecutive weeks, be-
6 fore the day of sale".

Approved March 15, 1955.

CHAPTER 128

RELIEF OF SOLDIERS, SAILORS AND MARINES

H. F. 278

AN ACT to amend chapter two hundred fifty (250), Code 1954, relating to relief for soldiers, sailors and marines.

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

1 SECTION 1. Section two hundred fifty point three (250.3), Code
2 1954, is hereby amended by striking from lines one (1) and two (2)
3 thereof the following words: "Said funds shall be disbursed by" and
4 by striking from line three (3) thereof the word "which".

1 SEC. 2. Section two hundred fifty point six (250.6), Code 1954, is
2 hereby amended by inserting after the word "commission" in line nine
3 (9) thereof a comma (,) and adding the following: "subject to the
4 approval of the board of supervisors,".

1 SEC. 3. Section two hundred fifty point seven (250.7), Code 1954,
2 is hereby amended by striking all of the remainder of said section fol-
3 lowing the comma (,) in line twelve (12) thereof, and inserting in
4 lieu thereof the following: "who shall have the power and authority
5 to approve or reduce said budget for valid reasons shown and entered
6 of record and such decision shall be final.".

1 SEC. 4. Section two hundred fifty point nine (250.9), Code 1954,
2 is hereby repealed and the following enacted in lieu thereof:

3 "At each regular meeting the commission shall submit to the board
4 of supervisors a certified list of those persons to whom relief has been
5 authorized and the amounts so awarded. The amount awarded to any
6 person may be increased, decreased, or discontinued by the commission
7 at any meeting. New names may be added and certified thereat."

1 SEC. 5. Section two hundred fifty point ten (250.10), Code 1954,
2 is hereby repealed and the following enacted in lieu thereof:

3 "On the first Monday in each month, all claims certified shall be re-
4 viewed by the board of supervisors and the county auditor shall issue
5 his warrants in payment of same drawn upon the soldiers' relief fund.
6 All applications, investigation reports and case records shall be privi-
7 leged communications and held confidential, subject to use and inspec-
8 tion only by persons authorized by law in connection with their official
9 duties relating to financial audits and the administration of the pro-
10 visions of this chapter. Provided, however, that the county soldiers'
11 relief commission shall prepare and file in the office of the county
12 auditor on or before the thirtieth (30th) day of each January, April,
13 July and October a report showing the names and addresses of all
14 recipients receiving assistance under this chapter, together with the
15 amount paid to each during the preceding quarter. Each report so
16 filed shall be securely fixed in a record book to be used only for such
17 reports made under this chapter.

18 "The record book shall be and the same is hereby declared to be a
19 public record, open to public inspection at all times during the regular
20 office hours of the county auditor. Each person who desires to examine
21 said records, other than in pursuance of official duties as hereinbefore
22 provided, shall sign a written request to examine the same, which shall
23 contain an agreement on the part of the signer that he will not utilize
24 any information gained therefrom for commercial or political pur-
25 poses.

26 "It shall be unlawful for any person, body, association, firm, corpo-
27 ration or any other agency to solicit, disclose, receive, make use of or
28 to authorize, knowingly permit, participate in or acquiesce in the use
29 of any lists, names or other information obtained from the reports
30 above provided for, for commercial or political purposes, and a viola-
31 tion of this provision shall constitute a misdemeanor punishable by a
32 fine of not to exceed two thousand dollars (\$2,000) or by imprisonment
33 in the county jail not to exceed one (1) year, or by both such fine and
34 imprisonment."

1 SEC. 6. Section two hundred fifty point six (250.6), Code 1954,
2 is hereby amended by adding at the end thereof the following:

3 "The commission with the approval of the board of supervisors shall
4 appoint one of the deputies of the county auditor to serve as adminis-
5 trative assistant to the commission, to serve without additional com-
6 pensation, unless for good reasons shown, this arrangement is not
7 feasible."

1 SEC. 7. Section two hundred fifty point thirteen (250.13), Code
2 1954, is amended by striking from line thirteen (13) the word "one"
3 and inserting in lieu thereof the word "two".

1 SEC. 8. Chapter two hundred fifty (250), Code 1954, is hereby
2 amended by adding thereto the following section:

3 "At the annual meeting there shall be established by the commission
 4 and the board of supervisors a commission emergency fund of ten (10)
 5 per cent of the annual budget, subject to the direction and control of
 6 the commission, and at each regular meeting, if warrants of the com-
 7 mission are drawn thereon during the preceding month, a complete
 8 report of said payments, together with signed receipts for same, shall
 9 be filed at the regular meeting and after review by the board of super-
 10 visors, the county auditor shall be directed to issue a warrant to re-
 11 imburse said commission emergency fund."

Approved April 15, 1955.

CHAPTER 129

UNIFORM SUPPORT OF DEPENDENTS

S. F. 415

AN ACT to amend chapter two hundred fifty-two A (252A), Code 1954, relating to uniform support of dependents, to permit actions to be commenced by an agency granting support, to simplify procedures, and to bring the Iowa law in closer uniformity with statutes of other states.

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

1 SECTION 1. Section two hundred fifty-two A point three (252A.3)
 2 Code 1954, is amended by adding the following subsection:

3 "Duties of support applicable under this chapter are those imposed
 4 or imposable under the laws of any state where the respondent was
 5 present during the period for which support is sought. The respond-
 6 ent is presumed to have been present in the responding state during
 7 the period for which support is sought until otherwise shown."

1 SEC. 2. Section two hundred fifty-two A point five (252A.5)
 2 Code 1954, is amended by adding the following subsection:

3 "Whenever the state or a political subdivision thereof furnishes
 4 support to a dependent, it has the same right through proceedings
 5 instituted by the petitioner's representative to invoke the provisions
 6 hereof as the dependent to whom the support was furnished, for the
 7 purpose of securing reimbursement of expenditures so made and of
 8 obtaining continuing support; the petition in such case may be veri-
 9 fied by any official having knowledge of such expenditures and consent
 10 of the dependent shall not be required in order to institute proceedings
 11 under this chapter."

1 SEC. 3. Section two hundred fifty-two A point six (252A.6) Code
 2 1954, is amended by inserting after the word "petitioner" in line two
 3 (2) of subsection one (1), a comma (,) and inserting after the
 4 comma, the following: "or by a petitioner's representative,".

1 SEC. 4. Section two hundred fifty-two A point six (252A.6) Code
 2 1954, is further amended by inserting after the word "court" in line
 3 three (3) of subsection one (1), the words "in equity".

1 SEC. 5. Section two hundred fifty-two A point six (252A.6) Code
 2 1954, is further amended by adding at the end of subsection one (1),
 3 the following:

4 "The petitioner may include in or attach to the petition any in-
5 formation which may help in locating or identifying the respondent
6 including, but without limitation by enumeration, a photograph of
7 the respondent, a description of any distinguishing marks of his
8 person, other names and aliases by which he has been or is known,
9 the name of his employer, his finger prints, or Social Security num-
10 ber."

1 SEC. 6. Section two hundred fifty-two A point six (252A.6) Code
2 1954, is further amended by striking therefrom subsection three (3)
3 thereof, and by inserting in lieu thereof, the following:

4 "If the court of this state acting as an initiating state finds that
5 the petition sets forth facts from which it may be determined that
6 the respondent owes a duty of support and that a court of the re-
7 sponding state may obtain jurisdiction of the respondent or his
8 property, it shall so certify and shall cause three copies of (1) the
9 petition (2) its certificate and (3) this act to be transmitted to the
10 court in the responding state. If the name and address of such court
11 is unknown and the responding state has an information agency
12 comparable to that established in the initiating state it shall cause
13 such copies to be transmitted to the state information agency or
14 other proper official of the responding state, with a request that it
15 forward them to the proper court, and that the court of the respond-
16 ing state acknowledge their receipt to the court of the initiating
17 state."

1 SEC. 7. Section two hundred fifty-two A point six (252A.6)
2 Code 1954, is further amended by striking therefrom subsection four
3 (4) and inserting in lieu thereof, the following:

4 "When the court of this state, acting as a responding state, receives
5 from the court of an initiating state the aforesaid copies, it shall
6 docket the cause, notify the County Attorney or other official acting
7 as petitioner's representative, set a time and place for a hearing, and
8 take such action as is necessary in accordance with the laws of this
9 state to serve notice and thus obtain jurisdiction over the respondent.
10 If a court of the state, acting as a responding state, is unable to
11 obtain jurisdiction of the respondent or his property due to inaccura-
12 cies or inadequacies in the petition or otherwise, the court shall com-
13 municate this fact to the court in the initiating state, shall on its own
14 initiative use all means at its disposal to trace the respondent or his
15 property, and shall hold the case pending the receipt of more accurate
16 information or an amended petition from the court in the initiating
17 state."

1 SEC. 8. Section two hundred fifty-two A point six (252A.6)
2 Code 1954, is further amended by striking therefrom subsection
3 twelve (12) thereof and inserting in lieu thereof, the following:

4 "The court making such order may require the respondent to make
5 payment at specified intervals to the clerk of the district court, or to
6 the dependent, or to any state or county agency, and to report per-
7 sonally to the sheriff or any other official, at such times as may be
8 deemed necessary."

1 SEC. 9. Section two hundred fifty-two A point six (252A.6)
2 Code 1954, is further amended by striking therefrom subsection four-
3 teen (14) thereof, and inserting in lieu thereof, the following:

4 "The court of this state when acting as a responding state shall
5 have the following duties which may be carried out through the clerk
6 of the court: upon receipt of a payment made by the respondent pur-
7 suant to any order of the court or otherwise, to transmit the same
8 forthwith to the court of the initiating state, and upon request to
9 furnish to the court of the initiating state a certified statement of
10 all payments made by the respondent."

1 SEC. 10. Section two hundred fifty-two A point six (252A.6)
2 Code 1954, is further amended by striking therefrom subsection
3 fifteen (15), and inserting in lieu thereof, the following:

4 "Any order of support issued by a court of the state acting as a
5 responding state shall not supersede any previous order of support
6 issued in a divorce or separate maintenance action, but the amounts
7 for a particular period paid pursuant to either order shall be credited
8 against amounts accruing or accrued for the same period under both."

1 SEC. 11. Chapter two hundred fifty-two A (252A) Code 1954, is
2 amended by adding thereto the following section:

3 "Actual costs incurred in this state incidental to any action brought
4 under the provisions of this chapter shall be advanced by the initiating
5 party or agency unless otherwise ordered by the court. Where the
6 action is brought by an agency of the state or county there shall be
7 no filing fee."

1 SEC. 12. Chapter two hundred fifty-two A (252A) Code 1954,
2 is amended by adding thereto the following section:

3 "When the court of this state, acting either as an initiating or re-
4 sponding state, has reason to believe that the respondent may flee
5 the jurisdiction it may as an initiating state request in its certificate
6 that the court of the responding state obtain the body of the re-
7 spondent by appropriate process if that be permissible under the
8 law of the responding state; or, it may as a responding state, obtain
9 the body of the respondent by appropriate process."

1 SEC. 13. Chapter two hundred fifty-two A (252A) Code 1954,
2 is amended by adding thereto the following section:

3 "The state department of social welfare is hereby designated as
4 the state information agency under this act, and it shall be its duty
5 to compile a list of the courts and their addresses in this state having
6 jurisdiction under this act and transmit the same to the state in-
7 formation agency of every other state which has adopted this or a
8 substantially similar act and to maintain a register of such lists re-
9 ceived from other states."

Approved April 27, 1955.

CHAPTER 130

DISABILITY UNDER SOCIAL SECURITY

H. F. 571

AN ACT to authorize the state board for vocational education to enter into an agreement with the secretary of the United States department of health, education and welfare to carry out the provisions of the Federal Social Security Act as amended relating to the making of determinations of disability under title II of said Act and providing for the acceptance, custody and disbursement of federal monies made available for that purpose.

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

1 SECTION 1. Section two hundred fifty-nine point four (259.4),
2 Code 1954, is hereby amended by adding a subsection thereto pro-
3 viding as follows:

4 "Enter into an agreement with the secretary of the United States
5 department of health, education and welfare relating to the matter
6 of making determinations of disability under title II of the federal
7 social security act as amended."

1 SEC. 2. Chapter two hundred fifty-nine (259), Code 1954, is here-
2 by amended by adding thereto a new section providing as follows:

3 "The treasurer of state is hereby designated and appointed cus-
4 todian of all monies paid by the federal government to the state for
5 the purpose of carrying out the agreement relative to making de-
6 terminations of disability under title II of the federal social security
7 act as amended and is authorized to receive the same and make dis-
8 bursements therefrom upon the requisition of the state board for vo-
9 cational education."

1 SEC. 3. This Act being deemed of immediate importance shall
2 take effect and be in force from and after its publication in the West
3 Des Moines Express, a newspaper published in West Des Moines,
4 Iowa, and in the Waterloo Daily Courier, a newspaper published in
5 Waterloo, Iowa.

Approved April 21, 1955.

I hereby certify that the foregoing Act, House File 571, was published in the West Des Moines Express, West Des Moines, Iowa, April 28, 1955, and in the Waterloo Daily Courier, Waterloo, Iowa, April 25, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 131

STATE BOARD OF REGENTS

H. F. 108

AN ACT to change the name of the state board of education.

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

1 SECTION 1. Section eight point five (8.5), Code 1954, is hereby
2 amended by striking from line seven (7) of paragraph c. of sub-
3 section six (6) the word "education" and inserting in lieu thereof the
4 word "regents".

1 SEC. 2. Section eight point six (8.6), Code 1954, is hereby amend-
2 ed by striking from lines one (1) and four (4) of subsection seven
3 (7) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 3. Section eight point six (8.6), Code 1954, is hereby amend-
2 ed by striking from lines five (5) and eleven (11) of paragraph e. of
3 subsection seven (7) the word "education" and inserting in lieu
4 thereof the word "regents".

1 SEC. 4. Section eight point thirty-one (8.31), Code 1954, is hereby
2 amended by striking from line sixty-one (61) the word "education"
3 and inserting in lieu thereof the word "regents".

1 SEC. 5. Section eight point thirty-two (8.32), Code 1954, is here-
2 by amended by striking from lines seventeen (17), twenty-four (24)
3 and twenty-five (25) the word "education" and inserting in lieu there-
4 of the word "regents".

1 SEC. 6. Section twelve point ten (12.10), Code 1954, is hereby
2 amended by striking from line four (4) the word "education" and
3 inserting in lieu thereof the word "regents".

1 SEC. 7. Section sixteen point twenty-four (16.24), Code 1954, is
2 hereby amended by striking from line three (3) of subsection nine
3 (9) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 8. Section seventeen point three (17.3), Code 1954, is hereby
2 amended by striking from line one (1) of subsection six (6) the
3 word "education" and inserting in lieu thereof the word "regents".

1 SEC. 9. Section nineteen point twenty-five (19.25), Code 1954, is
2 hereby amended by striking from line one (1) of subsection eighteen
3 (18) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 10. Section twenty point one (20.1), Code 1954, is hereby
2 amended by striking from line six (6) the word "education" and in-
3 serting in lieu thereof the word "regents".

1 SEC. 11. Section twenty-two point three (22.3), Code 1954, is
2 hereby amended by striking from line seven (7) the word "education"
3 and inserting in lieu thereof the word "regents".

1 SEC. 12. Section twenty-three point one (23.1), Code 1954, is
2 hereby amended by striking from line eleven (11) the word "educa-
3 tion" and inserting in lieu thereof the word "regents".

1 SEC. 13. Section sixty-four point six (64.6), Code 1954, is hereby
2 amended by striking from line two (2) of subsection four (4) and
3 line two (2) of subsection five (5) the word "education" and insert-
4 ing in lieu thereof the word "regents".

1 SEC. 14. Section one hundred forty-seven point thirty-one
2 (147.31), Code 1954, is hereby amended by striking from line nine
3 (9) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 15. Section two hundred twenty-five point three (225.3),
2 Code 1954, is hereby amended by striking from lines one (1) and two
3 (2) the word "education" and inserting in lieu thereof the word "re-
4 gents".

1 SEC. 16. Section two hundred twenty-five point four (225.4),
2 Code 1954, is hereby amended by striking from line two (2) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 17. Section two hundred twenty-five point twenty-eight
2 (225.28), Code 1954, is hereby amended by striking from line thirteen
3 (13) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 18. Section two hundred twenty-five point thirty-three
2 (225.33), Code 1954, is hereby amended by striking from line thir-
3 teen (13) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 19. Section two hundred thirty-six point two (236.2), Code
2 1954, is hereby amended by striking from line twelve (12) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 20. Section two hundred fifty-five point twenty-three
2 (255.23), Code 1954, is hereby amended by striking from lines six (6),
3 eight (8) and nine (9) the word "education" and inserting in lieu
4 thereof the word "regents".

1 SEC. 21. Section two hundred sixty-two point one (262.1), Code
2 1954, is hereby amended by striking from lines one (1) and two (2)
3 the word "education" and inserting in lieu thereof the word "regents".

1 SEC. 22. Section two hundred sixty-two point seven (262.7), Code
2 1954, is hereby amended by striking from line two (2) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 23. Section two hundred sixty-two point fourteen (262.14),
2 Code 1954, is hereby amended by striking from lines two (2) and
3 eight (8) of subsection four (4) the word "education" and inserting
4 in lieu thereof the word "regents".

1 SEC. 24. Section two hundred sixty-two point fifteen (262.15),
2 Code 1954, is hereby amended by striking from line six (6) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 25. Section two hundred sixty-two point seventeen (262.17),
2 Code 1954, is hereby amended by striking from line three (3) the
3 word "education" and inserting in lieu thereof the word "regents".

1 SEC. 26. Section two hundred sixty-two point twenty-three
2 (262.23), Code 1954, is hereby amended by striking from line three
3 (3) of subsection two (2) the word "education" and inserting in lieu
4 thereof the word "regents".

1 SEC. 27. Section two hundred sixty-two point twenty-eight
2 (262.28), Code 1954, is hereby amended by striking from line four
3 (4) the words "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 28. Section two hundred sixty-two point thirty (262.30),
2 Code 1954, is hereby amended by striking from line four (4) the
3 word "education" and inserting in lieu thereof the word "regents".

1 SEC. 29. Section two hundred sixty-two point thirty-one (262.31),
2 Code 1954, is hereby amended by striking from line five (5) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 30. Section two hundred sixty-two point thirty-three
2 (262.33), Code 1954, is hereby amended by striking from line two
3 (2) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 31. Section two hundred sixty-two point thirty-four (262.34),
2 Code 1954, is hereby amended by striking from line five (5) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 32. Section two hundred sixty-two point thirty-five (262.35),
2 Code 1954, is hereby amended by striking from line two (2) the
3 word "education" and inserting in lieu thereof the word "regents".

1 SEC. 33. Section two hundred sixty-two point forty-three
2 (262.43), Code 1954, is hereby amended by striking from lines two
3 (2) and seven (7) the word "education" and inserting in lieu there-
4 of the word "regents".

1 SEC. 34. Section two hundred sixty-three point one (263.1), Code
2 1954, is hereby amended by striking from lines twelve (12) and thir-
3 teen (13) the word "education" and inserting in lieu thereof the
4 word "regents".

1 SEC. 35. Section two hundred sixty-three point two (263.2), Code
2 1954, is hereby amended by striking from line nine (9) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 36. Section two hundred sixty-three point four (263.4), Code
2 1954, is hereby amended by striking from line two (2) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 37. Section two hundred sixty-three point five (263.5), Code
2 1954, is hereby amended by striking from line two (2) the word
3 "education" and inserting in lieu thereof the word "regents".

1 Sec. 38. Section two hundred sixty-three point six (263.6), Code
2 1954, is hereby amended by striking from lines three (3) and four
3 (4) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 39. Section two hundred sixty-three point nine (263.9), Code
2 1954, is hereby amended by striking from line two (2) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 40. Section two hundred sixty-three point ten (263.10), Code
2 1954, is hereby amended by striking from lines eight (8), thirteen
3 (13) and twenty (20) the word "education" and inserting in lieu
4 thereof the word "regents".

1 SEC. 41. Section two hundred sixty-three point thirteen (263.13),
2 Code 1954, is hereby amended by striking from lines one (1) and

3 two (2) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 42. Section two hundred sixty-six point five (266.5), Code
2 1954, is hereby amended by striking from lines one (1) and two (2)
3 the word "education" and inserting in lieu thereof the word "regents".

1 SEC. 43. Section two hundred sixty-six point eight (266.8), Code
2 1954, is hereby amended by striking from line two (2) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 44. Section two hundred sixty-six point twenty-four (266.24),
2 Code 1954, is hereby amended by striking from lines two (2) and
3 eight (8) the word "education" and inserting in lieu thereof the word
4 "regents".

1 SEC. 45. Section two hundred sixty-six point twenty-five (266.25),
2 Code 1954, is hereby amended by striking from line three (3) the
3 word "education" and inserting in lieu thereof the word "regents".

1 SEC. 46. Section two hundred sixty-six point twenty-six (266.26),
2 Code 1954, is hereby amended by striking from lines eight (8), nine
3 (9) and seventeen (17) the word "education" and inserting in lieu
4 thereof the word "regents".

1 SEC. 47. Section two hundred sixty-six point twenty-eight
2 (266.28), Code 1954, is hereby amended by striking from line two (2)
3 the word "education" and inserting in lieu thereof the word "regents".

1 SEC. 48. Section two hundred sixty-eight point three (268.3),
2 Code 1954, is hereby amended by striking from line two (2) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 49. Section two hundred sixty-nine point one (269.1), Code
2 1954, is hereby amended by striking from line twelve (12) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 50. Section two hundred seventy point three (270.3), Code
2 1954, is hereby amended by striking from line thirteen (13) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 51. Section two hundred seventy point eight (270.8), Code
2 1954, is hereby amended by striking from line three (3) the word
3 "education" and inserting in lieu thereof the word "regents".

1 SEC. 52. Section two hundred seventy-one point four (271.4),
2 Code 1954, is hereby amended by striking from line two (2) of sub-
3 section one (1) the word "education" and inserting in lieu thereof
4 the word "regents".

1 SEC. 53. Section two hundred seventy-one point ten (271.10),
2 Code 1954, is hereby amended by striking from line three (3) the
3 word "education" and inserting in lieu thereof the word "regents".

1 SEC. 54. Section two hundred ninety-five point three (295.3),
2 Code 1954, is hereby amended by striking from lines one (1), five
3 (5), six (6) and twelve (12) the word "education" and inserting
4 in lieu thereof the word "regents".

1 SEC. 55. Section two hundred ninety-five point four (295.4), Code
2 1954, is hereby amended by striking from lines five (5) and seven (7),
3 the word "education" and inserting in lieu thereof the word "regents".

1 SEC. 56. Section two hundred ninety-nine point seventeen
2 (299.17), Code 1954, is hereby amended by striking from lines six
3 (6) and ten (10) the word "education" and inserting in lieu thereof
4 the word "regents".

1 SEC. 57. Section two hundred ninety-nine point nineteen
2 (299.19), Code 1954, is hereby amended by striking from line five (5)
3 the word "education" and inserting in lieu thereof the word "regents".

1 SEC. 58. Section two hundred ninety-nine point twenty-three
2 (299.23), Code 1954, is hereby amended by striking from lines one
3 (1), two (2) and eleven (11) the word "education" and inserting in
4 lieu thereof the word "regents".

1 SEC. 59. Wherever in the statutes reference is made to the state
2 board of education, other than in this act, said reference shall be
3 changed to a reference to the state board of regents and the code
4 editor is directed to effect the change.

Approved May 6, 1955.

CHAPTER 132

SCHOOL FOR HANDICAPPED CHILDREN

H. F. 376

AN ACT relating to the admission of severely handicapped children to the school for severely handicapped children at the State University of Iowa at Iowa City, Iowa.

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

1 SECTION 1. Section two hundred sixty-three point ten (263.10),
2 Code 1954, is hereby amended by striking "less than three nor" in line
3 two (2) thereof.

Approved March 18, 1955.

CHAPTER 133

TEACHERS COLLEGE TUITION

H. F. 383

AN ACT to amend section two hundred sixty-eight point three (268.3), Code 1954, to increase the maximum tuition payments that may be charged school districts for pupils attending the campus laboratory school at Iowa State Teachers College.

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

1 SECTION 1. Section two hundred sixty-eight point three (268.3),
2 Code 1954, is amended by striking from line eleven (11) the words

3 "fifty cents per week for each pupil" and inserting in lieu thereof
 4 the words "the average cost of instruction in Iowa public schools for
 5 the preceding year as determined by the state department of public
 6 instruction".

Approved March 29, 1955.

CHAPTER 134

SCHOOL FOR THE DEAF

S. F. 45

AN Act relating to qualifying admission to school for the deaf.

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

1 SECTION 1. Amend section two hundred seventy point three
 2 (270.3), Code 1954, by striking the comma (,) in line ten (10) and
 3 substituting in lieu thereof a period (.). Further amend by striking
 4 the word "and" in line ten (10). Further amend by inserting follow-
 5 ing the period in line thirteen (13) the sentence "Non-residents who
 6 are both deaf and blind shall be considered as non-residents, for the
 7 purposes of this chapter, when less than two years residence has
 8 been completed by the applicants for admission."

Approved April 22, 1955.

CHAPTER 135

SCHOOL REORGANIZATION

H. F. 102

AN ACT to repeal sections two hundred seventy-four point four (274.4) and two
 hundred seventy-four point five (274.5), Code 1954, and to enact substitutes
 therefor, relating to the organization, reorganization, enlargement, or change in
 the boundaries of any school corporation in the state of Iowa, and the time within
 which actions may be brought questioning legality thereof.

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

1 Sections two hundred seventy-four point four (274.4) and two hun-
 2 dred seventy-four point five (274.5), Code 1954, are hereby repealed
 3 and the following enacted in lieu thereof:

1 SECTION 1. When an election on the proposition of organizing, re-
 2 organizing, enlarging, or changing the boundaries of any school corpo-
 3 ration carries by the required statutory margin or any area of less
 4 than four sections is attached to any school corporation by order of
 5 a county board of education, the county superintendent, or the secre-
 6 tary of said school corporation, shall file a written description of the
 7 new boundaries of the school corporation in the office of the county
 8 auditor of each county in which any portion of the school corporation
 9 lies.

1 SEC. 2. No action shall be brought questioning the legality of the
2 organization, reorganization, enlargement, or change in the boundaries
3 of any school corporation in this state unless brought within six months
4 after the date of the filing of said written description in the office of
5 said county auditor or county auditors.

1 SEC. 3. The provisions of this Act shall not be construed to affect
2 any litigation that may be pending at the time this Act becomes effec-
3 tive involving the organization, reorganization, enlargement or change
4 in boundaries of any school corporation.

1 SEC. 4. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its publication in the Garner
3 Leader and Signal, a newspaper published at Garner, Iowa, and the
4 Britt News-Tribune, a newspaper published at Britt, Iowa.

Approved March 17, 1955.

I hereby certify that the foregoing Act, House File 102, was published in the Garner Leader and Signal, Garner, Iowa, March 23, 1955, and in the Britt News-Tribune, Britt, Iowa, March 23, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 136

NAMES OF SCHOOL CORPORATIONS

H. F. 66

AN ACT to amend section two hundred seventy-four point six (274.6), Code 1954, relating to the names by which school corporations shall be designated.

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

1 SECTION 1. Section two hundred seventy-four point six (274.6),
2 Code 1954, is hereby amended by striking the period appearing at the
3 end of said section, substituting a semicolon therefor and inserting the
4 following: "or, the community school district of (some appropriate
5 name), in the county (or counties) of (naming county or counties),
6 State of Iowa; or, the (some appropriate name) community school
7 district, in the county (or counties) of (naming county or counties),
8 State of Iowa."

1 SEC. 2. This Act being deemed of immediate importance shall take
2 effect and be in force from and after its publication in the Garner
3 Leader and Signal, a newspaper published in Garner, Iowa, and in the
4 Mason City Globe-Gazette, a newspaper published in Mason City, Iowa.

Approved March 17, 1955.

I hereby certify that the foregoing Act, House File 66, was published in the Garner Leader and Signal, Garner, Iowa, March 23, 1955, and in the Mason City Globe-Gazette, Mason City, Iowa, March 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 137

FEDERAL LAND IN SCHOOL DISTRICTS

S. F. 413

AN ACT relating to the effect of federal acquisition of land upon school districts and to amend certain sections of the Code relating thereto.

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

1 SECTION 1. Section two hundred seventy-four point forty (274.40),
2 Code 1954, is amended as follows:

3 1. By striking from lines three (3) and four (4) the words "no
4 longer reside within the district" and inserting in lieu thereof the
5 words "have moved from such district and have ceased to be residents
6 thereof thereby creating vacancies on the school board and reducing it
7 to less than a quorum,".

8 2. By striking all of the second paragraph of said section.

1 SEC. 2. Section two hundred seventy-four point forty-one (274.41),
2 Code 1954, is amended by striking all of said section after the word
3 "district" in line seven (7).

1 SEC. 3. Section two hundred seventy-four point forty-two (274.42),
2 Code 1954, is amended as follows:

3 1. By striking from lines fourteen (14) to sixteen (16) the words
4 "join that portion remaining unacquired to an adjoining school dis-
5 trict or districts" and inserting in lieu thereof "adjust the boundaries
6 of school districts wherein the federally-owned property is located
7 and the boundaries of adjoining school districts so as to effectively
8 provide for the schooling of children residing within all of said dis-
9 tricts".

10 2. By striking all of lines twenty (20), twenty-one (21) and twenty-
11 two (22), and by striking from line twenty-three (23) the words "the
12 school district" and inserting in lieu thereof the words "district
13 wherein the federally-owned property is located unless such board has
14 been reduced below a quorum in the manner contemplated in section
15 two hundred seventy-four point forty (274.40)."

Approved May 17, 1955.

CHAPTER 138

ELECTION OF SCHOOL DIRECTORS

H. F. 73

AN ACT to amend section two hundred seventy-five point twenty-five (275.25), Code 1954, relating to the election of directors in newly-created school corporations.

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

1 SECTION 1. Section two hundred seventy-five point twenty-five
2 (275.25), Code 1954, is hereby amended by striking from lines five
3 (5) and six (6) thereof the words "on or before the tenth day of the
4 following June".

1 SEC. 2. Section two hundred seventy-five point twenty-five
 2 (275.25), Code 1954, is hereby amended by striking from lines nine-
 3 teen (19) and twenty (20) thereof the following: "The new board
 4 shall meet and organize on July 1 following their election." and in-
 5 serting in lieu thereof the following: "The new board shall organize
 6 between July 1 and July 15 following their election upon call of the
 7 county superintendent."

1 SEC. 3. This Act being deemed of immediate importance shall take
 2 effect and be in force from and after its publication in the Clinton
 3 Herald, a newspaper published in Clinton, Iowa, and in the Daily
 4 Times, a newspaper published in Davenport, Iowa.

Approved March 17, 1955.

I hereby certify that the foregoing Act, House File 73, was published in the Clinton Herald, Clinton, Iowa, March 21, 1955, and in the Daily Times, Davenport, Iowa, March 23, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 139

ELECTION OF SCHOOL DIRECTORS

S. F. 224

AN ACT to amend section two hundred seventy-five point twenty-five (275.25), Code 1954, relating to the election of school directors in reorganized school districts.

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

1 SECTION 1. Section two hundred seventy-five point twenty-five
 2 (275.25), Code 1954, is amended by striking from line fourteen (14)
 3 the word "and" and inserting in lieu thereof the words, "except in
 4 districts which include all or part of a city of fifteen thousand (15,000)
 5 or more population, three (3) directors shall be elected to serve until
 6 the third regular election thereafter, all of whom to serve".

Approved April 6, 1955.

CHAPTER 140

SALE OR LEASE OF SCHOOL PROPERTY

H. F. 27

AN ACT relating to the sale, lease, or other disposition of property belonging to a school district.

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

1 SECTION 1. Section two hundred seventy-eight point one (278.1),
 2 Code 1954, is amended by inserting after the word "thereof" in line
 3 four (4) of subsection two (2) the following: ", provided, however,
 4 that nothing herein shall be construed to prevent the sale or lease of
 5 real or other property by the board of directors without an election

6 to the extent authorized in section two hundred ninety-seven point
7 twenty-two (297.22)".

1 SEC. 2. Section two hundred ninety-seven point twenty-two
2 (297.22), Code 1954, is amended by adding thereto the following:

3 "The board of directors of other school corporations may sell, lease,
4 or dispose of, in whole or in part, any schoolhouse or site or other
5 property belonging to the corporation of a value not to exceed the fol-
6 lowing amounts:

7 1. Twenty-five hundred dollars (\$2,500) in school districts which
8 maintain a high school and in which the average daily attendance in
9 the preceding year was two hundred (200) or less.

10 2. Five thousand dollars (\$5,000) in school districts which main-
11 tain a high school and in which the average daily attendance in the
12 preceding year was more than two hundred (200) but less than five
13 hundred (500).

14 3. Ten thousand dollars (\$10,000) in school districts which main-
15 tain a high school and in which the average daily attendance in the
16 preceding year was five hundred (500) or more.

17 4. Five hundred dollars (\$500) in any school district which does
18 not maintain a high school.

19 "Proceeds from the sale, lease or disposition of real property shall
20 be placed in the schoolhouse fund and proceeds from the sale, lease
21 or disposition of property other than real property shall be placed in
22 the general fund.

23 "Before the board of directors may sell, lease or dispose of any
24 property belonging to the school corporation it shall comply with the
25 requirements set forth in sections two hundred ninety-seven point
26 fifteen (297.15), two hundred ninety-seven point sixteen (297.16),
27 two hundred ninety-seven point seventeen (297.17), two hundred
28 ninety-seven point eighteen (297.18), two hundred ninety-seven point
29 nineteen (297.19), two hundred ninety-seven point twenty (297.20),
30 two hundred ninety-seven point twenty-three (297.23) and two hun-
31 dred ninety-seven point twenty-four (297.24). Any real estate pro-
32 posed to be sold shall be appraised by three disinterested freeholders
33 residing in the school district and appointed by the county superin-
34 tendent of schools of the county in which said real estate is located."

Approved March 30, 1955.

CHAPTER 141

EDUCATION OF HANDICAPPED CHILDREN

H. F. 242

AN ACT to amend chapter two hundred eighty-one (281), Code 1954, relating to the education of handicapped children.

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

1 SECTION 1. Section two hundred eighty-one point two (281.2),
2 Code 1954, is amended by striking the words in lines nineteen (19)
3 and twenty (20) following the word "children" in line nineteen (19)

4 and inserting in lieu thereof the following: "attending special schools
5 or institutions provided by the state."

1 SEC. 2. Section two hundred eighty-one point three (281.3), Code
2 1954, is amended as follows:

3 1. By striking from line four (4) the words "school districts".

4 2. By striking from lines eight (8) and nine (9) the words "in
5 the several school districts of the state".

6 3. By striking from line seventeen (17) the words "of school dis-
7 tricts".

8 4. By striking from line twenty-seven (27) the words "to school
9 districts".

10 5. By inserting in line forty-four (44) after the word "districts"
11 the words "or county boards of education".

12 6. By inserting in line forty-five (45) after the word "districts" the
13 words "or county boards of education".

1 SEC. 3. Section two hundred eighty-one point four (281.4), Code
2 1954, is amended as follows:

3 1. By inserting in line two (2) after the word "district" the words
4 "or any county board of education".

5 2. By inserting after the word "the" in line ten (10) the words
6 "local or county".

7 3. By striking from lines thirteen (13) and fourteen (14) the
8 words "in the regular classes of such district" and inserting in lieu
9 thereof the words "as classroom instruction".

10 4. By inserting after the word "tuition" in line twenty-two (22)
11 the words ", or the county board of education may establish such
12 special classes in cooperation with local boards".

13 5. By inserting in line twenty-three (23) after the word "district"
14 the words "or county board of education".

15 6. By inserting in line thirty (30) after the word "district" the
16 words "or county board of education in each county".

1 SEC. 4. Section two hundred eighty-one point six (281.6), Code
2 1954, is amended by inserting after the word "district" in line two
3 (2) the words "or county board of education".

1 SEC. 5. Section two hundred eighty-one point eight (281.8), Code
2 1954, is amended by inserting in line two (2) after the word "dis-
3 tricts" the words "or county boards of education".

4 Further amend said section by striking from line sixteen (16) the
5 words "by the school district".

1 SEC. 6. Section two hundred eighty-one point nine (281.9), Code
2 1954, is amended as follows:

3 1. By inserting in line two (2) after the word "district" the words
4 "or county board of education".

5 2. By inserting in line nine (9) after the word "district" the
6 words "or, in the event the program of special education is estab-
7 lished by the county board of education, the average cost of the in-
8 struction of pupils in the participating districts,".

9 3. By inserting in line twenty-three (23) after the word "district"
10 the words "or county program".

11 4. By inserting in line twenty-four (24) after the word "district"
12 the words "or county board".

1 SEC. 7. Section two hundred eighty-one point ten (281.10), Code
2 1954, is amended as follows:

3 1. By inserting in line three (3) after the word "district" the
4 words "or county board of education".

5 2. By inserting after the word "district" in line eight (8) the words
6 "or county board".

7 3. By inserting after the word "district" in line twelve (12) the
8 words "or county board".

Approved May 17, 1955.

CHAPTER 142

TUITION AT STATE JUVENILE HOMES

H. F. 89

AN ACT to amend section two hundred eighty-two point eighteen (282.18), Code 1954, relating to tuition for high school students from the Iowa Juvenile Home and the Iowa Annie Wittenmyer Home.

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

1 SECTION 1. Amend section two hundred eighty-two point eighteen
2 (282.18), Code 1954, by adding after the word "state" in line three
3 (3) thereof, the following: "or residents of the Iowa juvenile home
4 or the Iowa Annie Wittenmyer home".

Approved March 31, 1955.

CHAPTER 143

PUBLIC SCHOOL TUITION

S. F. 165

AN ACT to amend chapter two hundred eighty-two (282), Code 1954, relating to public school tuition.

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

1 SECTION 1. Section two hundred eighty-two point twenty (282.20),
2 Code 1954, is amended as follows:

3 1. By striking from the fourth paragraph of said section all of
4 line two (2).

5 2. By striking from line four (4) of the fourth paragraph of said
6 section the words "high school".

7 3. By striking from lines five (5) and six (6) of the fourth para-
8 graph of said section the words "from the home district of such
9 pupils,".

10 4. By striking from lines eleven (11) and twelve (12) of the fourth
11 paragraph of said section the words "such high school" and inserting
12 in lieu thereof the words "its schools".

1 SEC. 2. Section two hundred eighty-two point twenty-four

2 (282.24), Code 1954, is amended by inserting after the word "cost"
3 in line five (5) of the last paragraph the words "of the preceding
4 year".

Approved March 31, 1955.

CHAPTER 144

SCHOOL TRANSPORTATION

S. F. 287

AN ACT relating to school transportation.

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

1 SECTION 1. Section two hundred eighty-five point eleven (285.11),
2 Code 1954, is amended by adding at the end of subsection two (2) the
3 following new sentence:

4 "It is provided, however, that in areas of any county having a popu-
5 lation of over one hundred and fifty thousand (150,000), where, in the
6 opinion of the board, the volume of traffic is such that the pupils'
7 safety depends upon transportation, regular transportation may be
8 provided for pupils living less than the statutory walking distance
9 from the designated school."

Approved May 9, 1955.

CHAPTER 145

REVERSION OF SCHOOLHOUSE SITES

S. F. 130

AN ACT to amend section two hundred ninety-seven point fifteen (297.15), Code 1954,
relating to reversion of schoolhouse sites.

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

1 SECTION 1. Section two hundred ninety-seven point fifteen
2 (297.15), Code 1954, is amended by striking from lines two (2) and
3 three (3) the words ", situated wholly outside of a city or town," and
4 by inserting after the word "estate" in line two (2) the words
5 ", situated wholly outside of a city or town,".

Approved March 23, 1955.

CHAPTER 146

ERECTING AND REPAIRING SCHOOLHOUSES

H. F. 28

AN ACT to amend sections two hundred ninety-seven point seven (297.7) and two hundred ninety-seven point eight (297.8), Code 1954, relating to bids for erecting and repairing schoolhouses.

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

1 SECTION 1. Amend section two hundred ninety-seven point seven
2 (297.7), Code 1954, by striking the words "one thousand" in line ten
3 (10) and substituting in lieu thereof the words "twenty-five hundred".

1 SEC. 2. Amend section two hundred ninety-seven point eight
2 (297.8), Code 1954, by striking the words "one thousand" in line two
3 (2) and substituting in lieu thereof the words "twenty-five hundred".

Approved March 22, 1955.

CHAPTER 147

STATE TRAVELING LIBRARY

H. F. 130

AN ACT to amend chapter three hundred three (303), Code 1954, relating to the Iowa state traveling library.

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

1 SECTION 1. There is hereby established the Iowa state traveling
2 library.

1 SEC. 2. **Board of Trustees.** The Iowa state traveling library shall
2 be under the control of a board of trustees of the state traveling
3 library, herein referred to as the board, consisting of five (5) mem-
4 bers, none of whom shall be practicing librarians, to be appointed by
5 the governor, three (3) of whom may be from a list of six (6) nomina-
6 tions submitted by the Iowa library association and one (1) chosen
7 from a list of three (3) nominations submitted by the superintendent
8 of public instruction. The first members appointed by the governor
9 shall be appointed for terms of one (1), two (2), three (3), four (4)
10 and five (5) years, and all subsequent appointments shall be for terms
11 of five (5) years. Vacancies shall be filled in like manner for the re-
12 maining term. The board shall meet at least once in each quarter of
13 each fiscal year to transact business and shall at the first meeting of
14 the new year elect a chairman from said board.

1 SEC. 3 The powers and duties of the board shall be:

2 1. To make and enforce rules for the keeping of the records and for
3 the management and care of the property of the Iowa state traveling
4 library.

5 2. To give advice and counsel to all public libraries in the state and
6 to all political subdivisions which may propose to establish libraries.

7 3. To print such lists and circulars of information and instruction
8 as it shall deem necessary.

9 4. To continuously survey the needs of libraries throughout the
10 state, and to ascertain the requirements for additional libraries and for
11 improving existing libraries to provide adequate service to all residents
12 of the state.

13 5. To obtain from all public libraries reports showing the condition,
14 growth, development and manner of conducting said libraries; and to
15 obtain reports from other libraries in the state at its discretion, and to
16 make known these facts to the citizens of Iowa in such form as the
17 board may determine.

18 6. To encourage the implementation of the county library law, and
19 of county-wide library service through contracts with the boards of
20 supervisors, chapter three hundred seventy-eight (378), Code 1954.

21 7. To adopt rules providing for the loaning of books and for provid-
22 ing penalties for injuring, defacing, destroying or losing books of the
23 Iowa state traveling library. All fines, penalties and forfeitures im-
24 posed by the rules of the board for any violation may be recovered in
25 an action in the name of the state and applied to the use of the library
26 under the direction of the board.

27 8. To take custody of the property of the present state traveling
28 library and continue to make available through loan the books thus
29 acquired or subsequently acquired to libraries, schools, colleges, univer-
30 sities, library associations, farmers' institutes, granges, study clubs,
31 charitable or penal institutions, and individuals, free of cost except for
32 transportation, under such conditions and rules as shall protect the
33 interests of the state and best increase the efficiency of the service it is
34 expected to render to the public.

35 9. To report in writing to the governor biennially all matters per-
36 taining to the Iowa state traveling library.

37 10. To appoint for a term of four (4) years a director of the state
38 traveling library from outside the membership of the board who shall
39 be a trained, experienced librarian holding a degree from a college or
40 university of recognized standing, having also completed the required
41 graduate course covered in a graduate school of library service ac-
42 credited by the American Library Association and having had at least
43 two years experience as an administrative librarian or director of a
44 state or public library, and who shall be removed only for cause by a
45 four-fifths (4/5ths) vote of the board of trustees.

1 SEC. 4. **Acceptance and use of money grants.** The board of trustees
2 is hereby authorized and empowered to receive, accept, and administer
3 any money or moneys appropriated or granted to it, separate and apart
4 from the general library fund, for providing and equalizing public
5 library service in Iowa:

6 1. By the federal government, and

7 2. By any other agencies, private and/or otherwise.

8 The fund herein provided for shall be administered by the board of
9 trustees, which body shall frame by-laws, rules, and regulations for
10 the allocation and administration of the fund which shall be used to
11 increase, improve, stimulate, and equalize library service to the people
12 of the whole state, and for adult education. The fund shall be allocated
13 among the cities, counties, and regions of the state, taking into consid-
14 eration local needs, area and population to be served, local interest as
15 evidenced by local appropriations, and such other facts as may affect
16 the state program of library service.

17 Any gift or grant from the federal government or other sources shall
 18 become a part of said fund, to be used as part of the said fund, or may
 19 be invested in such securities as those which the state sinking fund may
 20 be invested at the discretion of the board of trustees, the income to be
 21 used for the promotion of libraries aforesaid.

1 **SEC. 5. Compensation and expenses.** All members of the board
 2 shall be reimbursed for the actual and necessary expenses incurred
 3 by them in the discharge of their duties, and the same shall be paid in
 4 the same manner as other expenses incurred by the board. They shall
 5 receive no compensation for services.

1 **SEC. 6. Duties of the director.** It shall be the duty of said director
 2 to keep a record of the proceedings of the board of trustees, to keep ac-
 3 curate accounts of its financial transactions, and to act under the direc-
 4 tion of the board of trustees in supervising the work of the state travel-
 5 ing library, in organizing new libraries and improving those already
 6 established, and in general to perform such other library duties as may
 7 be assigned to him by the board of trustees.

1 **SEC. 7. Compensation of board employees.** The compensation of
 2 the director and board employees shall be fixed by the director of
 3 state personnel as provided in section 8.5 of the Code and shall be
 4 paid in the same manner as other expenses incurred by the board.

1 **SEC. 8. Public libraries not affected.** Nothing contained in this
 2 chapter shall be construed as repealing or superseding chapter three
 3 hundred seventy-eight (378), or any section of said chapter.

1 **SEC. 9.** Section three hundred three point one (303.1), Code 1954,
 2 is amended by striking from line two (2) the words "1. The Iowa
 3 state traveling library."

1 **SEC. 10.** Section three hundred three point two (303.2), Code 1954,
 2 is amended by striking from lines one (1) and two (2) the words "the
 3 Iowa state traveling library,".

1 **SEC. 11.** Section three hundred three point three (303.3), Code
 2 1954, is amended as follows:

3 1. By striking from lines three (3) and four (4) of subsection one
 4 (1) the words "the Iowa state traveling library,".

5 2. All of subsection four (4) is hereby repealed.

6 3. By striking from line two (2) of subsection six (6) the words
 7 "the state traveling library," and by striking the word "librarian"
 8 in line 3 of subsection 6 and inserting in lieu thereof the word "li-
 9 brary".

10 4. By striking from lines two (2) and three (3) of subsection nine
 11 (9) the words "the Iowa state traveling library,".

12 5. By striking from lines three (3) and four (4) of subsection ten
 13 (10) the words "the Iowa state traveling library,".

14 6. By striking from line one (1) of subsection twelve (12) the word
 15 "traveling".

16 7. By striking from lines three (3) and four (4) of subsection thir-
 17 teen (13) the words "the Iowa state traveling library,".

1 **SEC. 12.** Section three hundred three point four (303.4), Code

2 1954, is amended by striking from lines five (5) and six (6) the fol-
 3 lowing: “, for providing and equalizing public library service in Iowa”.

1 SEC. 13. Section three hundred three point fourteen (303.14),
 2 Code 1954, is hereby repealed.

Approved April 15, 1955.

CHAPTER 148

CONTROLLED-ACCESS FACILITIES

S. F. 48

AN ACT to provide for highways to be known as controlled-access facilities.

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

1 SECTION 1. **Declaration of policy.** The legislature hereby finds,
 2 determines, and declares that this act is necessary for the immediate
 3 preservation of the public peace, health, and safety, and for the pro-
 4 motion of the general welfare.

1 SEC. 2. **Definition of a controlled-access facility.** For the purposes
 2 of this act, a controlled-access facility is defined as a highway or street
 3 especially designed for through traffic, and over, from or to which own-
 4 ers or occupants of abutting land or other persons have no right
 5 or easement or only a controlled right or easement of access, light, air,
 6 or view by reason of the fact that their property abuts upon such con-
 7 trolled-access facility or for any other reason. Such highways or
 8 streets may be freeways open to use by all customary forms of street
 9 and highway traffic or they may be parkways from which trucks,
 10 busses, and other commercial vehicles shall be excluded.

1 SEC. 3. **Authority to establish controlled-access facilities.** Cities,
 2 towns, and highway authorities having jurisdiction and control over
 3 the highways of the state, as provided by chapter 306, Code 1954,
 4 acting alone or in cooperation with each other or with any Federal,
 5 State, or local agency or any other state having authority to participate
 6 in the construction and maintenance of highways, are hereby author-
 7 ized to plan, designate, establish, regulate, vacate, alter, improve, main-
 8 tain, and provide controlled-access facilities for public use wherever
 9 such authority or authorities are of the opinion that traffic conditions,
 10 present or future, will justify such special facilities; provided, that
 11 within cities and towns such authority shall be subject to such municip-
 12 al consent as may be provided by law. Said cities, towns, and high-
 13 way authorities, in addition to the specific powers granted in this act,
 14 shall also have and may exercise, relative to controlled-access facilities,
 15 any and all additional authority now or hereafter vested in them rela-
 16 tive to highways or streets within their respective jurisdictions. Said
 17 cities, towns and highway authorities may regulate, restrict, or pro-
 18 hibit the use of such controlled-access facilities by the various classes
 19 of vehicles or traffic in a manner consistent with section 2 of this act.

1 SEC. 4. **Design of controlled-access facility.** Cities, towns, and
 2 highway authorities having jurisdiction and control over the highways

3 of the state, as provided by chapter 306, Code 1954, are authorized to
4 so design any controlled-access facility and to so regulate, restrict, or
5 prohibit access as to best serve the traffic for which such facility is intended. In this connection such cities, towns, and highway authorities
6 are authorized to divide and separate any controlled-access facility into
7 separate roadways by the construction of raised curbsings, central dividing sections, or other physical separations, or by designating such
8 separate roadways by signs, markers, stripes, and other devices. No
9 person shall have any right of ingress or egress to, from, or across controlled-access facilities to or from abutting lands, except at such designated
10 points at which access may be permitted, upon such terms and
11 conditions as may be specified from time to time.

1 **SEC. 5. Acquisition of property and property rights.** For the purposes of this Act, cities, towns, and highway authorities having jurisdiction and control over the highways of the state, as provided by
2 chapter 306, Code 1954, may acquire private or public property rights
3 for controlled-access facilities and service roads, including rights of
4 access, air, view, and light, by gift, devise, purchase, or condemnation
5 in the same manner as such units are now or hereafter may be authorized by law to acquire such property or property rights in connection
6 with highways and streets within their respective jurisdictions. All
7 property rights acquired under the provisions of this act shall be in
8 fee simple. In connection with the acquisition of property or property
9 rights for any controlled-access facility or portion thereof, or service
10 road in connection therewith, the said cities, towns and highway authorities, in its discretion, acquire an entire lot, block, or tract of land,
11 if, by so doing, the interests of the public will be best served, even
12 though said entire lot, block, or tract is not immediately needed for the
13 right-of-way proper.

1 **SEC. 6. New and existing facilities; grade-crossing eliminations.**
2 Cities, towns and highway authorities having jurisdiction and control
3 over the highways of the state, as provided by chapter 306, Code 1954,
4 may designate and establish an existing street or highway as included
5 within a controlled-access facility. The state or any of its subdivisions
6 shall have authority to provide for the elimination of intersections at
7 grade of controlled-access facilities with existing state and county
8 roads, and city or town or village streets, by grade separation or
9 service road, or by closing off such roads and streets at the right-of-
10 way boundary line of such controlled-access facility; and after the
11 establishment of any controlled-access facility, no highway or street
12 which is not part of said facility shall intersect the same at grade. No
13 city, town, or village street, county or state highway, or other public
14 way shall be opened into or connected with any such controlled-access
15 facility without the consent and previous approval of the highway
16 authority in the state, county, city, town or village having jurisdiction
17 over such controlled-access facility. Such consent and approval shall be
18 given only if the public interest shall be served thereby.

1 **SEC. 7. Authority of local units to consent.** Cities, towns and
2 highway authorities having jurisdiction and control over the highways
3 of the state, as provided by chapter 306, Code 1954, are authorized
4 to enter into agreements with each other, or with the Federal Government,
5 respecting the financing, planning, establishment, improvement,

6 maintenance, use, regulation, or vacation of controlled-access facilities
7 or other public ways in their respective jurisdictions, to facilitate the
8 purposes of this act.

1 **SEC 8. Local service roads.** In connection with the development
2 of any controlled-access facility cities, towns and highway authorities
3 having jurisdiction and control over the highways of the state, as pro-
4 vided by chapter 306, Code 1954, are authorized to plan, designate,
5 establish, use, regulate, alter, improve, maintain, and vacate local
6 service roads and streets or to designate as local service roads and
7 streets any existing road or street, and to exercise jurisdiction over
8 service roads in the same manner as is authorized over controlled-
9 access facilities under the terms of this act, if, in their opinion, such
10 local service roads and streets are necessary or desirable. Such local
11 service roads or streets shall be of appropriate design, and shall be
12 separated from the controlled-access facility proper by means of all
13 devices designated as necessary or desirable by the proper authority.

1 **SEC. 9. Unlawful use of controlled-access facilities; penalties.** It
2 is unlawful for any person (1) to drive a vehicle over, upon, or across
3 any curb, central dividing section, or other separation or dividing line
4 on controlled-access facilities; (2) to make a left turn or a semicircular
5 or U-turn except through an opening provided for that purpose in the
6 dividing curb section, separation, or line; (3) to drive any vehicle
7 except in the proper line provided for that purpose and in the proper
8 direction and to the right of the central dividing curb, separation sec-
9 tion, or line; (4) to drive any vehicle into the controlled-access facility
10 from a local service road except through an opening provided for that
11 purpose in the dividing curb or dividing section or dividing line
12 which separates such service road from the controlled-access facility
13 property. Any person who violates any of the provisions of this section
14 is guilty of a misdemeanor and upon arrest and conviction therefor,
15 shall be punished by a fine of not less than five dollars (\$5.00), nor
16 more than one hundred dollars (\$100.00), or by imprisonment in the
17 city or county jail for not less than 5 days nor more than 90 days, or
18 by both such fine and imprisonment.

1 **SEC. 10. Severability.** If any section, provision, or clause of this
2 act shall be declared invalid or inapplicable to any person or circum-
3 stance such invalidity or inapplicability shall not be construed to affect
4 the portions not so held or persons or circumstances not so affected.
5 All laws or portions of laws inconsistent with the policy and pro-
6 visions of this act are hereby repealed to the extent of such incon-
7 sistency in its application to controlled-access facilities provided for
8 in this act.

Approved April 15, 1955.

CHAPTER 149

SECONDARY ROAD BRIDGES

H. F. 319

AN ACT relating to the use of secondary road construction and maintenance funds for the construction and maintenance of bridges and roads in certain cities and towns.

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

1 SECTION 1. Section three hundred nine point ten (309.10), Code
2 1954, is hereby amended by adding thereto the following subsection:
3 "The payment of all or part of the cost of construction of bridges
4 in cities and towns having a population of eight thousand (8,000) or
5 less and all or part of the cost of construction of roads located within
6 an incorporated town, of less than four hundred (400) population,
7 which lead to state parks."

1 SEC. 2. Section three hundred nine point thirteen (309.13), Code
2 1954, is hereby amended by adding thereto the following subsection:
3 "To the payment of all or part of the cost of maintaining bridges
4 in cities and towns having a population of eight thousand (8,000) or
5 less and all or part of the cost of construction of roads located within
6 an incorporated town, of less than four hundred (400) population,
7 which lead to state parks.

Approved May 6, 1955.

CHAPTER 150

ROADSIDE PARKS

S. F. 171

AN ACT relating to the establishment, maintenance, and disposal of roadside parks and parking areas as part of the primary road system.

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

1 SECTION 1. Section three hundred thirteen point two (313.2),
2 Code 1954, is hereby amended by adding thereto the following para-
3 graph:
4 "The state highway commission shall have the authority to utilize
5 any land acquired incidental to the acquisition of land for highway
6 right-of-way, and to also accept by gift, lands not exceeding two acres
7 in area, for roadside parks and parking areas, provided, however, that
8 the upkeep and maintenance of said roadside parks and parking areas
9 shall involve only minor maintenance expense. The commission shall
10 also have authority to accept by gift, equipment or other installations
11 incidental to the use of said parks and parking areas. Said parks and
12 parking areas shall be a part of the primary road system and the com-
13 mission may at its discretion sell or otherwise dispose of said lands."

Approved April 27, 1955.

CHAPTER 151

PRIMARY ROAD CONTINGENT FUND

S. F. 241

AN ACT to amend section three hundred thirteen point seventeen (313.17), Code 1954, relating to the primary road contingent fund.

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

1 SECTION 1. Section three hundred thirteen point seventeen
2 (313.17), Code 1954, is hereby amended by striking the words "three
3 hundred thousand" in lines three (3) and four (4) in said section,
4 and substituting in lieu thereof the words "five hundred thousand"
5 (500,000).

Approved April 27, 1955.

CHAPTER 152

TOLL ROADS

S. F. 96

AN ACT providing for the construction, maintenance, repair and operation or* toll road projects; creating the Iowa toll road authority and defining its powers and duties; granting it power to acquire necessary real and personal property and to exercise the power of eminent domain; providing for changes and reconstruction in the lines and location of highways, railroads and public facilities, the procedure and payment for cost or damage; providing for financing the construction of such projects by the issuance of revenue bonds of the authority, payable solely from the revenues and funds provided for such payment; providing that no liability or debt of the state shall be incurred in the exercise of any such powers; providing for the collection of tolls and other revenues to pay such bonds and the interest thereon and the cost of maintenance, repair and operation of such projects; exempting from taxes and assessments such toll road projects and such bonds and the interest thereon, making such bonds eligible for certain investments; prescribing the powers and duties of the authority in connection with the foregoing and the rights and remedies of the holders of bonds issued under the provisions of this Act; authorizing the issuance of revenue refunding bonds; authorizing municipalities and state agencies to convey property to the authority; providing for the operation and supervision of the projects after the retirement of such bonds, and for making an appropriation for preliminary expenses.

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

1 SECTION 1. As used in this Act, the following words and terms,
2 unless the context indicates another or different meaning, shall mean:
3 1. "Authority", the Iowa Toll Road Authority created by section
4 3 of this Act, or if said Authority shall be abolished, the board, body
5 or commission succeeding to the principal function thereof or to whom
6 the powers given by this Act to the Authority shall be given by law.
7 2. "Project", or "Toll Road Project", any express highway, super-
8 highway, or motorway constructed under the provisions of this Act,
9 at such location as may be approved by the governor of Iowa, includ-
10 ing all bridges, tunnels, overpasses, underpasses, interchanges, en-
11 trance plazas, approaches, approach roads, toll houses, service sta-
12 tions, restaurants, and administration, storage and other buildings

*According to enrolled Act.

13 and facilities which the Authority may deem necessary for the opera-
14 tion of the project, and such tollfree access or connecting roads or
15 bridges, if any, as the Authority may determine are necessary to ac-
16 commodate the flow of traffic to and from the project, together with
17 all property, rights, easements, and interests which may be acquired
18 by the Authority for the construction or the operation of the project.
19 Each project or toll road project may be separately designated by
20 name or number and may be constructed, improved, or extended in
21 such sections and stages as the Authority may from time to time de-
22 termine.

23 3. "Cost", as applied to a toll road project, the cost of construction,
24 including bridges over or under existing public roads and railroads,
25 all or a part of the cost of any bridge over a stream forming a bound-
26 ary between the state of Iowa and another state, the cost of acquisi-
27 tion of all lands, rights-of-way property, rights, easements, and in-
28 terests acquired by the Authority for such construction, the cost of
29 demolishing or removing any buildings or structures on land so ac-
30 quired, including the cost of acquiring any lands to which such build-
31 ings or structures may be moved, the cost of diverting highways, in-
32 terchange of highways, the cost of all machinery and equipment,
33 financing charges, interest prior to and during construction and for
34 one year after opening the entire project for traffic, cost of traffic esti-
35 mates and of engineering and legal expenses, plans, specifications, sur-
36 veys, estimates of cost and revenues, other expenses necessary or in-
37 cident to determining the feasibility or practicability of constructing
38 any such project, administrative expense, and such other expense
39 as may be necessary or incident to the construction of the project,
40 the financing of such construction, and the placing of the project in
41 operation. If the Iowa state highway commission shall incur any ex-
42 pense for surveys, borings, preparation of plans and specifications,
43 and other engineering services in connection with the construction
44 of a project, such expense shall be regarded as a part of the cost of
45 such project and shall be reimbursed to the Iowa state highway com-
46 mission out of the proceeds of toll revenue bonds issued for such proj-
47 ect.

48 4. "Owner", all individuals, co-partnerships, associations or corpo-
49 rations, and also municipalities, political subdivisions and all public
50 agencies and instrumentalities, having any title or interest in any
51 property, rights, easements, or interest authorized to be acquired by
52 this Act.

53 5. "Revenues", all tolls, rentals, and other income derived by the
54 Authority from the operation or ownership of a toll road project.

55 6. "Public roads", all public highways, roads and streets in the
56 state, whether maintained by the state, county, city, township, or
57 other political subdivision.

58 7. "Bonds", or "toll road revenue bonds", revenue bonds of the
59 Authority authorized under the provisions of this Act.

1 SEC. 2. In order to facilitate vehicular traffic throughout the state,
2 reduce the present handicaps and hazards on the congested highways
3 in the state, promote the agricultural and industrial development of
4 the state, and provide for the general welfare by the construction of
5 modern express highways embodying, where deemed feasible and
6 necessary by the Authority, such safety devices as center division,

7 ample shoulder widths, longsight distances, multiple lanes in each
8 direction, and grade separations at intersections with other highways
9 and railroads, the Iowa toll road authority is hereby authorized and
10 empowered to construct, maintain, repair, improve, extend, and oper-
11 ate toll road projects at such locations as herein provided, and to issue
12 toll road revenue bonds of the Authority, payable solely from tolls
13 and other revenues and funds of the Authority, to pay the cost of such
14 projects as hereinafter provided.

1 SEC. 3. There is hereby created an Authority to be known as
2 the "Iowa toll road authority", and by that name the Authority
3 may sue and be sued. It shall be a body both corporate and politic
4 in the state of Iowa and is hereby constituted an agency and instru-
5 mentality of the state. The exercise by the Authority of the powers
6 conferred by this Act in the construction, operation and maintenance
7 of toll road projects shall be deemed and held to be the performance
8 of essential governmental functions of the state.

1 SEC. 4. The Iowa toll road authority shall consist of five members,
2 the governor of Iowa as an ex-officio member, a member of the Iowa
3 highway commission as an ex-officio member, and three members who
4 shall be appointed by the governor with the approval of two-thirds
5 of the members of the senate in executive session at a general or
6 special session of the legislature; provided, however, that if such ap-
7 pointments are not made prior to the adjournment of the general as-
8 sembly, the lack of approval by the Senate shall not impair the validity
9 of the establishment of the Authority and the individuals named by
10 the governor shall constitute the Authority until the next succeeding
11 general or special session of the legislature. Not more than two of the
12 appointive members shall be of the same political party. The Iowa
13 state highway commission shall designate one of its members, to serve
14 as an ex-officio member of said Authority. Each of said appointed
15 members shall be a taxpayer and resident of the state for at least five
16 years prior to said appointment. The members of the Authority first
17 appointed by the governor shall continue in office for terms expiring
18 on June 30, 1957, June 30, 1959 and June 30, 1961 respectively; the
19 term of each such appointed member to be designated by the governor.
20 Upon the expiration of each of the foregoing terms of said members,
21 a successor shall be appointed for a term of six years from and after
22 said expiration date or until his successor is appointed and qualified
23 and said term of six years calculated as aforesaid, shall thereafter be
24 the length of term of each member of the Authority unless removed
25 as by law provided. Any member, unless removed from office, shall
26 serve until his successor is appointed and qualified. Any member ap-
27 pointed to fill a vacancy shall be appointed to serve only for the unex-
28 pired term. A member of the Authority shall be eligible for reap-
29 pointment. Each appointed member of the Authority before entering
30 upon his duties, shall take an oath as provided by law for other public
31 officers.

1 SEC. 5. 1. The Authority shall elect one of the appointed mem-
2 bers as chairman and another as vice-chairman and shall appoint and
3 fix the salary of a secretary-treasurer who need not be a member of the
4 Authority; each such officer shall serve at the pleasure of the Author-
5 ity. Any three members of the Authority shall constitute a quorum

6 and the affirmative vote of any two members shall be necessary for
7 any action taken by the Authority. No vacancy in the member-
8 ship of the Authority shall impair the right of a quorum to exercise
9 all the rights and perform all the duties of the Authority.

10 2. The secretary-treasurer shall keep full and true records of
11 the proceedings of the Authority and shall be the custodian of all
12 books, maps, documents, and papers filed with the Authority and of
13 the minute book or journal of the Authority and of its seal. The rec-
14 ord of the proceedings of the Authority shall show all final actions of
15 the Authority and shall be open to the inspection of the public at all
16 reasonable times. Under the direction of the Authority, the secretary-
17 treasurer shall have general charge of its office, shall superintend its
18 clerical business and perform such other duties as it may require. The
19 Authority may designate one of the clerks in the office of the sec-
20 retary-treasurer to perform the duties of the secretary-treasurer dur-
21 ing the latter's absence and during such time the person so designated
22 shall possess the powers of the secretary-treasurer.

1 SEC. 6. Before the issuance of any toll road revenue bonds under
2 the provisions of this Act, each appointed member of the Authority
3 shall give a surety bond to the state in the penal sum of one hundred
4 thousand dollars (\$100,000.00), and the secretary-treasurer and the
5 clerk designated to perform his duties shall give surety bonds to the
6 state in like amount, each such surety bond to be conditioned upon the
7 faithful performance of the duties of the office, to be executed by a
8 surety company authorized to transact business in this state as surety
9 and to be approved by the secretary of state and filed in his office.

1 SEC. 7. Each member of the Authority appointed by the governor
2 shall receive as compensation for his services twenty dollars (\$20.00)
3 per diem and each member and officer shall be reimbursed for his
4 actual expenses necessarily incurred in the performance of his duties
5 including the cost of the surety bond filed under section 6. All obliga-
6 tions and expense incurred in carrying out the provisions of this Act
7 shall be payable solely from the funds provided under the authority
8 of this Act and no liability or obligation shall be incurred by the
9 Authority hereunder beyond the extent to which moneys shall have
10 been provided under the authority of this Act. Provided, however,
11 that any improvements built hereon and leased or rented shall be sub-
12 ject to the same property tax as other property in the same taxing
13 district.

1 SEC. 8. The Authority is hereby authorized and empowered:
2 1. To adopt by-laws for the regulation of its affairs and the conduct
3 of its business;
4 2. To adopt an official seal and alter the same at pleasure;
5 3. To maintain an office and branch offices;
6 4. To sue, and be sued in its own name, provided however, that any
7 and all actions at law or in equity against the Authority shall be
8 brought in the county in which the office of the Authority is located,
9 or in the county in which the cause of action arose, if said county is
10 located within the state of Iowa. All duties enjoined upon it by the
11 provisions of this Act may be enforced in a court of competent juris-
12 diction in an action in mandamus;
13 5. To determine the location, subject to the approval of the gover-

14 nor of Iowa, of each toll road project; to determine, in its discretion
15 and without reference to any other provisions of this Act or any other
16 law, the design standards and materials of construction, to construct,
17 maintain, repair, police and operate each such toll road project, and
18 to establish rules and regulations for its use;

19 6. To issue toll road revenue bonds of the Authority, payable solely
20 from revenues or other funds pledged for their payment as herein
21 provided and to refund its bonds, all as provided in this Act;

22 7. To fix and revise from time to time and charge and collect tolls
23 for transit over each toll road project constructed by it;

24 8. To acquire, hold and dispose of real and personal property and
25 execute conveyance thereof in the exercise of its powers and the per-
26 formance of its duties under this Act. The power of disposition shall
27 include although it is not limited to excess property acquired under
28 subsection 4 of section 18 of this Act and such power may be exer-
29 cised by the Authority through its designated agents whether title
30 has vested in the state or in the Authority;

31 9. To acquire in the name of the state by purchase or otherwise,
32 on such terms and conditions and in such manner as it may deem
33 proper, or by the exercise of the power of eminent domain as herein-
34 after provided, such public or private lands, or parts thereof, or rights
35 therein, property rights, rights-of-way, franchises, easements, and
36 interests, as it may deem necessary for carrying out the provisions of
37 this Act; provided, however, that the Iowa Toll Road Authority
38 created under this Act shall not acquire property rights, rights-of-
39 way, franchises, easements, and interests in real estate by grant, pur-
40 chase, gift, condemnation, or otherwise, and shall not issue any toll
41 road revenue bonds until an adjoining state has created a similar
42 toll road authority, has made plans and has negotiated the sale of
43 revenue bonds to construct a toll road, which shall extend to the bound-
44 ary of Iowa;

45 10. To designate the locations, and establish, limit and control such
46 points of ingress to and egress from each toll road project as may be
47 necessary or desirable in the judgment of the Authority to insure
48 the proper operation and maintenance of such project, and to prohibit
49 entrance to such projects from any point not so designated;

50 11. To make and enter into all contracts and agreements necessary
51 or incidental to the performance of its duties and the execution of its
52 powers under this Act;

53 12. To employ consulting engineers, superintendents, managers
54 and such other engineers, construction and accounting experts, law-
55 yers, and other employees and agents as may be necessary in its judg-
56 ment, and to fix their compensation, provided that all such expenses
57 shall be payable solely from the proceeds of toll road revenue bonds
58 issued under the provisions of this Act or from revenues;

59 13. To receive and accept from any federal agency, grants for or in
60 aid of the construction of any toll road project, and to receive and ac-
61 cept aid or contributions from any source of either money, property,
62 labor, or other things of value, to be held, used and applied only for
63 the purposes for which such grants and contributions may be made;

64 14. To adopt such rules and regulations and to do any and all things
65 necessary to comply with the rules, regulations or requirements of the
66 United States bureau of public roads or any other federal agency

67 administering any law enacted by the congress of the United States to
68 aid or encourage the construction of highways;

69 15. To do all acts and things necessary or proper to carry out the
70 powers expressly granted in this Act. The recitation of specific pow-
71 ers hereinabove shall not be construed to limit the generality of the
72 powers elsewhere conferred by the provisions of this Act.

1 SEC. 9. 1. When the cost under any construction contract or
2 agreement involves an expenditure of more than twenty-five thousand
3 dollars (\$25,000.00), the Authority shall make a written contract
4 with the lowest and best bidder after the publication for not less than
5 two consecutive weeks of an advertisement in the "Weekly Letting
6 Report", a publication of the Iowa state highway commission, and in
7 a newspaper published in the county or counties where the work is to
8 be done and in such other publications as the Authority may determine;
9 provided however, that if after advertising for bids as aforesaid, no
10 bid satisfactory to the Authority shall be received, it may reject all
11 bids and the Authority may itself perform the work without further
12 advertisement. If the unit of construction advertised shall be for the
13 construction of a portion of a toll road of a length longer than five
14 miles, such advertisement shall provide for separate bids on sections
15 of said road not to exceed five miles in length, as well as for bids on
16 sections of a greater length or on that portion of the toll road adver-
17 tised as a whole. The Authority may also let contracts for component
18 parts of the construction such as bridge, culvert, grading and paving
19 separately on the same basis. The contract shall be let so as to provide
20 for the most economical construction of the project. All notices of the
21 letting of contracts under the provisions hereof shall state the time
22 and place when and where bids will be received and opened; and all
23 bids shall be sealed and opened only at the time and place mentioned
24 in such notice and in the presence of some member of the Authority
25 or some person named by the Authority for such purpose;

26 2. The second paragraph of section 309.39 Code of Iowa, 1954 with
27 reference to the qualifications of bidders for construction contracts,
28 shall be complied with. Each bid shall contain the full name of every
29 person or company interested in it and shall be accompanied by a suf-
30 ficient bond or certified check on a solvent Iowa bank that if the bid is
31 accepted, a contract will be entered into and the performance of the
32 proposal secured. The Authority may reject any or all bids;

33 3. A bond with good and sufficient surety executed by a surety
34 company authorized to do business in the state of Iowa, shall be re-
35 quired of all contractors in an amount equal to at least fifty per cent
36 of the contract price conditioned upon the faithful performance of
37 the contract.

1 SEC. 10. The Authority shall have power and authority to con-
2 struct grade separations at intersections of any toll road project with
3 public roads, state highways, and railroads, and to change and adjust
4 the lines and grades of such public roads, state highways, railroads,
5 and public utility facilities, provided however, that in such matters
6 the Authority shall advise and consult with the Iowa state highway
7 commission so as to accommodate the same to the design of such grade
8 separation, and in case of railroads and public utility facilities, only
9 after reasonable notice to such railroad or utility, of the proposed

10 change or adjustment, and after fair consideration of any plans,
11 methods or suggestions therefor, to be promptly submitted by the
12 railroad or utility to the Authority. The cost of such grade separa-
13 tion and any damage incurred in changing and adjusting the lines
14 and grades of such roads, highways, railroads, and public utility
15 facilities, shall be ascertained and paid by the Authority as a part of
16 the cost of such toll road project.

1 SEC. 11. If the Authority shall find it necessary to change the
2 location of any portion of any public road, highway, railroad or public
3 utility facilities, it shall cause the same to be reconstructed of sub-
4 stantially the same type and in as good condition as the original road,
5 highway, railroad or public utility facility and at such location as the
6 Authority may deem best, provided such new location shall be reason-
7 able, and in any case only after reasonable notice of the proposed
8 change or adjustment, and after fair consideration of any plans,
9 methods or suggestions therefor to be promptly submitted to the
10 Authority. The cost of such reconstruction, relocation or removal and
11 any damage incurred in changing the location of any such road, high-
12 way, railroad, or public utility facility, shall be ascertained and paid
13 by the Authority as a part of the cost of such toll road project.

1 SEC. 12. Any public road or highway affected by the construction
2 of any toll road project, may be vacated, relocated, or re-established
3 in the manner now provided by law for the vacation, relocation, or re-
4 establishment of public roads or highways, and any damages awarded
5 on account thereof shall be paid by the Authority as a part of the cost
6 of such project.

1 SEC. 13. Whenever the toll road project divides a tract of land,
2 the Authority shall provide a suitable livestock and machinery pass
3 or passes to the end that said tract may continue to be operated as a
4 unit. However, if the construction of such pass or passes is not prac-
5 ticable because of excessive construction costs due to unusual condi-
6 tions or because only a small portion of a tract is separated from the
7 rest of a tract by the project, then and in that event the authority
8 may purchase all or part of the tract in question.

1 SEC. 14. In addition to the foregoing powers, the Authority and
2 its authorized agents and employees may enter upon any lands,
3 waters, and premises in the state for the purpose of making surveys,
4 soundings, drillings, and examinations as may be deemed necessary
5 or proper for the purposes of this Act, and such entry shall not be
6 deemed a trespass, nor shall an entry for such purposes be deemed an
7 entry under any condemnation proceedings which may be then pend-
8 ing. The Authority shall make reimbursement for any actual damages
9 resulting to such lands, waters and premises as a result of such
10 activities.

1 SEC. 15. The Authority shall also have power to make reasonable
2 regulations for the installation, construction, maintenance, repair,
3 renewal, relocation and removal of tracks, pipes, mains, conduits,
4 cables, wires, towers, poles, and other equipment and appliances
5 (herein called "public utility facilities") of any public utility or pipe
6 line company in, on, along, over or under any toll road project. When-
7 ever the Authority shall determine that it is necessary that any such

8 public utility facilities which now are, or hereafter may be, located in,
9 on, along, over or under any toll road project should be relocated in
10 such project, or should be removed from such project, the owner or
11 operator of such facilities shall be given a reasonable notice in writing
12 of the proposed relocation or removal and an opportunity to appear
13 and be heard before the Authority as to the manner, method and
14 place of the relocation or removal, and after such written notice and
15 opportunity to be heard, the Authority may then order the relocation
16 or removal of the public utility facilities; provided however, that the
17 cost and expense of such relocation or removal, including the cost of
18 installing such facilities in a new location or new locations, and the
19 cost of any lands, or any rights or interests in lands, and any other
20 rights acquired to accomplish such relocation or removal, shall be
21 ascertained and paid by the Authority as a part of the cost of such
22 project. In case of any such relocation or removal of facilities, the
23 owner or operator of the same, its, his or their successors or assigns,
24 may maintain and operate such facilities, with the necessary appurte-
25 nances, in the new location or new locations, for as long a period,
26 and upon the same terms and conditions, as they had the right to
27 maintain and operate such facilities in their former location or loca-
28 tions.

1 SEC. 16. The state of Iowa hereby consents to the use of all lands
2 owned by it, including lands lying under water, which are deemed by
3 the Authority to be necessary for the construction or operation of any
4 toll road project. Whenever any such land shall have been appro-
5 priated to the use of any other state agency, compensation shall be
6 paid therefor by the Authority and the damages shall be assessed in
7 the same manner as though the Authority were exercising its power
8 of eminent domain as hereinafter provided in section 18, but neither
9 the Authority or the state agency concerned shall have a right of
10 appeal from the award of damages assessed by the condemnation
11 commission.

1 SEC. 17. The Authority is hereby authorized and empowered to
2 acquire by purchase, whenever it shall deem such purchase expedient,
3 any lands, including the fee simple title thereto, property rights,
4 rights-of-way, franchises, easements, and other interests in land as it
5 may deem necessary or convenient for the construction or operation
6 of any toll road project upon such terms and at such price as may be
7 considered by it to be reasonable and can be agreed upon between the
8 Authority and the owner thereof, and to take title thereto in the name
9 of the state.

1 SEC. 18. 1. The Authority is hereby granted power to acquire
2 by the exercise of the right of eminent domain in the same manner
3 as prescribed for the Iowa state highway commission, any land nec-
4 essary to carry out the duties imposed upon it by this Act, including
5 the fee simple title thereto, property, rights, rights-of-way, franchises,
6 easements, or any other interests in land deemed necessary or proper
7 for the construction or the efficient operation of any toll road project
8 or projects, and also that it deems necessary for the restoration of
9 private or public property destroyed or damaged in the construction
10 of any such project. Title to any property so acquired shall be taken
11 in the name of the state of Iowa and the commission shall be selected

12 by the chief justice of the supreme court under section 472.6, Code of
13 Iowa 1954, in the same manner as though the damages were payable
14 out of the state treasury. The provisions of section 472.26, Code of
15 Iowa 1954, shall not be applicable and the Authority may take pos-
16 session of any land condemned immediately upon complying with
17 section 472.25, Code of Iowa 1954. Attorney fees shall be taxable
18 against the Authority as applicant under the provisions of section
19 472.33, Code of Iowa 1954. The proceedings on behalf of the
20 Authority shall be conducted by an attorney at law selected and em-
21 ployed by the Authority.

22 2. Nothing herein shall authorize the Authority to take or disturb
23 property or facilities belonging to any public utility or to a common
24 carrier, which property or facilities are required for the proper and
25 convenient operation of such public utility or common carrier, unless
26 provision is made for the restoration, relocation or duplication of such
27 property or facilities elsewhere at the sole cost of the Authority, and
28 then only after reasonable written notice to such utility or common
29 carrier of the Authority's proposal to take or disturb its property or
30 facilities and granting an opportunity for the public utility or common
31 carrier to be heard and to offer suggestions as to plans and methods
32 for accomplishing the work contemplated by the Authority.

33 3. With respect to right-of-way above or below any railroad prop-
34 erty, or right-of-way upon which railroad tracks are located, any pow-
35 ers of condemnation may be exercised to acquire only an easement
36 interest therein which shall be located either sufficiently far above
37 or sufficiently far below the grade of any railroad track or tracks upon
38 such railroad property, so that neither the proposed project nor any
39 part thereof, including any bridge, abutments, columns, supporting
40 structures and appurtenances, nor any traffic upon it, shall interfere in
41 any manner with the use, operation or maintenance of the trains,
42 tracks, works or appurtenances or other property of the railroad nor
43 endanger the movement of the trains or traffic upon the tracks of the
44 railroad. Prior to the institution of condemnation proceedings for
45 such easement over or under such railroad property or right-of-way,
46 plans and specifications of the proposed project showing compliance
47 with the above mentioned above or below grade requirements and
48 showing sufficient and safe plans and specifications of such overhead
49 or undergrade structure and appurtenances, shall be submitted to the
50 railroad for examination. If the railroad fails or refuses within thirty
51 days to approve the plans and specifications, the matter shall be sub-
52 mitted to the state commerce commission whose decision, in accord-
53 ance with its usual procedure, shall be final as to the findings of fact
54 on the sufficiency and safety of such plans and specifications.

55 4. In connection with the taking of property or property rights
56 either by purchase or condemnation, the Authority may in its discre-
57 tion, acquire an entire lot, block or tract of land, if, by so doing,
58 the interests of the public will be best served, even though said entire
59 lot, block or tract is not immediately needed for the right-of-way
60 proper.

1 SEC. 19. The Authority is hereby authorized to provide by resolu-
2 tion, at one time, or from time to time, for the issuance of toll road
3 revenue bonds of the Authority for the purpose of paying all or any
4 part of the cost of any one or more toll road projects. The principal

5 of and the interest on such bonds shall be payable solely from the
6 funds herein provided for such payment. The bonds of each issue
7 shall be dated, shall bear interest at such rate or rates not exceeding
8 four per cent (4%) per annum, shall mature at such time or times
9 not exceeding forty (40) years from their date or dates, as may be
10 determined by the Authority, and may be made redeemable before
11 maturity at the option of the Authority, at such price or prices and
12 under such terms and conditions as may be fixed by the Authority
13 prior to the issuance of the bonds. The Authority shall determine the
14 form and the manner of execution of the bonds, including any interest
15 coupons to be attached thereto, and shall fix the denomination or de-
16 nominations of the bonds and the place or places of payment of prin-
17 cipal and interest, which may be at any bank or trust company within
18 or without the state. In case any officer whose signature, or a fac-
19 simile of whose signature shall appear on any bonds or coupons, shall
20 cease to be such officer before the delivery of such bonds, such signa-
21 ture or such facsimile shall nevertheless, be valid and sufficient for all
22 purposes, the same as if he had remained in office until such delivery.
23 The bonds may be issued in coupon or in registered form, or both, as
24 the Authority may determine, and provision may be made for the
25 registration of any coupon bonds as to principal alone and also as to
26 both principal and interest, and for the interchange of registered and
27 coupon bonds. The Authority may sell such bonds in such manner
28 either at public or private sales and for such price as it may deter-
29 mine to be for the best interest of the state, but no such sale shall be
30 made at a price so low as to require the payment of interest on the
31 money received therefor at more than four per cent (4%) per annum,
32 computed with relation to the absolute maturity of the bonds in
33 accordance with standard tables of bond values, excluding, however,
34 from such computation, the amount of any premium to be paid on
35 redemption to any bonds prior to maturity.

1 SEC. 20. Except as hereinafter provided in this section, the pro-
2 ceeds of the bonds of each issue shall be used solely for the payment
3 of the cost of the toll road project or projects for which such bonds
4 shall have been issued, and disbursed in such manner and under such
5 restrictions, if any, as the Authority may provide in the resolution
6 authorizing the issuance of such bonds or in the trust agreement here-
7 inafter mentioned securing the same. If the proceeds of the bonds of
8 any issue, by error of estimates or otherwise, shall be less than such
9 cost, additional bonds may in like manner be issued to provide the
10 amount of such deficit, and, unless otherwise provided in the resolu-
11 tion authorizing the issuance of such bonds, or in the trust agreement
12 securing the same, shall be deemed to be of the same issue and shall be
13 entitled to payment from the same fund without preference or pri-
14 ority of the bonds first issued. If the proceeds of the bonds of any
15 issue shall exceed the cost of the toll road project, or projects for
16 which the same shall have been issued, the surplus shall be deposited
17 to the credit of the sinking fund for such bonds or may be applied to
18 the payment of the cost of any other toll road project.

1 SEC. 21. Bonds may be issued under the provision of this Act
2 without obtaining the consent of any department, division, commis-
3 sion, board or agency of the state, and without any other proceedings

4 or the happening of any other conditions or things than those proceed-
5 ings, conditions or things which are specifically required by this Act.
6 Prior to the preparation of definitive bonds, the Authority may, under
7 like restrictions, issue interim receipts or temporary bonds, with or
8 without coupons, exchangeable for definitive bonds when such bonds
9 shall have been executed and are available for delivery. The Authority
10 may also provide for the replacement of any bonds which shall become
11 mutilated or shall be destroyed or lost.

1 SEC. 22. In the discretion of the Authority, any bonds issued
2 under the provisions of this Act may be secured by a trust agreement
3 by and between the Authority and a corporate trustee, which may be
4 any trust company or bank within or without the state, having the
5 powers of a trust company. Such trust agreement or the resolution
6 providing for the issuance of such bonds, shall pledge or assign the
7 tolls and other revenues to be received, but shall not convey or mort-
8 gage any toll road project or any part thereof. Such trust agreement
9 or resolution providing for the issuance of such bonds, may contain
10 such provisions for protecting and enforcing the rights and remedies
11 of the bondholders as may be reasonable and proper and not in viola-
12 tion of law, including covenants setting forth the duties of the
13 Authority in relation to the acquisition of property and the construc-
14 tion, improvement, maintenance, repair, operation and insurance of
15 the toll road project or projects or the portion thereof in connection
16 with which such bonds shall have been authorized, in relation to the
17 rates, establishment and subsequent revision of toll to be charged,
18 the custody, safeguarding and application of all moneys, and condi-
19 tions or limitations with respect to the issuance of additional bonds.
20 It shall be lawful for any bank or trust company incorporated under
21 the laws of the state which may act as depository of the proceeds of
22 bonds or of revenues, to furnish such indemnifying bonds or to pledge
23 such securities as may be required by the Authority. Any such trust
24 agreement may set forth the rights and remedies of the bondholders
25 and of the trustee and may restrict the individual right of action by
26 bondholders. In addition to the foregoing, any such trust agreement
27 or resolution may contain such other provisions as the Authority may
28 deem reasonable and proper for the security of the bondholders. All
29 expenses incurred in carrying out the provisions of such trust agree-
30 ment or resolution, may be treated as a part of the cost of the opera-
31 tion or construction of the toll road project or projects.

1 SEC. 23. Toll road revenue bonds issued under the provisions of
2 this Act shall not be deemed to constitute a liability or debt of the
3 state or of any political subdivision thereof or a pledge of the faith and
4 credit of the state or of any such political subdivision, but such bonds
5 shall be payable solely from the funds pledged for their payment as
6 authorized herein, unless such bonds are refunded by refunding bonds
7 issued under the provisions of this Act, which refunding bonds shall
8 be payable solely from funds pledged for their payment as authorized
9 herein. All such toll road revenue bonds shall contain on the face
10 thereof a statement to the effect that the bonds, as to both principal
11 and interest, are not an obligation or liability or debt of the state of
12 Iowa, or of any political subdivision thereof, but are payable solely
13 from the revenues and funds pledged for their payment.

1 **SEC. 24.** The Authority is hereby authorized to combine any two
2 or more toll road projects for financing purposes and to fix, revise,
3 charge, and collect tolls for the use of each toll road project financed
4 under the provisions of this Act and the different parts or sections
5 thereof, and to contract in the manner herein provided, with any
6 person, partnership, association, or corporation desiring the use of
7 any part thereof, including the right-of-way adjoining the paved portion,
8 for placing thereon telephone, telegraph, electric light or power
9 lines, service stations, garages, and restaurants, and to fix the term,
10 conditions, rents and rates of charge for such use, provided that no
11 toll, charge or rental shall be made by the Authority for placing in,
12 on, along, over or under such toll road project, such telephone, tele-
13 graph, electric light or power lines, equipment or facilities as may be
14 necessary to serve establishments located on the toll road project,
15 or as may be necessary to inter-connect any public utility facilities,
16 and provided that if service stations, restaurants, or other facilities
17 or locations thereof are authorized on any toll road, then a sufficient
18 number of such stations or locations shall be established to permit
19 reasonable competition by private business in the public interest. Any
20 person having acquired the right to use a service station or location
21 therefor upon any toll road, may equip and operate the same or pro-
22 vide for the operation thereof by a third person, but no person shall
23 have the use of nor shall the automotive fuel products of any refiner,
24 supplier or distributor be dispensed through (a) more than twenty
25 (20) per cent of the service stations along any toll road, nor (b) more
26 than one service station in the same service area. Contracts for the
27 operation of service stations, garages, restaurants, parking facilities,
28 or other purposes, to any one concessionaire shall not exceed twenty
29 (20) percent of such number of similar establishments along any toll
30 road, and shall be made in writing with the bidder whose bid in con-
31 sideration of the public interest is determined by the Authority to be
32 the best bid received, after advertising for three consecutive weeks
33 in two newspapers in the state, and in such other publications as the
34 Authority shall determine. Such notice shall state the general char-
35 acter of the operation proposed, where plans and specifications may
36 be examined, and the time and place of receiving bids. Bids shall
37 contain the full name of every person or company interested in it, and
38 shall be in such form as the Authority shall require. The Authority
39 may reject any and all bids. All contracts shall be preserved in the
40 office of the Authority. Such tolls shall be so fixed and adjusted in
41 respect to the aggregate of tolls on each toll road project, or the
42 projects so combined and the different parts or sections thereof so as
43 to provide funds sufficient with other revenues from such project or
44 projects, if any, to pay (a) the cost of maintaining, repairing and
45 operating such toll road project or projects, and (b) the principal of
46 and the interest on the bonds issued under the provisions of this Act
47 on account of such project or projects as the same shall become due
48 and payable, and to create reserves for such purposes. Such tolls shall
49 not be subject to supervision or regulation by any other commission,
50 board or agency of the state. The tolls and all other revenues derived
51 from each toll road project or the projects so combined and the dif-
52 ferent parts or section thereof, except such part thereof as may be
53 necessary to pay such cost of maintenance, repair and operation and

54 to provide such reserves therefor as may be provided for in the reso-
55 lution authorizing the issuance of such bonds, or in the trust agree-
56 ment securing the same, shall be set aside at such regular intervals
57 as may be provided in such resolution or such trust agreement in a
58 sinking fund which is hereby pledged to, and charged with, the pay-
59 ment of the principal of and the interest on such bonds as the same
60 shall become due, and the redemption price or the purchase price of
61 bonds retired by call or purchase as therein provided. Such pledge
62 shall be valid and binding from the time when the pledge is made.
63 The tolls or other revenues or other moneys so pledged and thereafter
64 received by the Authority shall immediately be subject to the lien of
65 such pledge without any physical delivery thereof or further act, and
66 the lien of any such pledge shall be valid and binding as against all
67 parties having claims of any kind in contract or otherwise against the
68 Authority, irrespective of whether such parties have notice thereof
69 and without regard to the dates on which said claims accrued. Neither
70 the resolution nor any trust agreement by which a pledge is created
71 need be filed or recorded except in the records of the Authority. The
72 use and disposition of moneys to the credit of such sinking fund shall
73 be subject to the provisions of the resolution authorizing the issuance
74 of such bonds or of such trust agreement. Except as may be otherwise
75 provided in such resolution or such trust agreement, such sinking fund
76 shall be a fund for all such bonds without distinction or priority of
77 one over another.

1 SEC. 25. All moneys received pursuant to the Authority of this
2 Act, whether as proceeds from the sale of bonds or as revenues, shall
3 be deemed to be trust funds, to be held and applied solely as provided
4 in this Act. The resolution authorizing the issuance of bonds of any
5 issue or the trust agreement securing such bonds, shall provide that
6 any officer with whom or any bank or trust company with which such
7 money shall be deposited shall act as trustee of such moneys and shall
8 hold and apply the same for the purposes hereof, subject to such reg-
9 ulations as this Act and such resolution or trust agreement may pro-
10 vide. Said resolution or trust agreement may provide for the invest-
11 ment of such moneys, or any part thereof not needed for current use.

1 SEC. 26. Any holder of bonds issued under the provisions of this
2 Act or any of the coupons appertaining thereto, and the trustee under
3 any trust agreement, except to the extent the rights herein given
4 may be restricted by such trust agreement or the resolution authoriz-
5 ing the issuance of such bonds, may, either at law or in equity, by suit,
6 action, mandamus or other proceedings, protect and enforce any and
7 all rights under the laws of the state or granted hereunder or under
8 such trust agreement or the resolution authorizing the issuance of
9 such bonds, and may enforce and compel the performance of all duties
10 required by this Act or by such trust agreement or resolution to be
11 performed by the Authority or by any officer thereof, including the
12 fixing, charging and collection of tolls. Notwithstanding any of the
13 foregoing provisions of this Act, all such bonds shall be deemed nego-
14 tiable instruments under the laws of this state.

1 SEC. 27. The exercise of the powers granted by this Act will be
2 in all respects for the benefit of the people of the state and for the
3 increase of their commerce and prosperity, and the operation and

4 maintenance of toll road projects by the Authority and will constitute
5 the performance of essential governmental functions.

1 SEC. 28. The Authority shall not be required to pay any taxes or
2 assessments upon any toll road project or any property acquired or
3 used by the Authority under the provisions of this Act or upon the
4 income therefrom, and the bonds issued under the provisions of this
5 Act, their transfer and the income therefrom, including any profit
6 made on the sale thereof, shall at all times be free from taxation
7 within the state provided, however, that nothing herein shall be con-
8 strued as exempting said bonds in the hands of the purchasers thereof
9 from any applicable taxes imposed by the state of Iowa.

1 SEC. 29. Bonds issued by the Authority under the provisions of
2 this Act, are hereby made securities in which the state and all political
3 subdivisions of the state, all banks, savings banks, trust companies,
4 insurance companies, assurance, casualty, fidelity and guaranty com-
5 panies, savings and loan associations, all administrators, executors,
6 guardians, trustees, and all other fiduciaries, and all others who now
7 are or may hereafter be authorized to invest in bonds or other obliga-
8 tions of the state, may properly and legally invest funds, including
9 capital belonging to them or within their control. Such bonds are
10 hereby made securities which may properly and legally be deposited
11 with and received by any state or municipal officer or any agency or
12 political subdivision of the state for any purpose for which the deposit
13 of bonds or obligations is now or may hereafter be authorized by law.

1 SEC. 30. The statutes of the state of Iowa relative to motor ve-
2 hicles and the law of the road, shall be applicable to this project and
3 public police officers shall be afforded ready access while in the per-
4 formance of their official duty to all property under the jurisdiction
5 of the Authority without the payment of tolls.

1 SEC. 31. 1. Each toll road project when constructed and opened
2 to traffic, shall be maintained and kept in good condition and repair
3 by the Authority, and the Authority shall have power to purchase or
4 otherwise acquire all necessary tools, machinery, supplies and mate-
5 rials, and to employ all necessary labor therefor, or the Authority may
6 provide for the proper repair and maintenance of such project by con-
7 tract. Each such project shall be policed and operated by such force
8 of police, tolltakers and other operating employees as the Authority
9 may in its discretion employ.

10 2. All public or private property damaged or destroyed by the con-
11 struction of any toll road project under the provisions of this Act,
12 shall be restored or repaired and placed in its original condition as
13 nearly as practicable or adequate compensation made therefor out of
14 funds provided under the authority of this Act.

1 SEC. 32. All counties, cities, towns, townships and other political
2 subdivisions and all public agencies and commissions of the state,
3 notwithstanding any contrary provision of law, are hereby authorized
4 and empowered to lease, lend, grant or convey to the Authority at its
5 request upon such terms and conditions as the proper authorities of
6 such counties, cities, towns, townships, or other political subdivisions
7 or public agencies and commissions of the state may deem reasonable
8 and fair and without the necessity for an advertisement, order of

9 court or other action or formality, other than the regular and formal
10 action of the authorities concerned, any real property which may be
11 necessary or convenient to the effectuation of the authorized pur-
12 poses of the Authority, including public roads and other real property
13 already devoted to public use.

1 SEC. 33. On or before the first (1st) day of February in each year,
2 the Authority shall make an annual report of its activities for the pre-
3 ceding calendar year to the governor and the general assembly. Each
4 such report shall set forth a complete operating and financial state-
5 ment covering its operations during the year. The Authority shall
6 cause an audit of its books and accounts to be made at least once each
7 year by certified public accountants and the cost thereof may be
8 treated as a part of the cost of construction or of operation of the
9 project.

1 SEC. 34. Any member, agent or employee of the Authority who is
2 interested, either directly or indirectly, in any contract of another
3 with the Authority, or in the sale of any property, either real or per-
4 sonal to the Authority, shall be guilty of a misdemeanor and pun-
5 ished by a fine of not more than one thousand dollars (\$1,000.00),
6 or by imprisonment in the county jail for not more than one year, or
7 both. The provisions of this paragraph shall not apply, however, to
8 contracts or purchases of property, real or personal, between the
9 Authority and other departments or subdivisions of state government.

1 SEC. 35. The Authority is hereby authorized to provide by reso-
2 lution for the issuance of toll road revenue refunding bonds payable
3 solely from revenues for the purpose of refunding any bonds then out-
4 standing which shall have been issued under the provisions of this
5 Act, including the payment of any redemption premium thereon and
6 any interest accrued, or to accrue, to the date of redemption of such
7 bonds, and, if deemed advisable by the Authority, for the additional
8 purpose of constructing improvements, extensions or enlargements
9 of the toll road project, or projects, in connection with which the
10 bonds to be refunded shall have been issued. The Authority is further
11 authorized to provide by resolution for the issuance of its toll road
12 revenue bonds for the combined purpose of (a) refunding any bonds
13 then outstanding which shall have been issued under the provisions
14 of this Act, including the payment of any redemption premium there-
15 on and any interest accrued or to accrue to the date of redemption of
16 such bonds, and (b) paying all or any part of the cost of any addi-
17 tional toll road project or projects. The issuance of such bonds, the
18 maturities and other details thereof, the rights of the holders thereof,
19 and the rights, duties and obligations of the Authority in respect to
20 the same, shall be governed by the provisions of this Act insofar as
21 the same may be applicable.

1 SEC. 36. When all toll road bonds issued under the provisions of
2 this Act in connection with any project or projects and the interest
3 thereon, shall have been paid, such project or extension or section
4 thereof, if then in good condition and repair to the satisfaction of the
5 Iowa state highway commission, shall become part of the state high-
6 way system and shall thereafter be maintained under the control and
7 supervision of the Iowa state highway commission, unless otherwise
8 directed by the state legislature.

1 SEC. 37. This Act shall be deemed to provide an additional and
 2 alternative method for the doing of the things authorized thereby, and
 3 shall be regarded as supplemental and additional to powers conferred
 4 by other laws, and shall not be regarded as in derogation* of any
 5 powers now existing; provided, however, that the issuance of toll road
 6 revenue bonds, or toll road revenue refunding bonds, under the pro-
 7 visions of this Act, need not comply with the requirements of any
 8 other law applicable to the issuance of other types of revenue or gen-
 9 eral obligation bonds.

1 SEC. 38. This Act, being necessary for the welfare of the state
 2 and its inhabitants, shall be liberally construed to effect the purposes
 3 thereof.

1 SEC. 39. The provisions of this Act are severable, and if any of its
 2 provisions shall be held unconstitutional by any court of competent
 3 jurisdiction, the decision of such court shall not affect or impair any
 4 of the remaining provisions.

1 SEC. 40. The Iowa State Highway Commission is hereby author-
 2 ized to provide the sum of seventy-five thousand dollars (\$75,000.00)
 3 or so much thereof as may be necessary to carry out the proposals of
 4 this Act and for compensation and expenses audited according to law.
 5 None of said funds may be expended for promotion. Upon the sale
 6 of toll revenue bonds for any project, or projects, any money ex-
 7 pended from this sum shall be reimbursed to the Iowa State Highway
 8 Commission from the proceeds of such bonds without interest.

1 SEC. 41. This Act, being deemed of immediate importance, shall be
 2 in full force and effect from and after its publication in Iowa City
 3 Press-Citizen, a newspaper published at Iowa City, Iowa, and The
 4 Daily Reporter, a newspaper published at Sioux City, Iowa.

Approved April 29, 1955.

I hereby certify that the foregoing Act, Senate File 96, was published in the Iowa City
 Press Citizen, Iowa City, Iowa, May 11, 1955, and in The Daily Reporter, Sioux City,
 Iowa, May 13, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 153

NOXIOUS WEEDS

H. F. 76

AN ACT to amend section three hundred seventeen point one (317.1), Code 1954, re-
 lating to primary noxious weeds.

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

1 SECTION 1. Section three hundred seventeen point one (317.1),
 2 Code 1954, is hereby amended by inserting after the word "repens)"
 3 in line thirteen (13) the following: ", buckthorn (rhamnus)".

Approved April 21, 1955.

*According to enrolled Act.

CHAPTER 154

MOTOR VEHICLE DEFINITIONS

H. F. 288

AN ACT relating to the definition of new and used motor vehicles.

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

1 SECTION 1. Amend section three hundred twenty-one point one
2 (321.1), Code 1954, by striking from subsection two (2) everything
3 after the word "state" in line eleven (11) thereof and inserting in
4 lieu thereof the following: "which has been sold 'at retail' as defined
5 in chapter three hundred twenty-two (322) of the Code and pre-
6 viously registered in this or any other state."

1 SEC. 2. Amend section three hundred twenty-two point two
2 (322.2), Code 1954, subsection six (6), by striking therefrom every-
3 thing after the word "state" in line four (4) and inserting in lieu
4 thereof the following: "which has been sold 'at retail' as defined in
5 this chapter and previously registered in this or any other state."

1 SEC. 3. Amend section four hundred twenty-three point one
2 (423.1), Code 1954, by adding to subsection seven (7) the following:
3 "New motor vehicle" shall mean any motor vehicle of a type sub-
4 ject to registration under the laws of this state which has not been
5 previously registered in this or any other state.

6 "Used motor vehicle" shall mean any other motor vehicle.

Approved April 27, 1955.

CHAPTER 155

PORTABLE LIVESTOCK CHUTES

S. F. 126

AN ACT to define portable livestock loading chutes as instruments of husbandry.

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

1 SECTION 1. Subsection sixteen (16) of section three hundred
2 twenty-one point one (321.1), Code 1954, is hereby amended by in-
3 serting following the word "operations" in line five (5) thereof the
4 following: "and shall include portable livestock loading chutes with-
5 out regard to whether such chutes are used by the owner in the conduct
6 of his agricultural operations, provided however, that such chutes are
7 not used as a vehicle on the highway for the purpose of transporting
8 property".

Approved April 21, 1955.

CHAPTER 156

LAW ENFORCEMENT OFFICERS' MOTOR VEHICLE PLATES

S. F. 27

AN ACT relating to the use of regular registration plates on publicly owned motor vehicles in certain cases.

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

1 SECTION 1. Section three hundred twenty-one point nineteen
2 (321.19), Code 1954, is hereby amended by striking from the end
3 thereof the words, "upon a showing of need and necessity therefor"
4 and inserting in lieu thereof the words, "used by peace officers in the
5 enforcement of the law and persons enforcing the drug and narcotic
6 laws".

Approved April 22, 1955.

CHAPTER 157

MOTOR VEHICLES

S. F. 397

AN ACT to amend and repeal certain sections of chapter three hundred twenty-one (321), Code 1954, relating to motor vehicles and law of the road.

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

1 SECTION 1. Section three hundred twenty-one point twenty
2 (321.20), Code 1954, is hereby amended by inserting after the word
3 "department" in line eight (8) the following: ", accompanied by a fee
4 of seventy-five cents,".

1 SEC. 2. Section three hundred twenty-one point forty-five
2 (321.45), subsection two (2), Code 1954, is hereby amended by strik-
3 ing the comma in line one (1) after the figures "321.50" and in-
4 serting in lieu thereof the following: "and except for the purpose of
5 section three hundred twenty-one point four hundred ninety-three
6 (321.493), of the Code".

7 Said subsection two (2) is further amended by striking the word
8 "No" in line fourteen (14) and inserting in lieu thereof the following:
9 "Except as provided in section three hundred twenty-one point fifty
10 (321.50), of the Code, and except for the purpose of section three hun-
11 dred twenty-one point four hundred ninety-three (321.493), of the
12 Code, no".

13 Said subsection two (2) is further amended by inserting in line
14 twenty (20) after the word "issued" the words "or assigned".

1 SEC. 3. Section three hundred twenty-one point forty-seven
2 (321.47), Code 1954, is hereby amended by inserting in line nine (9)
3 after the comma the following: "or is sold to satisfy a landlord's lien
4 as provided in chapter five hundred seventy (570), or a storage lien
5 as provided in chapter five hundred seventy-nine (579),".

6 Said section is further amended by adding thereto the following:
7 "Evidence of extinction may consist of, but is not limited to, an affi-

8 davit of the applicant stating that a chattel mortgage was foreclosed
9 as proved* in chapter six hundred fifty-two (652), or stating that re-
10 possession was had upon default in performance of a conditional sales
11 contract and that the vehicle was sold or the rights of the conditional
12 vendee thereunder forfeited not less than ten days after notice of sale
13 or forfeiture was mailed by registered mail to each holder of a lien at
14 this* address shown on the prior certificate of title or on the records
15 in the office of the county treasurer."

1 SEC. 4. Section three hundred twenty-one point fifty (321.50),
2 Code 1954, is hereby amended by striking from line thirty (30) the
3 words "seventy-five cents" and substituting in lieu thereof the follow-
4 ing words "one dollar".

5 Said section is further amended by striking from line fifty (50) the
6 words "seventy-five cents" and substituting in lieu thereof the follow-
7 ing words "one dollar".

8 Said section is further amended by adding after the period in line
9 eleven (11) the following: "Provided, the inclusion of a motor vehicle
10 in a chattel mortgage describing other property as security shall not
11 deprive said chattel mortgage of eligibility for filing or recording in
12 the office of the county recorder."

1 SEC. 5. Section three hundred twenty-one point fifty-one (321.51),
2 Code 1954, is hereby repealed.

1 SEC. 6. Section three hundred twenty-one point one hundred nine
2 (321.109), Code 1954, is hereby amended by inserting in line thirty-
3 four (34) after the word "certificate" the following words: "or cer-
4 tificate".

5 Said section is further amended by adding thereto the following:
6 "The person in whose name the title to said motor vehicle is registered
7 may execute or acknowledge existence of a lien thereon without the
8 signature of his spouse, the provisions of section five hundred fifty-six
9 point one (556.1), notwithstanding."

1 SEC. 7. Section three hundred twenty-one point one hundred fifty-
2 two (321.152), Code 1954, is hereby amended by inserting in line
3 seven (7) after the word "and" the following words: "sixty-five
4 cents".

1 SEC. 8. Section three hundred twenty-one point four hundred
2 ninety-three (321.493), Code 1954, is hereby amended by striking the
3 word "car" in lines two (2) and four (4) and inserting in lieu thereof
4 in both lines the words "motor vehicle".

5 Said section is hereby further amended by adding thereto the
6 following: "A person who has made a bona fide sale or transfer of his
7 right, title, or interest in or to a motor vehicle and who has delivered
8 possession of such motor vehicle to the purchaser or transferee shall
9 not be liable for any damage thereafter resulting from negligent oper-
10 ation of such motor vehicle by another, but the purchaser or trans-
11 feree to whom possession was delivered shall be deemed the owner.
12 The provisions of subsection two (2) of section three hundred twenty-
13 one point forty-five (321.45) as amended shall not apply in deter-

*According to enrolled Act.

14 mining, for the purpose of fixing liability hereunder, whether such sale
15 or transfer was made.”.

1 SEC. 9. Section three hundred twenty-one point forty-nine
2 (321.49), Code 1954, is hereby amended by striking from line four (4)
3 of subsection one (1) the word “actual” and by striking all of line five
4 (5) of said subsection and inserting in lieu thereof the following: “the
5 date of assignment or transfer of title, a penalty of five dollars
6 (\$5.00)”.

Approved April 28, 1955.

CHAPTER 158
SANITARY DISTRICTS
S. F. 330

AN ACT relating to sanitary districts.

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

1 SECTION 1. Section three hundred fifty-eight point one (358.1),
2 Code 1954, is hereby amended by striking from lines two (2) and
3 three (3) the following: “contains one or more cities, towns or vil-
4 lages and”.

1 SEC. 2. Section three hundred ninety-four point six (394.6), Code
2 1954, is amended as follows:

3 1. Insert in the fourteenth (14th) line from the end of the section
4 after the word “municipality” the following: “or the trustees of the
5 sanitary district”.

6 2. Insert in the twelfth (12) line from the end of the section after
7 the word “municipality” the following: “or sanitary district”.

8 3. Insert in the eighth (8th) line from the end of the section after
9 the word “town” the following: “or sanitary district”.

10 4. Insert in the sixth (6th) line from the end of the section after
11 the word “municipality” the following: “or sanitary district”.

12 5. Insert in the last line of the section after the word “municipality”
13 the following: “or sanitary district”.

1 SEC. 3. This Act being deemed of immediate importance shall
2 take effect and be in force from and after its publication in The Jour-
3 nal-Herald, a newspaper published in Avoca, Iowa, and in The Oak-
4 land Acorn, a newspaper published in Oakland, Iowa.

Approved April 28, 1955.

I hereby certify that the foregoing Act, Senate File 330, was published in The Journal-Herald, Avoca, Iowa, May 5, 1955, and in The Oakland Acorn, Oakland, Iowa, May 5, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 159

DECEASED PERSONS' VEHICLES TRANSFERRED

S. F. 263

AN ACT relating to the transfer of the motor vehicles of deceased persons.

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

1 SECTION 1. Section three hundred twenty-one point forty-five
2 (321.45), subsection three (3), Code 1954, is hereby amended by in-
3 serting after the word "owner" in lines two (2) and ten (10) the fol-
4 lowing: ", except as otherwise provided in this chapter,".

1 SEC. 2. Section three hundred twenty-one point forty-seven
2 (321.47), Code 1954, is hereby amended by inserting in line twenty-
3 five (25) after the period (.) the following:

4 "The person or persons entitled under the laws of descent and dis-
5 tribution of an intestate's property to the possession and ownership
6 of a vehicle owned in whole or in part by a decedent, upon filing an
7 affidavit stating the name and date of death of the decedent, the right
8 to possession and ownership of the persons filing said affidavit, and
9 that there has been no administration of the said decedent's estate,
10 which instrument shall also contain an agreement to indemnify any
11 creditors of the decedent who would be entitled to levy execution upon
12 said motor vehicle to the extent of the value of said motor vehicle,
13 shall be entitled upon fulfilling the other requirements of this chapter,
14 to the issuance of a registration card for the interest of the decedent
15 in such vehicle and a certificate of title thereto."

1 SEC. 3. No requirement of either chapter four hundred fifty (450)
2 or four hundred fifty-one (451), Code 1954, shall be considered sat-
3 isfied by the filing of the affidavit provided for in section three hun-
4 dred twenty-one point forty-seven (321.47).

Approved April 28, 1955.

CHAPTER 160

RECKLESS DRIVING PENALTIES

H. F. 419

AN ACT to amend sections three hundred twenty-one point two hundred nine (321.209),
and three hundred twenty-one point two hundred twelve (321.212), Code 1954,
relating to reckless driving and speed restriction violations.

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

1 SECTION 1. Section three hundred twenty-one point two hundred
2 nine (321.209), Code 1954, is hereby amended by striking in line two
3 (2) of subsection six (6) thereof the words "three charges" and in-
4 serting in lieu thereof the words "two charges", and by inserting a
5 period (.) after the word "driving" in line two (2) thereof and strik-
6 ing the remainder of said subsection.

1 SEC. 2. Section three hundred twenty-one point two hundred nine
2 (321.209), Code 1954, is hereby amended by adding the following
3 subsection.

4 "Conviction, or forfeiture of bail not vacated, upon three charges
5 of any speed restriction violation under the provisions of sections
6 three hundred twenty-one point two hundred eighty-five (321.285) to
7 three hundred twenty-one point two hundred eighty-seven (321.287),
8 inclusive, committed within a period of twelve (12) months."

1 SEC. 3. Section three hundred twenty-one point two hundred
2 twelve (321.212), Code 1954, is hereby amended by adding thereto the
3 following:

4 "The department shall not suspend a license under the provisions
5 of section two (2) of this Act and subsection six (6) of section three
6 hundred twenty-one point two hundred nine (321.209) for more than
7 thirty (30) days nor less than five (5) days as recommended by the
8 trial court."

Approved May 9, 1955.

CHAPTER 161

PROTECTION OF THE BLIND

H. F. 211

AN ACT to amend section three hundred twenty-one point three hundred thirty-three (321.333) and section three hundred twenty-one point three hundred thirty-four (321.334), Code 1954, relating to protection of blind.

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

1 SECTION 1. Section three hundred twenty-one point three hundred
2 thirty-three (321.333), Code 1954, is hereby amended by inserting
3 after the comma (,) following the word "red" in line six (6) "or
4 being led by a guide dog wearing a harness and walking on either
5 side of or slightly in front of said blind person,". Section three hun-
6 dred twenty-one point three hundred thirty-three (321.333), Code
7 1954, is further amended by striking the period (.) in line ten (10)
8 after the word "red" and adding the following: "or being led by a
9 guide dog."

1 SEC. 2. Section three hundred twenty-one point three hundred
2 thirty-four (321.334), Code 1954, is hereby amended by adding after
3 the comma (,) following the word "red" in line seven (7) "or being
4 led by a guide dog,".

Approved April 1, 1955.

CHAPTER 162

RESERVED PARKING SPACES

H. F. 446

AN ACT to prescribe reserved space in front of certain types of buildings and to amend section three hundred twenty-one point three hundred sixty (321.360), Code 1954, relating thereto.

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

1 SECTION 1. Section three hundred twenty-one point three hundred
2 sixty (321.360), Code 1954, is hereby amended by striking from line
3 one (1) thereof the word "twenty-five" and by inserting in lieu thereof
4 the following: "not to exceed fifty".

Approved April 6, 1955.

CHAPTER 163

THROWING DEBRIS ON HIGHWAY

H. F. 346

AN ACT to amend section three hundred twenty-one point three hundred sixty-nine (321.369) and three hundred twenty-one point three hundred seventy (321.370), Code 1954, relating to throwing or depositing substances on the highway.

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

1 SECTION 1. Section three hundred twenty-one point three hundred
2 sixty-nine (321.369), Code 1954, is hereby amended by striking all
3 of the section after the comma (,) in line four (4) and adding in lieu
4 thereof the following:
5 "trash, garbage, rubbish, litter, offal, or any other debris. No sub-
6 stance likely to injure any person, animal or vehicle upon such highway
7 shall be thrown or deposited by any person upon any highway."

1 SEC. 2. Section three hundred twenty-one point three hundred
2 seventy (321.370), Code 1954, is hereby amended by inserting in line
3 four (4) after the word "material" the following: "and other material
4 as defined in section three hundred twenty-one point three hundred
5 sixty-nine (321.369) of the Code."

Approved April 22, 1955.

CHAPTER 164

SCHOOL BUS SPEED LIMITS

S. F. 129

AN ACT to amend section three hundred twenty-one point three hundred seventy-seven (321.377), Code 1954, relating to maximum speed limit for school busses.

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

1 SECTION 1. Section three hundred twenty-one point three hundred
2 seventy-seven (321.377), Code 1954, is amended by striking from line

3 three (3) the word "thirty-five" and inserting in lieu thereof the word
4 "forty-five".

1 SEC. 2. Further amend section three hundred twenty-one point
2 three hundred seventy-seven (321.377), Code 1954, by inserting after
3 the word "hour" in line 3 the following: "except that when used for
4 purposes of an educational trip or for transporting pupils to and from
5 any extra-curricular activity a school bus may be operated at a speed
6 not exceeding fifty (50) miles per hour".

Approved February 16, 1955.

CHAPTER 165

MOTOR VEHICLE LIGHTS

H. F. 97

AN ACT relating to the lighting equipment of motor vehicles.

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

1 SECTION 1. Section three hundred twenty-one point three hundred
2 eighty-four (321.384), subsection one (1), Code 1954, is hereby re-
3 pealed, and the following is inserted in lieu thereof:

4 "Every motor vehicle upon a highway within the state, at any time
5 from one-half hour after sunset to one-half hour before sunrise, and
6 at such other times when conditions such as fog, snow, sleet, or rain
7 provide insufficient lighting to render clearly discernible persons and
8 vehicles on the highway at a distance of five hundred (500) feet ahead,
9 shall display lighted head lamps as provided in section three of Senate
10 File 200, Acts of the Fifty-sixth General Assembly* subject to excep-
11 tions with respect to parked vehicles as hereinafter stated."

Approved April 12, 1955.

CHAPTER 166

MOTOR VEHICLE LIGHTS

S. F. 200

AN ACT relating to multiple-beam road lighting equipment of vehicles.

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

1 SECTION 1. Sections three hundred twenty-one point four hundred
2 nine (321.409), three hundred twenty-one point four hundred ten
3 (321.410), three hundred twenty-one point four hundred eleven
4 (321.411), three hundred twenty-one point four hundred twelve
5 (321.412), three hundred twenty-one point four hundred thirteen
6 (321.413), three hundred twenty-one point four hundred fourteen
7 (321.414), three hundred twenty-one point four hundred fifteen
8 (321.415), three hundred twenty-one point four hundred sixteen

*56 G.A., Ch. 166, §3.

9 (321.416), three hundred twenty-one point four hundred twenty-four
10 (321.424), three hundred twenty-one point four hundred twenty-five
11 (321.425), three hundred twenty-one point four hundred twenty-six
12 (321.426), three hundred twenty-one point four hundred twenty-seven
13 (321.427) and three hundred twenty-one point four hundred twenty-
14 eight (321.428), Code 1954, are hereby repealed.

1 SEC. 2. Except as hereinafter provided, the headlamps or the
2 auxiliary driving lamp or the auxiliary passing lamp or combination
3 thereof on motor vehicles other than motorcycles or motor driven
4 cycles shall be so arranged that the driver may select at will between
5 distributions of light projected to different elevations and such lamps
6 may, in addition, be so arranged that such selection can be made
7 automatically, subject to the following limitations:

8 1. There shall be an uppermost distribution of light, or composite
9 beam, so aimed and of such intensity as to reveal persons and vehicles
10 at a distance of at least three hundred fifty feet ahead for all condi-
11 tions.

12 2. There shall be a lowermost distribution of light, or composite
13 beam so aimed and of sufficient intensity to reveal persons and vehicles
14 at a distance of at least one hundred feet ahead; and on a straight
15 level road under any condition of loading none of the high-intensity
16 portion of the beam shall be directed to strike the eyes of an approach-
17 ing driver.

18 3. Every new motor vehicle, other than a motorcycle or motor
19 driven cycle, registered in this state after January 1, 1956, which has
20 multiple beam road lighting equipment shall be equipped with a beam
21 indicator, which shall be lighted whenever the uppermost distribution
22 of light from the head lamps is in use, and shall not otherwise be
23 lighted. Said indicator shall be so designed and located that when
24 lighted it will be readily visible without glare to the driver of the
25 vehicle so equipped.

1 SEC. 3. Whenever a motor vehicle is being operated on a roadway
2 or shoulder adjacent thereto during the times specified in section
3 321.384, the driver shall use a distribution of light, or composite beam,
4 directed high enough and of sufficient intensity to reveal persons and
5 vehicles at a safe distance in advance of the vehicle, subject to the
6 following requirements and limitations:

7 Whenever a driver of a vehicle approaches an oncoming vehicle
8 within five hundred feet, such driver shall use a distribution of light,
9 or composite beam, so aimed that the glaring rays are not projected
10 into the eyes of the oncoming driver. The lowermost distribution of
11 light, or composite beam, specified in subsection 2 of section 2 of this
12 Act shall be deemed to avoid glare at all times, regardless of road
13 contour and loading.

14 Whenever the driver of a vehicle follows another vehicle within two
15 hundred feet to the rear, except when engaged in the act of overtaking
16 and passing, such driver shall use a distribution of light permissible
17 under this chapter other than the uppermost distribution of light speci-
18 fied in subsection 1 of section 2 of this Act.

1 SEC. 4. On and after the effective date of this Act no person shall
2 have for sale, sell, or offer for sale for use upon or as a part of the
3 equipment of a motor vehicle, trailer, or semitrailer, or use upon any

4 such vehicle any headlamp, auxiliary, or fog lamp, rear lamp, signal
5 lamp, or reflector, which reflector is required hereunder, or parts of
6 any of the foregoing which tend to change the original design or
7 performance, unless of a type which has been submitted to the commis-
8 sioner and approved by him.

9 The foregoing provisions of this section shall not apply to equip-
10 ment in actual use when this section is adopted or replacement parts
11 therefor.

12 No person shall have for sale, sell, or offer for sale for use upon or
13 as a part of the equipment of a motor vehicle, trailer, or semitrailer
14 any lamp or device mentioned in this section which has been approved
15 by the commissioner unless such lamp or device bears thereon the
16 trade-mark or name under which it is approved so as to be legible when
17 installed.

18 No person shall use upon any motor vehicle, trailer, or semitrailer
19 any lamps mentioned in this section unless said lamps are mounted,
20 adjusted and aimed in accordance with instructions of the commis-
21 sioner.

1 SEC. 5. The commissioner is hereby authorized to approve or
2 disapprove lighting devices and to issue and enforce regulations estab-
3 lishing standards and specifications for the approval of such lighting
4 devices, their installation, adjustment and aiming, and adjustment
5 when in use on motor vehicles. Such regulations shall correlate with
6 and, so far as practicable, conform to the then current standards and
7 specifications of the society of automotive engineers applicable to such
8 equipment.

9 1. The commissioner is hereby required to approve or disapprove
10 any lighting device, of a type on which approval is specifically required
11 in this chapter, within a reasonable time after such device has been
12 submitted.

13 2. The commissioner is further authorized to set up the procedure
14 which shall be followed when any device is submitted for approval.

15 3. The commissioner upon approving any such lamp or device shall
16 issue to the applicant a certificate of approval together with any in-
17 structions determined by him.

18 4. The commissioner shall publish lists of all lamps and devices by
19 name and type which have been approved by him.

Approved March 16, 1955.

CHAPTER 167

LENGTH OF VEHICLES ON HIGHWAYS

H. F. 262

AN ACT to amend section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1954, relating to mobile homes and portable livestock loading chutes.

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

1 SECTION 1. Amend section three hundred twenty-one point four
2 hundred fifty-seven (321.457), Code 1954, subsection three (3), line

3 five (5), by changing the comma (,) after the word "feet" to a period
4 (.) and striking the balance of the subsection.

1 SEC. 2. Further amend section three hundred twenty-one point
2 four hundred fifty-seven (321.457), Code 1954, by adding thereto the
3 following as a new subsection:

4 "However, a mobile home not in excess of forty-eight (48) feet in
5 length may be drawn by any motor vehicle, except a motor truck, pro-
6 vided, however, that the mobile home and its towing unit shall not be
7 in excess of an overall length of sixty (60) feet. For the purposes of
8 this subsection, a light delivery truck, panel delivery truck or 'pickup'
9 shall not be construed to be a motor truck. Further providing that a
10 portable live stock loading chute not in excess of a length of thirteen
11 feet including its hitch or tongue may be drawn by any vehicle or com-
12 bination of vehicles, provided that such vehicle or combination of ve-
13 hicles drawing such loading chute is not in excess of the legal length
14 provided for such vehicles or combinations."

1 SEC. 3. This Act, being deemed of immediate importance, shall
2 take effect and be in full force from and after its passage and publi-
3 cation in the Rembrandt Bugle, a newspaper published at Rembrandt,
4 Iowa, and the Alta Advertiser, a newspaper published at Alta, Iowa.

Approved April 15, 1955.

Pursuant to the authority vested in the undersigned, Secretary of State of Iowa, under the provisions of section 3.9, Code of Iowa, 1954, the Rembrandt Bugle, Rembrandt, Iowa, being nonexistent, The Rembrandt Booster, a newspaper published in Rembrandt, Iowa, is designated to publish the foregoing Act, House File 262.

MELVIN D. SYNHORST, *Secretary of State.*

I hereby certify that the foregoing Act, House File 262, was published in The Rembrandt Booster, Rembrandt, Iowa, April 21, 1955, and in the Alta Advertiser, Alta, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 168

LENGTH AND WIDTH OF VEHICLES

H. F. 445

AN ACT relating to the transportation of farm machines, and to vehicles used exclusively for the transportation of motor vehicles.

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

1 SECTION 1. Section three hundred twenty-one point four hun-
2 dred sixty-seven (321.467), Code 1954, is hereby amended by in-
3 serting following the period (.) in line thirty-five (35) of the first
4 paragraph of said section the following: "Provided further that the
5 state highway commission may issue annual permits for vehicles
6 used exclusively for the transportation of motor vehicles, granting
7 a tolerance of two feet in length on the load carried by such vehicles,
8 the said two-foot load tolerance being in addition to the overall
9 vehicle length of forty-five (45) feet, it being a condition of such
10 permits that the combined length of the transporting vehicles shall
11 not exceed forty-five (45) feet and that the combined length of the

12 transporting vehicles and load with the two-foot load tolerance shall
 13 not exceed forty-seven (47) feet, and that only four (4) automobiles
 14 may be transported in any single unit which transported only four
 15 (4) automobiles per unit prior to January 3, 1955.”

1 SEC. 2. The state highway commission may issue annual permits
 2 to a retail farm implement dealer to transport, on his own regular
 3 delivery vehicle, farm machines from his nearest branch house or
 4 distribution point to the retailer's place of business and from the
 5 retail dealer to the customer's farm within the county of the retailer's
 6 place of business or counties adjoining the retail dealer's place of
 7 business and shall determine and fix a tolerance of width and length
 8 on the load carried.

1 SEC. 3. This Act being deemed of immediate importance shall
 2 be in force and effect immediately upon its passage and publication
 3 in the Reinbeck Courier, a newspaper published at Reinbeck, Iowa,
 4 and in the Brooklyn Chronicle, a newspaper published at Brooklyn,
 5 Iowa.

Approved April 27, 1955.

I hereby certify that the foregoing Act, House File 445, was published in the Reinbeck Courier, Reinbeck, Iowa, May 5, 1955, and in the Brooklyn Chronicle, Brooklyn, Iowa, May 5, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 169

MOTOR VEHICLE DEALERS' LICENSES

H. F. 479

AN ACT to amend chapter three hundred twenty-two (322), Code 1954, relating to the revocation of motor vehicle dealer licenses.

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

1 SECTION 1. Section three hundred twenty-two point nine (322.9),
 2 Code 1954, is hereby amended by striking subsections one (1), two
 3 (2) and three (3) and substituting in lieu thereof the following:

4 “Failing upon the sale or transfer of a vehicle to deliver to the
 5 purchaser or transferee of the vehicle sold or transferred, a manu-
 6 facturer's or importer's certificate, or a certificate of title duly as-
 7 signed, as provided in chapter 321 of the Code.

8 “Failing upon the purchasing or otherwise acquiring of a vehicle
 9 to obtain a manufacturer's or importer's certificate, or a certificate
 10 of title duly assigned as provided in chapter 321 of the Code.

11 “Failing upon the purchasing or otherwise acquiring of a vehicle
 12 to obtain a new certificate of title to such vehicle when and where
 13 required in chapter 321 of the Code.

14 “Failing to mail or deliver to the treasurer of the county of such
 15 licensee's residence two copies of the signed purchase receipt within
 16 forty-eight (48) hours after purchase or acquisition of a vehicle reg-

17 istered in this state as provided in section three hundred twenty-one
18 point forty-eight (321.48) of the Code."

1 SEC. 2. Section three hundred twenty-two point sixteen (322.16),
2 Code 1954, is hereby repealed.

Approved April 19, 1955.

CHAPTER 170

MOTOR VEHICLE FUEL SPECIFICATIONS

S. F. 142

AN ACT relating to motor vehicle fuel specifications so as to bring them in line with federal specifications and to amend various sections of the Code relating thereto.

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

1 SECTION 1. Section three hundred twenty-three point two (323.2),
2 Code 1954, is hereby repealed and the following inserted in lieu
3 thereof:

4 "Test and standards. Any motor vehicle fuel known or sold as motor
5 gasoline or sold or offered for sale as a substitute for or as having the
6 properties of motor gasoline shall conform to the following tests and
7 specifications:

8 Gasoline shall be free from water and suspended matter.
9 Corrosion test. A. S. T. M. D-130 latest revision. A clean, freshly
10 polished copper strip shall not be darker than A. S. T. M. Standard 1
11 when submerged in the gasoline for three hours at one hundred
12 twenty-two degrees (122° F.).

13 Distillation range. A. S. T. M. D-86 latest revision. When ten per-
14 cent (10%) is evaporated, the thermometer shall not read more than
15 one hundred sixty-seven degrees (167° F.).

16 When fifty percent (50%) is evaporated the thermometer shall
17 not read more than two hundred eighty-four degrees (284° F.).

18 When ninety percent (90%) is evaporated the thermometer shall
19 not read more than three hundred ninety-two degrees (392° F.).

20 The end point shall not be more than four hundred thirty-seven
21 degrees (437° F.).

22 At least ninety-five percent (95%) shall be recovered as distillate
23 in the receiver from distillation.

24 Residue on distillation shall not be more than two percent (2%).
25 Sulfur A. S. T. M. D-90 latest revision.

26 The sulfur shall not exceed zero point twenty-five percent (0.25%).
27 Vapor pressure. A. S. T. M.-D-323 latest revision.

28 The vapor pressure at one hundred degrees (100° F.) shall not be
29 more than;

30 Fifteen (15) pounds per square inch during the months of Novem-
31 ber, December, January and February.

32 Twelve (12) pounds per square inch during the months of March
33 April, May, September and October.

34 Ten (10) pounds per square inch during the months of June, July
35 and August.

36 Octane number A. S. T. M.-D-908 latest revision.
 37 Octane number for regular grade gasoline shall follow the latest
 38 specifications of A. S. T. M. and not less than seventy-eight (78).
 39 Octane number for premium grade gasoline shall follow latest
 40 specification of A. S. T. M. and be not less than eighty-six (86)."

1 SEC. 2. Section three hundred twenty-three point four (323.4),
 2 Code 1954, is hereby amended by striking from line three thereof the
 3 words "any motor vehicle fuel", and by inserting after the word
 4 "state" and before the comma (,) in line four (4) thereof the follow-
 5 ing: "any motor vehicle fuel for which specifications are prescribed
 6 in this chapter".

1 SEC. 3. Section three hundred twenty-three point eight (323.8),
 2 Code 1954, is hereby amended by inserting after the word "specifica-
 3 tions" in line four (4) thereof the words "applicable thereto as".

1 SEC. 4. Section three hundred twenty-three point ten (323.10),
 2 Code 1954, is hereby amended by inserting after the word "trans-
 3 ferring" in line three (3) thereof the following: "gasoline and
 4 similar".

Approved April 6, 1955.

CHAPTER 171

MOTOR FUEL TAX

H. F. 540

AN ACT relating to the imposition of a license fee on motor fuel transported into the state of Iowa for use in the transporting vehicle, and to the enforcement thereof.

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

1 SECTION 1. Section three hundred twenty-four point two (324.2),
 2 Code 1954, is hereby amended by striking lines twenty-seven (27) to
 3 thirty-four (34), inclusive, and inserting in lieu thereof the following:
 4 "No person, firm or corporation shall transport into this state in the
 5 fuel tanks of any motor vehicle or other containers, regardless of
 6 whether such tanks or containers are connected with the motor of such
 7 vehicle, more than twenty gallons of motor fuel to be used in the oper-
 8 ation of such motor vehicle unless such person, firm or corporation
 9 has paid or made arrangements in advance with the treasurer for
 10 payment of the Iowa motor fuel tax on".

11 Section three hundred twenty-four point two (324.2), Code 1954,
 12 is hereby amended by striking that part of the said section beginning
 13 with the word "Payment" in line forty (40) through the word "de-
 14 partment" in line forty-six (46).

15 Section three hundred twenty-four point two (324.2), Code 1954,
 16 is hereby amended by striking from lines thirty-five (35) to thirty-
 17 seven (37) the following: "consumed by such motor vehicle while
 18 operated on Iowa public highways,".

19 Section three hundred twenty-four point two (324.2), Code 1954,
 20 is hereby amended by striking from line forty-eight (48) the word

21 "department" and inserting in lieu thereof the word "treasurer".
 22 Section three hundred twenty-four point two (324.2), Code 1954,
 23 is hereby further amended by adding thereto the following:
 24 "The doing of any act prohibited or failure to do any act required
 25 under the provisions of this section shall be a misdemeanor punish-
 26 able by a fine of not more than one hundred dollars or by imprison-
 27 ment for not more than thirty days. In addition thereto the com-
 28 mitting magistrate shall collect and remit to the treasurer of state
 29 any unpaid fuel license fees and give a receipt therefor."
 30 Section three hundred twenty-four point two (324.2), Code 1954,
 31 is further amended by adding the following: "Authority is hereby
 32 given to the treasurer of state to enforce the provisions of this chap-
 33 ter and employees of the treasurer designated as enforcement officers
 34 shall have the powers of peace officers in the performance of such
 35 duties."

Approved May 9, 1955.

CHAPTER 172

MUNICIPAL AIRPORTS

H. F. 46

AN ACT to amend section three hundred thirty point eleven (330.11), Code 1954, relating to the powers of cities and towns to regulate and supervise municipal airports.

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

1 SECTION 1. Amend section three hundred thirty point eleven
 2 (330.11), Code 1954, by adding after the period in line ten (10) the
 3 following: "In addition thereto, all powers granted to and exercised
 4 by cities and towns within their corporate limits are extended to
 5 municipal airports located outside said limits, but within the state of
 6 Iowa."

Approved February 3, 1955.

CHAPTER 173

COMPENSATION OF COUNTY OFFICERS

S. F. 252

AN ACT relating to the compensation of county officers, probation officers and appointive jury commissioners.

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

1 SECTION 1. Section* three hundred forty point one (340.1), three
 2 hundred forty point three (340.3), three hundred forty point five
 3 (340.5) and three hundred forty point eleven (340.11), Code 1954,
 4 are hereby amended by striking therefrom sub-sections one (1) to

*According to enrolled Act.

- 5 thirteen (13) inclusive and inserting in lieu thereof:
 6 "1. Less than ten thousand, thirty-six hundred (\$3,600) dollars.
 7 2. Ten thousand and less than fifteen thousand, thirty-seven hun-
 8 dred fifty (\$3,750) dollars.
 9 3. Fifteen thousand and less than twenty thousand, thirty-nine
 10 hundred (\$3,900) dollars.
 11 4. Twenty thousand and less than twenty-five thousand, four thou-
 12 sand fifty (\$4,050) dollars.
 13 5. Twenty-five thousand and less than thirty thousand, forty-two
 14 hundred (\$4,200) dollars.
 15 6. Thirty thousand and less than thirty-five thousand, forty-three
 16 hundred fifty (\$4,350) dollars.
 17 7. Thirty-five thousand and less than forty thousand, forty-five
 18 hundred (\$4,500) dollars.
 19 8. Forty thousand and less than forty-five thousand, forty-six hun-
 20 dred fifty (\$4,650) dollars.
 21 9. Forty-five thousand and less than fifty thousand, forty-eight
 22 hundred (\$4,800) dollars.
 23 10. Fifty thousand and less than sixty thousand, fifty-one hun-
 24 dred (\$5,100) dollars.
 25 11. Sixty thousand and less than seventy thousand, fifty-four
 26 hundred (\$5,400) dollars.
 27 12. Seventy thousand and less than eighty thousand, fifty-seven
 28 hundred (\$5,700) dollars.
 29 13. Eighty thousand and over, six thousand (\$6,000) dollars."

- 1 SEC. 2. Section three hundred forty point seven (340.7), Code
 2 1954, is amended by striking therefrom sub-sections one (1) to four-
 3 teen (14) inclusive, and inserting in lieu thereof the following:
 4 "1. Less than ten thousand, thirty-six hundred (\$3,600) dollars.
 5 2. Ten thousand and less than fifteen thousand, thirty-seven hun-
 6 dred fifty (\$3,750) dollars.
 7 3. Fifteen thousand and less than twenty thousand, thirty-nine hun-
 8 dred (\$3,900) dollars.
 9 4. Twenty thousand and less than twenty-five thousand, four thou-
 10 sand fifty (\$4,050) dollars.
 11 5. Twenty-five thousand and less than thirty thousand, forty-two
 12 hundred (\$4,200) dollars.
 13 6. Thirty thousand and less than thirty-five thousand, forty-three
 14 hundred fifty (\$4,350)* dollars.
 15 7. Thirty-five thousand and less than forty thousand, forty-five
 16 hundred (\$4,500) dollars
 17 8. Forty thousand and less than forty-five thousand, four thou-
 18 sand six hundred and fifty (\$4,650) dollars.
 19 9. Forty-five thousand and less than fifty thousand, forty-eight
 20 hundred (\$4,800) dollars.
 21 10. Fifty thousand and less than sixty thousand, fifty-one hundred
 22 (\$5,100) dollars.
 23 11. Sixty thousand and less than seventy thousand, fifty-four hun-
 24 dred (\$5,400) dollars.
 25 12. Seventy thousand and less than eighty thousand, fifty-seven
 26 hundred (\$5,700) dollars.
 27 13. Eighty thousand and less than one hundred twenty-five thou-
 28 sand, sixty-two hundred (\$6,200) dollars.

29 14. One hundred twenty-five thousand and over, seventy-two hun-
30 dred (\$7,200) dollars."

1 SEC. 3. Lines five (5), six (6), and seven (7), of section three
2 hundred forty point sixteen (340.16), Code 1954, are hereby repealed.

1 SEC. 4. Section three hundred thirty-one point twenty-two
2 (331.22), Code 1954, is hereby amended by striking from lines three
3 (3) and four (4) thereof the word "ten" and inserting in lieu there-
4 of the word "eleven"; by striking from line nineteen (19) the words
5 "thirty-two hundred" and inserting in lieu thereof the words "thirty-
6 six hundred"; by striking from line twenty-four (24) the words
7 "thirty-six hundred" and inserting in lieu thereof the words "four
8 thousand"; by striking from line thirty (30) the words "forty-six
9 hundred" and inserting in lieu thereof the words "five thousand";
10 by striking from line thirty-four (34) the words "five thousand dol-
11 lars" and inserting in lieu thereof the words "fifty-eight hundred
12 dollars"; by striking from lines thirty-nine (39) and forty (40), the
13 words, "four thousand eight hundred" and inserting in lieu thereof
14 the words "fifty-two hundred".

1 SEC. 5. Section three hundred forty point two (340.2), Code
2 1954, is amended by striking from line five (5) the words "seventy-
3 five" and inserting in lieu thereof the word "eighty".

1 SEC. 6. Section three hundred forty point nine (340.9), Code
2 1954, is amended by striking therefrom sub-sections one (1) to fifteen
3 (15) inclusive, and inserting in lieu thereof the following:

4 "1. Less than ten thousand, twenty-eight hundred (\$2,800) dollars.
5 2. Ten thousand and less than fifteen thousand, two thousand nine
6 hundred fifty (\$2,950) dollars.

7 3. Fifteen thousand and less than twenty thousand, thirty-one
8 hundred (\$3,100) dollars.

9 4. Twenty thousand and less than twenty-five thousand, three
10 thousand two hundred fifty (\$3,250) dollars.

11 5. Twenty-five thousand and less than thirty thousand, thirty-four
12 hundred (\$3,400) dollars.

13 6. Thirty thousand and less than thirty-five thousand, three thou-
14 sand five hundred fifty (\$3,550) dollars.

15 7. Thirty-five thousand and less than forty thousand, thirty-seven
16 hundred (\$3,700) dollars.

17 8. Forty thousand and less than forty-five thousand, three thou-
18 sand eight hundred fifty (\$3,850) dollars.

19 9. Forty-five thousand and less than fifty thousand, four thousand
20 (\$4,000) dollars.

21 10. Fifty thousand and less than sixty thousand, forty-three hun-
22 dred (\$4,300) dollars.

23 11. Sixty thousand and less than seventy thousand, fifty-four hun-
24 dred (\$5,400) dollars.

25 12. Seventy thousand and less than eighty thousand, fifty-seven
26 hundred (\$5,700) dollars.

27 13. Eighty thousand and less than one hundred thousand, sixty-
28 two hundred (\$6,200) dollars.

29 14. One hundred thousand and less than one hundred fifty thou-
30 sand, sixty-eight hundred (\$6,800) dollars.

31 15. One hundred fifty thousand and over, seventy-two hundred
32 (\$7,200) dollars."

1 SEC. 7. Section two hundred thirty-one point eight (231.8), Code
2 1954, is amended by increasing the permissive salaries of the pro-
3 bation officers as given in subsections one (1) through six (6), in-
4 clusive, by four hundred dollars (\$400.00), and for the deputies by
5 three hundred twenty dollars (\$320.00), in each instance.

1 SEC. 8. Section three hundred forty point five (340.5), Code
2 1954, subsection fourteen (14), is amended by striking from lines
3 one (1) and two (2) the following: "a recorder's office is kept" and
4 inserting in lieu thereof the following: "the district court is held".

1 SEC. 9. Section six hundred eight point ten (608.10), Code 1954,
2 is amended by striking the word "four" from line four (4) and in-
3 serting in lieu thereof the word "ten".

Approved April 27, 1955.

CHAPTER 174

COMPENSATION OF COUNTY OFFICERS

H. F. 128

AN ACT to amend chapter three hundred forty (340), Code 1954, relating to the compensation of county officers.

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

1 SECTION 1. Sections three hundred forty point one (340.1), three
2 hundred forty point three (340.3), three hundred forty point five
3 (340.5), three hundred forty point seven (340.7), three hundred
4 forty point nine (340.9), and three hundred forty point eleven
5 (340.11), Code 1954, are hereby amended by adding to each of said
6 sections the following paragraph:

7 "In any county with a land area of less than three hundred ninety
8 (390) square miles the above officer shall receive for his annual salary
9 an amount equal to that received by the above officer in counties with
10 a population of twenty thousand (20,000) and less than twenty-five
11 thousand (25,000)."

Approved April 21, 1955.

CHAPTER 175

COUNTY PUBLIC HOSPITALS

H. F. 513

AN ACT to amend tax levies for county public hospitals.

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

1 SECTION 1. Amend section three hundred forty-seven point seven
2 (347.7), Code 1954, by inserting after the word "mill" in line four
3 (4), a semi-colon (;) and adding thereto the following: "and may
4 levy one additional mill in counties of twelve thousand (12,000) popu-
5 lation or less,".

Approved April 21, 1955.

CHAPTER 176

PSYCHIATRIC DEPARTMENT IN COUNTY HOSPITAL

S. F. 15

AN ACT to establish a psychiatric department in county hospitals in counties with over one hundred thirty-five thousand (135,000) population.

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

1 SECTION 1. Section three hundred forty-seven point fourteen
2 (347.14), Code 1954, is hereby amended by adding thereto as a new
3 subsection the following:
4 "8. In counties having a population of one hundred thirty-five
5 thousand (135,000) inhabitants or over, establish a psychiatric depart-
6 ment in connection with said hospital to provide for temporary ad-
7 mission of patients for observation, examination, diagnosis and treat-
8 ment, which admission shall be for a period of not more than sixty
9 (60) days."

Approved February 18, 1955.

CHAPTER 177

COUNTY HOSPITALS

H. F. 538

AN ACT to amend chapter three hundred forty-seven A (347A), Code 1954, relating to the collection of accounts by county hospitals payable from revenue.

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

1 SECTION 1. Chapter three hundred forty-seven A (347A), Code
2 1954, is hereby amended by adding the following new section:
3 "It shall be the duty of the hospital trustees either by themselves
4 or through the superintendent or similar person to make collections
5 of all accounts for hospital services. Such account shall be payable on
6 presentation to the person liable thereby of an itemized statement

7 and if not paid or secured within sixty (60) days after such presenta-
 8 tion the said trustees shall proceed to enforce collections by such
 9 means as are necessary and are authorized to employ any person for
 10 that purpose and, if legal proceedings are required, may employ coun-
 11 sel, the employment in either event to be on such arrangement for
 12 compensation as the hospital trustees deem appropriate."

Approved April 28, 1955.

CHAPTER 178

BENEFITED WATER DISTRICTS

H. F. 465

AN ACT to amend chapter three hundred fifty-seven (357), Code 1954, relating to benefited water districts.

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

1 SECTION 1. Section three hundred fifty-seven point one (357.1),
 2 Code 1954, is hereby amended by adding thereto the following:

3 "In case the proposed benefited water district is located wholly
 4 within the corporate limits of any city or town, only the council of
 5 the city or town shall have the authority to establish the water dis-
 6 trict, and the provisions of this chapter referring to the board of
 7 supervisors shall be applicable to the city or town council."

1 SEC. 2. Section three hundred fifty-seven point twelve (357.12),
 2 is amended by adding the following after the period (.) in line eight
 3 (8) thereof:

4 "Except that where the benefited water district is wholly within
 5 the corporate limits of a city or town, the members of the city or
 6 town council shall be the trustees, and the provisions hereinafter
 7 referring to the election and terms of trustees are not applicable."

1 SEC. 3. Section three hundred fifty-seven point two (357.2), Code
 2 1954, is hereby amended by adding thereto the following:

3 "Said publicly owned property shall pay and bear its proportionate
 4 share of the cost and expense of said water system upon the same
 5 basis as privately owned property."

Approved April 27, 1955.

CHAPTER 179

TRUSTEES OF SANITARY DISTRICTS

H. F. 476

AN ACT to amend section three hundred fifty-eight point nine (358.9), Code 1954, relating to representation on a board of trustees in a sanitary district.

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

1 SECTION 1. Section three hundred fifty-eight point nine (358.9),
 2 Code 1954, is hereby amended by inserting after the first comma in

3 line eleven (11) the following: "except as otherwise provided in this
4 section,".

1 SEC. 2. Section three hundred fifty-eight point nine (358.9), Code
2 1954, is further amended by adding at the end of said section the
3 following:

4 "In cases where the state of Iowa owns at least four hundred (400)
5 acres of land contiguous to lakes within said district, then and only
6 then the Iowa Natural Resources Council shall appoint two (2) mem-
7 bers of said board of trustees in addition to the three (3) members
8 hereinbefore provided in this section. The additional two (2) members
9 shall be qualified as follows: they shall be United States citizens, not
10 less than twenty-one (21) years of age, and shall be a property owner
11 within said district. In such cases the two (2) additional appointive
12 members shall have equal vote and authority with other members of
13 trustees and shall hold office at the pleasure of the Iowa Natural Re-
14 sources Council."

Approved March 25, 1955.

CHAPTER 180

COUNTY ZONING COMMISSIONS

H. F. 79

AN ACT to amend chapter three hundred fifty-eight A (358A), Code 1954, relating to county zoning commissions.

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

1 SECTION 1. Section three hundred fifty-eight A point one (358A.1),
2 Code 1954, is hereby repealed and the following enacted in lieu thereof:
3 "The provisions of this chapter shall be applicable to any county of
4 the state at the option of the board of supervisors of any such county."

1 SEC. 2. Amend section three hundred fifty-eight A point three
2 (358A.3), Code 1954, by striking the comma after the word "majority"
3 in line twenty-one (21); also by striking from line twenty-two (22)
4 the following: "in number and amount of assessment,"; also by
5 striking from line twenty-three (23) the word "resident".

Approved April 6, 1955.

CHAPTER 181
TOWNSHIP BONDS
H. F. 77

AN ACT to amend sections three hundred fifty-nine point forty-three (359.43) and three hundred fifty-nine point forty-four (359.44), Code 1954, relating to the issuance of township bonds and the tax levy therefor.

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

1 SECTION 1. Amend section three hundred fifty-nine point forty-
2 three (359.43), Code 1954, by inserting after the word "township",
3 in lines three (3) and four (4) the following: ", without the corporate
4 limits of any city or town which may be wholly or partially within
5 the limits of the township,".

1 SEC. 2. Amend section three hundred fifty-nine point forty-four
2 (359.44), Code 1954, as follows:

3 1. Strike the period in line eight (8) after the word "township"
4 and insert the following: "residing without the limits of a city or
5 town.".

6 2. Insert in line eight (8) before the word "Notice" the following
7 sentence: "It shall not be necessary to submit such proposal to
8 electors residing within the limits of the city or town.".

Approved March 31, 1955.

CHAPTER 182
NOMINATION FOR MUNICIPAL ELECTIONS
S. F. 116

AN ACT relating to nomination of candidates for elective municipal offices and to amend sections three hundred sixty-three point two (363.2) and three hundred sixty-three point eleven (363.11), Code of 1954.

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

1 SECTION 1. Section three hundred sixty-three point two (363.2),
2 Code of 1954, is hereby amended by striking from lines five (5) and
3 six (6) thereof the following: "and to elections in cities operating
4 under chapters 44 and 45, and".

1 SEC. 2. Section three hundred sixty three point eleven (363.11),
2 Code of 1954, is hereby amended by adding after the period in the last
3 line of said section the following: "Provided that any city having a
4 population of ten thousand or less or any town may by ordinance pro-
5 vide that all candidates for all elective city or town offices shall be
6 nominated under the provisions of chapters forty-four (44) or forty-
7 five (45). In such event nomination for all such offices in the manner
8 provided for in this chapter shall not be authorized.".

Approved March 17, 1955.

CHAPTER 183

EXPIRATION OF MUNICIPAL TERMS

S. F. 118

AN ACT to amend section three hundred sixty-three point eight (363.8), Code 1954, relating to expiration of terms of office of elective municipal officials.

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

- 1 SECTION 1. Section three hundred sixty-three point eight (363.8),
- 2 Code 1954, is amended by striking from line seven (7) the words and
- 3 figures "on December 31" and inserting in lieu thereof the words "at
- 4 noon of the second secular day in January".

Approved March 17, 1955.

CHAPTER 184

KOREAN VETERANS' PREFERENCE

H. F. 141

AN ACT to amend section three hundred sixty-five point ten (365.10), Code 1954, relating to preferences under civil service and the extension thereof to veterans of the Korean conflict.

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

- 1 SECTION 1. Section three hundred sixty-five point ten (365.10),
- 2 Code 1954, is hereby amended by striking the word "and" and insert-
- 3 ing in lieu thereof a comma between the words "insurrection" and
- 4 "China", and by striking the comma after the word "expedition" and
- 5 inserting after said word and before the word "who" the following:
- 6 "and the Korean conflict at any time between June 27, 1950 and July
- 7 27, 1953, both dates inclusive,".

Approved April 1, 1955.

CHAPTER 185

LEAGUE OF IOWA MUNICIPALITIES

S. F. 180

AN ACT to amend section three hundred sixty-three point forty-two (363.42), Code 1954, relative to payment of expenses of delegates sent by cities and towns to the annual convention of the League of Iowa Municipalities.

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

- 1 SECTION 1. Section three hundred sixty-three point forty-two
- 2 (363.42), Code 1954, is hereby amended by striking the word "five" in
- 3 line four (4) and inserting in lieu thereof the word "eleven (11)".

Approved March 16, 1955.

CHAPTER 186

CIVIL SERVICE COMMISSION ATTORNEY

S. F. 10

AN ACT to provide for the employment of an attorney by the Civil Service Commission.

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

1 SECTION 1. Section three hundred sixty-five point twenty-seven
2 (365.27), Code 1954, is hereby amended by striking from line eleven
3 (11) after the word commission "the period" and add the following:
4 " , except the commission in cities of over one hundred thousand
5 (100,000) population may hire a counselor or an attorney on a per
6 diem basis to represent them other than the city attorney or solicitor
7 when in the opinion of the commission there is a conflict of interest be-
8 tween the commission and the city council."

Approved April 15, 1955.

CHAPTER 187

MAYOR IN COMMISSION CITIES

S. F. 122

AN ACT to amend section three hundred sixty-three B point seven (363B.7), Code 1954, relating to the powers of the mayor under the commission form of municipal government.

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

1 SECTION 1. Section three hundred sixty-three B point seven
2 (363B.7), Code 1954, is amended by adding at the end thereof the fol-
3 lowing new sentence:
4 "The mayor shall have the right to vote on all matters coming before
5 the council."

Approved March 16, 1955.

CHAPTER 188

COMMISSION FORM CITIES

S. F. 246

AN ACT relating to the compensation of the mayor and councilmen in commission form cities.

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

1 SECTION 1. Section three hundred sixty-three B point nine
2 (363B.9), Code 1954, is repealed and the following enacted in lieu
3 thereof:
4 "The mayor and councilmen shall have an office in the city hall,
5 and their total annual compensation, to be fixed by ordinance and
6 payable in equal monthly installments, may be as follows:

7 "1. In cities having by the last preceding federal census a popu-
8 lation of less than fifteen thousand (15,000), for the mayor, not to
9 exceed the sum of forty-five hundred dollars (\$4,500); and for each
10 councilman, not to exceed the sum of thirty-seven hundred fifty dol-
11 lars (\$3,750).

12 "2. In cities having by such census a population of fifteen thou-
13 sand (15,000) and less than twenty-five thousand (25,000), for the
14 mayor, not to exceed six thousand dollars (\$6,000), and for each
15 councilman, not to exceed five thousand dollars (\$5,000).

16 "3. In cities having by such census a population of twenty-five
17 thousand (25,000) and less than forty thousand (40,000), for the
18 mayor, not to exceed seven thousand dollars (\$7,000), and for each
19 councilman, not to exceed six thousand dollars (\$6,000).

20 "4. In cities having by such census a population of forty thousand
21 (40,000) and less than sixty thousand (60,000), for the mayor, not
22 to exceed seventy-five hundred dollars (\$7,500), and for each council-
23 man, not to exceed sixty-five hundred dollars (\$6,500).

24 "5. In cities having by such census a population of sixty thou-
25 sand (60,000) and less than one hundred thousand (100,000), for the
26 mayor, not to exceed eighty-three hundred dollars (\$8,300), and for
27 each councilman, not to exceed seven thousand dollars (\$7,000).

28 "6. In cities having by such census a population of one hundred
29 thousand (100,000) or more, for the mayor, not to exceed nine thou-
30 sand dollars (\$9,000), and for each councilman, not to exceed seventy-
31 eight hundred dollars (\$7,800).

32 "During the first term of office under the provisions of this chapter,
33 the mayor and councilmen may by ordinance fix their salaries as
34 herein provided."

1 SEC. 2. The salaries of the mayor and councilmen may be in-
2 creased in accordance with this Act immediately upon the effective
3 date hereof, anything in section three hundred sixty-eight A point
4 twenty-one (368A.21), Code 1954, or any other statute to the con-
5 trary notwithstanding.

Approved May 17, 1955.

CHAPTER 189

MUNICIPAL AUDITORIUMS

S. F. 3

AN ACT relating to the management of municipal auditoriums by trustees in certain cities.

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

1 SECTION 1. Section three hundred sixty-three C point seven
2 (363C.7), Code 1954, is amended by adding to line seven (7) of sub-
3 section nine (9) after the figures "371" the following: "and 374A".

1 SEC. 2. Section three hundred seventy-four A point one (374A.1),
2 Code 1954, is amended by striking from lines three (3) and four (4)
3 the words, "the commission" and inserting in lieu thereof the word
4 "any".

Approved February 16, 1955.

CHAPTER 190
MUNICIPAL ORDINANCES
S. F. 119

AN ACT relating to notice given the public of enactment, revision, or amendment of ordinances of cities and towns and to amend section three hundred sixty-six point seven (366.7), Code 1954, relating thereto.

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

1 SECTION 1. Section three hundred sixty-six point seven (366.7),
2 Code 1954, is amended by inserting after the word and figures
3 "section 618.14" in line seven (7) the words "in cities and towns in
4 which a newspaper is published, but in cities and towns in which no
5 newspaper is published notice of the passage of ordinances shall be
6 given by posting same in three public places within the city or town
7 limits."

8 Further amend said section by inserting after the word and
9 figures "section 618.14" in line twelve (12) the words "in cities and
10 towns in which a newspaper is published but in cities and towns in
11 which no newspaper is published notice of such revision or amend-
12 ment shall be given by posting same in three public places within the
13 city or town limits."

14 Further amend said section by inserting after the words "date of"
15 in line fourteen (14) the words "posting or".

Approved March 24, 1955.

CHAPTER 191
PUBLICATION OF MUNICIPAL ORDINANCES
S. F. 178

AN ACT to amend section three hundred sixty-six point seven (366.7), Code 1954, relating to the frequency of publication of municipal ordinances in the form of bound or loose leaf code and relating to procedure applicable to the adoption of complete codes.

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

1 SECTION 1. Section three hundred sixty-six point seven (366.7),
2 Code 1954, is amended by striking from line four (4) of subsection
3 five (5) the word "twenty" and inserting in lieu thereof the word
4 "ten".

1 SEC. 2. Section three hundred sixty-six point seven (366.7), Code
2 1954, is amended by striking all of subsection seven (7) and inserting
3 in lieu thereof the following:

4 "The procedure set forth in subsection five (5) of this section shall
5 also apply to the adoption by reference of a complete milk, traffic, fire
6 prevention, building, plumbing and electrical code and all other com-
7 plete codes relating to the construction, maintenance and operation of
8 buildings."

1 SEC. 3. This Act being deemed of immediate importance shall be
2 in full force and effect upon its publication in the West Des Moines

- 3 Express, a newspaper published at West Des Moines, Iowa, and in the
 4 Highland Park News, published at Des Moines, Iowa.

Approved March 17, 1955.

I hereby certify that the foregoing Act, Senate File 178, was published in the West Des Moines Express, West Des Moines, Iowa, March 24, 1955, and in the Highland Park News, Des Moines, Iowa, March 24, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 192

PARK COMMISSIONERS

S. F. 185

AN ACT relating to the election of park commissioners and their general powers and to amend the sections of the Code relating thereto.

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

1 SECTION 1. Section three hundred seventy point one (370.1),
 2 Code 1954, is hereby amended by adding thereto a new subsection as
 3 follows:

4 "Any city having a population of eighty thousand or more and
 5 operating under the council-manager form of municipal government
 6 by election which prior thereto operated under the commission form
 7 of government having a department of parks and public property as
 8 authorized herein shall not be required to elect the commissioners
 9 required by this chapter."

1 SEC. 2. Section three hundred seventy point twelve (370.12), Code
 2 1954, is hereby amended by striking from lines 4 and 5 the following
 3 words: "be found unfit or not desirable for park purposes;" and in-
 4 serting in lieu thereof the words: "in the discretion of the park com-
 5 mission be unfit, not desirable, unnecessary, or not required, for park
 6 purposes;".

1 SEC. 3. That this act being deemed of immediate importance shall
 2 be in full force and effect from and after its passage and publication
 3 in The Daily Reporter, a newspaper published at Sioux City, Iowa,
 4 and in The Daily Iowan, a newspaper published at Iowa City, Iowa.

Approved April 6, 1955.

I hereby certify that the foregoing Act, Senate File 185, was published in The Daily Reporter, Sioux City, Iowa, April 11, 1955, and in The Daily Iowan, Iowa City, Iowa, April 12, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 193

COMMUNITY CENTER HOUSES

H. F. 550

AN ACT to amend chapter three hundred seventy-four (374), Code 1954, relating to the size of cities having power to provide a community center house.

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

- 1 SECTION 1. Section three hundred seventy-four point one (374.1),
- 2 Code 1954, is hereby amended by striking in lines one (1) and two (2)
- 3 the words "All cities having a population of fifty thousand or over"
- 4 and inserting in lieu thereof: "Incorporated cities and towns".

Approved April 27, 1955.

CHAPTER 194

PLAYGROUNDS IN CITIES

S. F. 32

AN ACT relating to playgrounds and recreation centers in cities and to clarify the law relating thereto.

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

- 1 SECTION 1. Section three hundred seventy-seven point two (377.2),
- 2 Code 1954, is amended by inserting after the word, "playground" in
- 3 line two (2) the words, "or recreation center".
- 4 Further amend said section by inserting after the word, "play-
- 5 ground" in line three (3) the words, "and recreation".
- 6 Further amend said section by inserting at the end thereof the
- 7 words, "and recreation centers".

- 1 SEC. 2. Section three hundred seventy-seven point three (377.3),
- 2 Code 1954, is amended by inserting after the words, "school boards" in
- 3 line two (2) the words, ", park boards and park departments".
- 4 Further amend said section by inserting after the word, "play-
- 5 grounds" in line four (4) the words, "and recreation centers".

- 1 SEC. 3. Section three hundred seventy-seven point four (377.4),
- 2 Code 1954, is amended by inserting after the word, "playground" in
- 3 lines three (3) and four (4) the words, "and recreation center".
- 4 Further amend said section by striking from line six (6) the words,
- 5 "the children while playing on" and inserting in lieu thereof the words,
- 6 "all persons using".

- 1 SEC. 4. Section three hundred seventy-seven point five (377.5),
- 2 Code 1954, is amended by striking from line four (4) the word, "child"
- 3 and inserting in lieu thereof the word, "public".
- 4 Further amend said section by inserting in line six (6) after the
- 5 word, "playgrounds" the words, "and recreation centers".

Approved March 15, 1955.

CHAPTER 195

PUBLIC TRANSPORTATION SUBSIDY

S. F. 341

AN ACT to provide subsidization of public transportation facilities by taxation of real and personal property in cities and towns.

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

1 SECTION 1. The qualified voters of any following named district
2 may file a petition under the conditions hereinafter specified to vote
3 taxes not exceeding one-eighth mill on the assessed value of the real
4 and personal property within the district for aid to a public transpor-
5 tation company operating within said district. Said district shall be
6 composed of all the area within the city where the principal office of
7 the company to be aided is located plus all the area of any other city
8 or town, through, or along all routes traveled by the vehicles of such
9 transportation company.

1 SEC. 2. The petition shall show:

- 2 1. The name and the location of the principal office of the company
3 to be aided.
- 4 2. The rate of tax proposed and the number of years not exceeding
5 five in which it shall be levied and paid in equal installments.
- 6 3. The location of the lines of travel of the vehicles of the company
7 for which it is proposed to vote the tax.
- 8 4. The limits of the proposed taxing district.
- 9 5. Any other conditions which shall be performed before any part
10 of the tax shall be payable.
- 11 6. The signatures of at least five percent of the qualified voters
12 residing within such district.

1 SEC. 3. Said petition shall be filed in the office of the clerk of said
2 city where the principal office of such company is located.

1 SEC. 4. After such petition is filed the council of such city shall
2 arrange for a joint meeting of the councils of all cities and towns in-
3 volved and the council, or joint councils, if more than one, shall can-
4 vass the petition, and if found to meet the requirements of the law,
5 shall fix a time and places for holding a special election in the proposed
6 district, appoint judges and clerks of such election, fix the hours when
7 the polls shall open and close and cause notice to be given as herein-
8 after provided. The date of such election shall be at least ten days
9 after completed service of such notice. The transportation company
10 for whose benefit such election is held shall pay the expense thereof,
11 including publication of notice and printing of ballots.

1 SEC. 5. The notice shall be addressed to the qualified electors of
2 the district or territory in which the election is to be held and shall
3 state:

- 4 1. The time and place of holding such election and the hours at
5 which the polls will open and close.
- 6 2. The name and location of the principal office of the corporation
7 to which it is proposed to vote the tax.
- 8 3. The purpose for which it is proposed to vote such tax.
- 9 4. The rate of such tax, the installments into which it shall be di-

10 vided, the years in which it is payable, and the rate of interest on
11 deferred payments.

12 5. Any other special conditions set forth in the petition.

1 SEC. 6. The city clerk of the principal city shall cause such notice
2 to be published for three consecutive weeks in the official newspapers
3 published in said city. Proof of such publication, by affidavit of the
4 publisher, shall be filed with the city clerk on completion of the pub-
5 lication.

1 SEC. 7. The clerk of the principal city shall cause to be prepared
2 and printed the ballots for such election on which shall be plainly
3 stated the proposition to be voted upon, placed in interrogatory form
4 with the words "yes" and "no" so arranged as to enable the voter
5 to clearly indicate his vote for or against such proposition, which
6 ballots shall be delivered to the judges of election by the time the polls
7 are open.

1 SEC. 8. The judges and clerks shall count the ballots cast as soon
2 as the polls close and certify and file the returns, with all the ballots
3 cast, in the office of the clerk of the principal city.

1 SEC. 9. On the filing of the returns the council or joint councils
2 shall convene and canvass the same and certify the result to the county
3 board of supervisors. If a majority of the votes cast are in favor of
4 such taxes, the board shall, at the time of levying the ordinary taxes
5 next following, levy such taxes as are voted and cause the same to be
6 placed on the proper tax lists.

1 SEC. 10. Special taxes voted for the purpose aforesaid, shall be
2 collected at the same time and in the same manner as other taxes, with
3 the same penalties for delinquency and the same manner of enforcing
4 collection by sale as ordinary taxes. When collected they shall be kept
5 in a separate fund and paid out only for the purposes for which and
6 on the terms and conditions upon which they were voted, all of which
7 shall be shown by the records and files of each clerk's office relating
8 thereto.

1 SEC. 11. The moneys collected under the provisions of this Act
2 shall be paid out by the county treasurer to the treasurer of the trans-
3 portation company for whom the same were voted, upon orders of the
4 president or managing director thereof, at any time after the city
5 clerk of each city and town where such taxes were assessed shall have
6 certified to the county treasurer that the conditions required of the
7 transportation company and set forth in the notice of the special
8 election have been complied with, but if the costs and expenses of
9 holding the election have not been paid, then the treasurer shall first
10 deduct from the moneys collected the amount thereof, and pay same
11 to the parties entitled thereto.

1 SEC. 12. Any provision of this Act to the contrary notwithstand-
2 ing, no municipal corporation shall be authorized to pay over any of
3 the moneys above provided until the following requirements are com-
4 plied with:

5 1. The transit company shall provide the municipal corporation
6 with copies of state and federal income tax returns for the five years

7 preceding the year for which payment is contemplated or for such
 8 lesser period of time as the company has been in operation.
 9 2. The municipal corporation shall, in any given year, be authorized
 10 to pay over only such sums as will yield not to exceed two percent
 11 (2%) of the public transportation company's investment as the same
 12 is valued in its tax depreciation schedule, provided that corporate
 13 profits and losses for the five preceding years or for such lesser period
 14 of time as the company has been in operation shall not average in
 15 excess of a two percent (2%) net return. Nothing herein shall be
 16 construed to permit the payment of funds to subsidize any losses in-
 17 curred prior to the adoption of this Act.

Approved May 17, 1955.

CHAPTER 196

MUNICIPAL TRANSIT SYSTEMS

H. F. 422

AN ACT authorizing municipal corporations to establish, purchase, acquire, enlarge, extend, improve, maintain and operate transit systems; to issue bonds and equipment trust certificates in connection therewith; providing for a board of transit trustees to operate such system, and authorizing the use of municipal funds and the levy of municipal taxes to meet any deficiency in available revenues to pay operating, maintenance, depreciation and reserve expenses of such transit systems.

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

1 SECTION 1. **Definitions.** The following words or terms, as used
 2 in this Act, shall have the respective meanings as stated:
 3 1. "Municipal corporation" shall mean any city of more than twelve
 4 thousand (12,000) population or any city or town lying adjacent to a
 5 city of more than twelve thousand (12,000) population, regardless of
 6 form of government or manner of incorporation.
 7 2. "Transit system" shall mean all plants, equipment, property and
 8 rights useful for transportation of passengers for hire except taxi-
 9 cabs and includes, without limiting the generality of the foregoing,
 10 street railways, motor vehicles, trolley buses, motor buses, and any
 11 combination thereof.
 12 3. "Board" or "transit board" shall mean the board of transit
 13 trustees who shall not be under the provisions of chapter 365, Code
 14 1954.
 15 4. "Council" shall mean the city or town council constituting the
 16 governing body of the municipal corporation.

1 SEC. 2. Any municipal corporation shall have the power to es-
 2 tablish or to acquire by purchase, construction, gift, condemnation
 3 and to equip, enlarge, extend, improve, maintain and operate a transit
 4 system operating or to be operated either within or without the cor-
 5 porate limits of such municipal corporation and either within or with-
 6 out the territorial limits of this state, including all or any part of the
 7 plant, equipment, vehicles, property, contracts and agreements of
 8 every kind and nature, reserve funds, employees' pension or retire-
 9 ment funds, special funds, franchises, licenses, patents, permits and

10 papers, documents and records, rights in property, land, easements
11 and rights of way of such a system. All property of every kind and
12 nature acquired under authority contained in this Act shall be the
13 property of the municipal corporation so acquiring the same and title
14 thereto shall be taken in the name of such municipal corporation.

15 Any municipal corporation shall have the right of eminent domain
16 to acquire private property necessary in connection with the estab-
17 lishment or acquisition, enlargement, extension, improvement, opera-
18 tion and maintenance of a transit system. In the event of the exercise
19 of eminent domain to acquire an existing transit system, the provisions
20 of section 397.20 to 397.25, inclusive, 1954 Code, shall govern so far
21 as applicable.

1 SEC. 3. No such transit system shall be acquired by any municipal
2 corporation unless the proposition of acquiring such system by any
3 one or more of the means specified in section two (2) of this Act is
4 submitted to the voters of the municipal corporation at an election
5 as hereinafter provided and the vote in favor of such proposition at
6 such election is equal to at least sixty per cent (60%) of the legal
7 electors voting on such proposition at such election; provided before
8 any municipal corporation shall enter into any such contract for the
9 purchase of a transit system, or for the extension or improvement of
10 an existing transit system, to cost twenty thousand dollars or more,
11 the governing body proposing to make such contract shall give thirty
12 days notice of its intention to adopt proposed plans and specifications
13 and the proposed form of contract therefor, by publication once each
14 week for two consecutive weeks in some newspaper of general cir-
15 culation in the municipality and also in some newspaper of general
16 circulation in the state of Iowa, the first publication of which shall
17 be at least thirty days prior to the time of hearing fixed in said notice.
18 Such notice shall state as nearly as practicable the extent of the con-
19 tract or of the proposed improvement. Pursuant to said notice and
20 at such time and place as is fixed therein, the governing body shall
21 consider the form of contract, the said plans and specifications, and
22 offers and propositions submitted therewith, together with any objec-
23 tions thereto by any interested party, and at such hearing or any
24 adjournment thereof, shall have the power to adopt such offer or
25 offers, propositions or bids, and enter into such contracts as they shall
26 deem to be to the best interest of the municipality.

1 SEC. 4. The council of any municipal corporation may order the
2 proposition of acquiring a transit system by any one or more of the
3 means specified in section two (2) of this Act submitted at a regular
4 municipal election, or may call a special election for the purpose of
5 voting on such proposition, and specify the approximate amount of
6 bonds to be issued, or the council shall order said proposition sub-
7 mitted at an election upon the petition of twenty-five (25) property
8 owners of each voting precinct in said municipal corporation.

1 SEC. 5. Notice of any such election shall be given by publication
2 once each week for four (4) consecutive weeks in some newspaper
3 published in the county and having a general circulation in said
4 municipal corporation. The election shall be held on a day not less than
5 five (5) nor more than twenty (20) days after the last publication
6 of said notice.

1 SEC. 6. Except as hereinafter otherwise provided, the adminis-
2 tration and management of any transit system acquired under au-
3 thority contained in this Act shall be vested in a board of transit
4 trustees consisting of three (3) members appointed by the mayor from
5 among the resident voters of the municipal corporation with reference
6 to their fitness for such office, which appointments shall be approved
7 by at least a majority vote of the council. The first appointees shall
8 hold office, one (1) for two (2) years, one (1) for three (3) years,
9 one (1) for four (4) years. All subsequent appointments shall be for
10 a term of six (6) years. Vacancies shall be filled as original appoint-
11 ments are made and for the unexpired term. Members of the board
12 shall receive compensation of not to exceed three hundred dollars per
13 year to each member of said board. Within fifteen (15) days after
14 approval of his appointment and before entering upon the duties of
15 his office, each member of the board shall take and subscribe an oath
16 of office in the form prescribed by section sixty-three point ten (63.10)
17 of the 1954 Code and file it in the office of the clerk of the municipal
18 corporation. Each member of the board shall execute and furnish a
19 bond in an amount to be fixed by the council, to be approved by the
20 mayor and filed with the clerk of the municipal corporation. The cost
21 of such bonds shall be paid from transit system funds. As soon as
22 possible after the appointment of the initial members, the board shall
23 organize for the transaction of business, elect from its own number
24 a chairman and a secretary who shall serve for such terms as the board
25 shall determine not exceeding their terms of office as members of
26 the board, and adopt by-laws, rules and regulations to govern the
27 proceedings of the board. Members of the board shall hold office until
28 their respective successors have been appointed and have qualified.
29 Any member may resign from his office, to take effect when his suc-
30 cessor has been appointed and has qualified. In case of failure to
31 qualify within the time required, or of abandonment of his office, or
32 of change of residence to another community, or in case of death, his
33 office shall become vacant.

34 Two members of the board shall constitute a quorum for the trans-
35 action of business. All action of the board shall be by resolution and
36 the affirmative vote of at least two members shall be necessary for
37 the adoption of any resolution. All resolutions of the board and all
38 documents and records in its possession shall be public records and
39 open to public inspection except such documents and records as shall
40 be kept or prepared by the board for use in negotiations, action or
41 proceedings to which the board is a party.

1 SEC. 7. Except as hereinafter otherwise provided, such board
2 shall have possession, management, charge and superintendence of
3 the transit system and shall have the power to make and enforce rules
4 and regulations for the control, supervision, maintenance and oper-
5 ation of the transit system, and to buy, to sell and exchange any
6 property, vehicles, equipment or rights for the benefit and efficient
7 operation of said system. Such board shall also have the power to
8 purchase equipment and may execute agreements, and equipment trust
9 certificates in the form customarily used in such cases appropriate to
10 effect such purchases and may dispose of such equipment trust cer-
11 tificates. All money required to be paid by the municipal corporation
12 under the provisions of such agreements, and equipment trust cer-

13 tificates shall be paid solely from the revenue or income to be derived
14 from the operation of the transit system and from grants and loans
15 provided in this Act. Payment for such equipment, or rentals therefor,
16 may be made in installments, and the deferred installments may be
17 evidenced by equipment trust certificates payable solely from such
18 revenue or income, and title to such equipment shall not vest in the
19 municipal corporation until the equipment trust certificates are paid.

20 The agreement to purchase may direct the vendor to sell and assign
21 the equipment to a bank or trust company duly authorized to transact
22 business in the state of Iowa, as trustee, for the benefit and security
23 of the equipment trust certificates and may direct the trustee to de-
24 liver the equipment to the chairman or secretary of the board of transit
25 trustees and may authorize the trustee simultaneously therewith to
26 execute and deliver a lease of the equipment to the municipal cor-
27 poration.

28 The agreements and leases shall be duly acknowledged before some
29 person authorized by law to take acknowledgments of deeds and in
30 the form required for acknowledgment of deeds and such agreements,
31 leases and equipment trust certificates shall be authorized by resolution
32 of the board of transit trustees and shall contain such covenants, con-
33 ditions and provisions as may be deemed necessary or appropriate
34 to insure the payment of the equipment trust certificates solely from
35 the revenue or income to be derived from the transit system.

36 The covenants, conditions and provisions of the agreements, and
37 equipment trust certificates shall not conflict with any of the pro-
38 visions of any trust agreement securing the payment of bonds of the
39 municipal corporation issued under the terms of this Act.

40 An executed copy of each such agreement and lease shall be filed
41 in the office of the recorder of the county in which such municipal
42 corporation is situated, and such recorder shall be entitled to a fee
43 as provided in section three hundred thirty-five point fourteen (335.14)
44 of the Code for each such copy filed with him, which filing shall con-
45 stitute notice to any subsequent judgment creditors or any subsequent
46 purchaser. Each vehicle so purchased and leased shall have the name
47 of the owner and lessor plainly marked upon both sides thereof, fol-
48 lowed by the words "Owner and Lessor".

1 SEC. 8. Such board of transit trustees shall also have power to
2 employ, fix the compensation of, and remove, subject to the provisions
3 of Chapter 365, 1954 Code, such professional, technical and other
4 employees, but not including executive employees, skilled or unskilled,
5 as it may be deemed necessary for the operation and maintenance of
6 such transit system. Chapter 365, 1954 Code, shall be applicable to
7 all employees under the jurisdiction of the board of transit trustees,
8 and its provisions shall govern their employment. The board may
9 from time to time fix and establish routes and schedules and change
10 the same whenever it is deemed advisable and shall have the power
11 and it shall be its duty to fix, maintain, regulate and collect rates,
12 fares or charges for the transportation of passengers and any inci-
13 dental services and the rates or charges to be made for advertising
14 in buses or any other facilities under the control of the board, so that
15 the revenues of the system will be at all times sufficient in the aggre-
16 gate to provide for the payment of the interest on and principal of
17 all bonds and equipment trust certificates that may be issued and

18 outstanding under the provisions of this Act and for the payment of
19 the operation, maintenance, depreciation and other expenses of the
20 transit system, and for the creation of a reserve fund for the purchase
21 of such new equipment as may reasonably be necessary for the oper-
22 ation of said transit system. All funds derived from taxation or other-
23 wise for transit system purposes shall be deposited with the treasurer
24 of the municipal corporation to the credit of said transit system and
25 shall be withdrawn or paid out only by check or draft upon the bank
26 signed by the chairman of the board and countersigned by the secre-
27 tary thereof.

28 The board shall have the power to sell or otherwise dispose of any
29 personal property which in the opinion of the board is obsolete or is
30 no longer necessary to the operation and maintenance of the transit
31 system. Notice of such sale or disposition of such personal property
32 of a value of more than one thousand dollars (\$1,000.00) shall be
33 given by publication once in one newspaper published in said municipal
34 corporation, at least ten (10) days before such sale or disposition.
35 The board shall establish reasonable rules and regulations governing
36 the sale or disposition of such property. Any revenue derived from
37 the sale of such property shall be deposited with the treasurer of the
38 municipal corporation to the credit of the transit system.

1 SEC. 9. All contracts for the sale of property of the value of more
2 than one thousand dollars (\$1,000.00) or for any concession in or
3 lease of property for a term of more than one (1) year shall be award-
4 ed to the highest responsible bidder, after advertising for bids. All
5 construction contracts, and contracts for supplies, materials, equip-
6 ment and services, when the expense thereof will exceed one thousand
7 dollars (\$1,000.00), shall be let to the lowest responsible bidder, after
8 advertising for bids.

9 All contracts involving less than one thousand dollars (\$1,000.00)
10 shall be let by competitive bidding whenever possible, and in any
11 event in a manner calculated to insure the best interests of the public.

12 In determining the responsibility of any bidder the board may take
13 into account past record of dealing with the bidder, experience, ade-
14 quacy of equipment, ability to complete performance within the time
15 set, and other factors besides financial responsibility, but in no case
16 shall any such contract be awarded to any other than the highest bidder
17 (in case of sale, concession or lease) or the lowest bidder (in case of
18 purchase or expenditure) unless authorized or approved by a vote
19 of at least two (2) members of the board, and unless such action is
20 accompanied by a statement in writing setting forth the reasons for
21 not awarding the contract to the highest or lowest bidder, as the case
22 may be, which statement shall be kept on file in the office of the board
23 and open to public inspection.

24 Contracts shall not be split into parts involving expenditure of less
25 than one thousand dollars (\$1,000.00) for the purpose of avoiding the
26 provisions of this section, and all such split contracts shall be void.
27 If any collusion occurs among bidders or prospective bidders in re-
28 straint of freedom of competition, by agreement to bid a fixed amount
29 or to refrain from bidding, or otherwise, the bids of such bidders shall
30 be void. Each bidder shall accompany his bid with a sworn statement
31 that he has not been a party to any such agreement.

32 Members of the board and officers and employees thereof, and their

33 relatives within the fourth degree by the terms of the civil law, are
34 forbidden to be interested directly or indirectly in any contract for
35 construction or maintenance work or for the delivery of materials,
36 supplies or equipment.

37 The board shall have the right to reject all bids and to readvertise
38 for bids.

39 Advertisements for bids shall be published at least twice in a news-
40 paper having a general circulation in the municipal corporation, the
41 last publication to be at least ten (10) calendar days before the time
42 for receiving bids. Such advertisements shall state the time and place
43 for receiving and opening bids, and by reference to plans and speci-
44 fications on file at the time of the first publication, or in the adver-
45 tisement itself, shall describe the character of the proposed contract
46 in sufficient detail to fully advise prospective bidders of their obli-
47 gations and to insure free and open competitive bidding.

48 All bids in response to advertisement shall be sealed and shall be
49 publicly opened by the board, and all bidders shall be entitled to be
50 present in person or by representatives. Cash or a certified or satis-
51 factory cashier's check, as a deposit of good faith, in a reasonable
52 amount to be fixed by the board before advertising for bids, shall
53 be required with the proposal of each bidder. Bond for faithful per-
54 formance of the contract with surety or sureties satisfactory to the
55 board and adequate insurance may be required in reasonable amounts
56 to be fixed by the board before advertising for bids.

57 The contract shall be awarded as promptly as possible after the
58 opening of bids. The bid of the successful bidder, as well as the bids
59 of the unsuccessful bidders, shall be placed on file and be open to
60 public inspection. All bids shall be void if any disclosure of the terms
61 of any bid in response to an advertisement is made or permitted to
62 be made by the board before the time fixed for opening bids.

1 SEC. 10. For the purpose of acquiring, purchasing, constructing,
2 equipping, enlarging, extending, or improving a transit system, or
3 any part thereof, the council of the municipal corporation may by
4 resolution, from time to time, issue and dispose of the negotiable
5 interest-bearing bonds and may also from time to time issue and dis-
6 pose of negotiable interest-bearing bonds to refund any bonds at
7 maturity or pursuant to redemption provisions or at any time before
8 maturity with the consent of the holders thereof. All such bonds
9 shall be payable solely as to both principal and interest from the reve-
10 nues or income to be derived from the operation of such transit
11 system. All such bonds shall be substantially in the form prescribed
12 by section 397.12, 1954 Code, and may bear such date or dates, may
13 mature at such time or times not exceeding thirty (30) years from
14 their respective dates, may bear interest at such rate or rates not
15 exceeding five per cent (5%) per annum, payable semi-annually, may
16 be in such form, may carry such registration privileges, may be
17 executed in such manner, may be payable at such place or places,
18 may be made subject to redemption in such manner and upon such
19 terms, with or without premium, as is stated on the face thereof, may
20 be authenticated in such manner and may contain such terms and
21 covenants, all as may be provided in such resolution. Notwithstand-
22 ing the form or tenor thereof, and in the absence of an express re-
23 cital on the face thereof that it is nonnegotiable, all such bonds shall

24 be negotiable instruments. Pending the preparation and execution
25 of any such bonds temporary bonds may be issued with or without
26 interest coupons as may be provided by resolution. To secure the
27 payment of any or all of such bonds and for the purpose of setting
28 forth the covenants and undertakings of the municipal corporation
29 in connection with the issuance thereof and the issuance of any
30 additional bonds payable from such revenue or income as well as
31 the use and application of the revenue or income to be derived from
32 the transit system, the municipal corporation may execute and deliver
33 a trust agreement or agreements; provided, that no lien upon any
34 physical property of the municipal corporation shall be created
35 thereby. A remedy for any breach or default of the terms of any
36 such trust agreement by the municipal corporation may be by man-
37 damus proceedings in any court of competent jurisdiction to compel
38 performance and compliance therewith, but the trust agreement may
39 prescribe by whom or on whose behalf such action may be instituted.
40 Under no circumstances shall any bonds or equipment trust certifi-
41 cates issued by any municipal corporation or any other obligation
42 incurred by any municipal corporation under the provisions of this
43 Act be or become an indebtedness of the municipal corporation within
44 the purview of any constitutional or statutory limitation or provision,
45 and it shall be plainly stated on the face of each bond and certificate
46 that it does not constitute such an indebtedness or obligation but is
47 payable solely from the revenues or income as aforesaid.

48 After a resolution authorizing the issuance of such bonds has been
49 adopted, the clerk of the municipal corporation shall publish notice
50 of such adoption in at least one (1) newspaper of general circulation
51 in the municipal corporation at least once each week for two (2)
52 consecutive weeks. Such notice shall identify the resolution by the
53 date of its adoption and shall specify the amount of bonds proposed
54 to be issued, and if within twenty (20) days following the date of the
55 first publication of such notice a petition is filed with the clerk of the
56 municipal corporation signed by qualified voters of said municipal cor-
57 poration in number equal to or exceeding two (2) per cent of the total
58 number of those voting at the last preceding regular municipal elec-
59 tion in said municipal corporation as shown by the election registers
60 or polls lists asking that the question of issuing such bonds be sub-
61 mitted to the legal voters of the municipal corporation, then the bonds
62 authorized by such resolution shall not be issued unless and until the
63 proposition to issue same shall have been submitted at an election held
64 in the municipal corporation and approved by not less than sixty per
65 cent (60%) of the votes cast for and against the proposition. When
66 any such petition is filed, it shall be referred to the council of the
67 municipal corporation at its next meeting and thereupon the council
68 may either repeal the bond resolution or order the election which shall
69 be called and conducted in the manner provided by sections four hun-
70 dred eight A point three (408A.3) and four hundred eight A point
71 four (408A.4) of the Code. Provided, however, if the bonds referred
72 to shall exceed by ten per cent (10%) the amount of the bonds set
73 forth under the provisions of Section four (4) of this Act, it shall
74 then be mandatory that the authorization for the issuance of the
75 bonds be submitted to an election as provided under the terms of this
76 section. If there be no petition filed within the time hereinbefore pro-

77 vided or if there be a petition filed and the proposition of issuing such
78 bonds is approved at such election, then the council of the municipal
79 corporation may proceed with the issuance of the bonds all as in this
80 Act permitted and provided.

81 The resolution authorizing the issuance of such bonds may contain
82 such covenants as are determined by the council of the municipal
83 corporation to be desirable in connection with the use and application
84 of the bond proceeds, the operation of the transit system and the
85 custody and application of the revenues from such operation. A remedy
86 for any breach or default of the terms of any such bonds or proceed-
87 ings authorizing their issuance shall be by mandamus in a court of
88 competent jurisdiction to compel performance and compliance there-
89 with.

1 SEC. 11. Any bonds as may be authorized and issued under the
2 provisions of this Act shall be sold at public sale following publication
3 of notice for two (2) or more successive weeks in at least one (1)
4 newspaper published in the county, such notice to specify the time
5 and place of sale of said bonds, the amount to be offered for sale and
6 any other information which may be deemed pertinent; provided, how-
7 ever, that if no satisfactory bid is received pursuant to such notice,
8 the council of such municipal corporation may reject all bids received
9 and thereafter readvertise such bonds for public sale; provided, fur-
10 ther, that the proceedings authorizing the issuance of said bonds may
11 provide for the delivery of such bonds to the person, firm or corpo-
12 ration selling to the municipal corporation such transit system, plant,
13 equipment, vehicles, property, rights in property, land, easements or
14 rights of way, in exchange for such transportation facilities, and the
15 terms of such exchange, but in no event shall any payment be made
16 for good will or going concern value of insolvent transportation fa-
17 cilities so exchanged and in such case the bonds shall be offered at
18 public sale in the manner hereinbefore provided and if the best bid
19 received at such sale is not better than the terms specified for the ex-
20 change of the bonds for such facilities, then such bid or bids shall be
21 rejected and the bonds shall be issued in exchange for such facilities.
22 No bonds shall be sold or exchanged upon terms of less than par plus
23 accrued interest nor upon terms that will result in an interest cost
24 computed to the maturity of the bonds according to standard tables
25 of bond values of more than five per cent (5%) per annum.

1 SEC. 12. If in any year it appears to the board that after providing
2 for the payment of the accruing interest on and principal due of any
3 bonds or certificates issued hereunder from the revenues derived from
4 the operation of such transit system, there will be a balance of such
5 revenues in such year insufficient to pay the expenses of operation and
6 maintenance of the transit system and the creation of the reserve fund
7 as provided in section eight (8) of this Act, the board of transit
8 trustees shall certify the fact of such anticipated deficit as soon as
9 ascertained to the council of the municipal corporation and thereupon
10 it shall be the duty of such council to make the amount of such de-
11 ficiency for paying the expenses of operation and maintenance and
12 the creation of said reserve fund available from the municipal enter-
13 prises fund in an amount not exceeding a sum that may be equivalent
14 to a two (2) mill levy, it being conditioned that no general municipal

15 funds or the proceeds of any taxes shall ever be used or applied to the
16 payment of the interest on or principal of any bonds issued under the
17 provisions of this Act, but that such general municipal funds or pro-
18 ceeds of taxes may only be used and applied to pay such expenses of
19 operation and maintenance and for the creation of the reserve fund
20 as provided in section eight (8) of this Act as cannot be paid from
21 available revenue derived from such operation.

1 SEC. 13. The board of transit trustees shall have power to apply
2 for and accept grants and loans from the federal government or any
3 agency or instrumentality thereof to be used for any of the purposes
4 of the transit system and to enter into any agreement with the federal
5 government in relation to such grants or loans; provided such agree-
6 ment does not conflict with any of the provisions of any trust agree-
7 ment securing the payment of bonds or certificates issued under the
8 provisions of this Act.

1 SEC. 14. The board of transit trustees shall have the power to
2 procure and enter into contracts for any type of insurance and in-
3 demnity against loss or damage to property from any cause, includ-
4 ing loss of use and occupancy, against death or injury of any person,
5 against employers' liability, against any act of any employee, official,
6 or member of the board or transit system in the performance of the
7 duties of his office or employment, or any other insurable risk.

1 SEC. 15. If a municipal corporation acquires a transit system then
2 being operated by a person, firm or corporation, all of the employees
3 in the operating and maintenance divisions of the system and all
4 other employees except executive and administrative officers shall be
5 transferred to and appointed as employees of said municipal transit
6 system, subject to the rights and benefits of this Act and of Chapters
7 97B and 97C and 365, 1954 Code of Iowa and these employees shall be
8 given seniority credits in accordance with the records of the said pre-
9 vious owner, and if there is existing at the time said municipal corpo-
10 ration acquires the transit system a bargaining agreement covering
11 the employees of the privately-owned system, said municipal corpora-
12 tion shall observe the terms of said bargaining agreement until said
13 contract has expired.

1 SEC. 16. No civil action shall be commenced in any court against
2 the board of transit trustees or the municipal corporation by any
3 person for any injury to his person or property unless it is commenced
4 within two (2) years from the date that the injury or damage was
5 received or the cause of action accrued.

1 SEC. 17. The board of transit trustees shall immediately after the
2 close of each municipal fiscal year file with the clerk or recorder of
3 the municipal corporation a detailed and audited written report of all
4 money received and disbursed by said board during said fiscal year,
5 and shall publish a summary thereof in a newspaper having a general
6 circulation within said city or town.

1 SEC. 18. If any provision of this Act is held invalid, such pro-
2 vision shall be deemed to be excised from this Act and the invalidity
3 thereof shall not affect any of the other provisions of this Act. If
4 the application of any provision of this Act to any person or circum-

5 stance is held invalid, it shall not affect the application of such pro-
6 vision to persons or circumstances other than those as to which it is
7 invalid.

1 SEC. 19. The council of any municipal corporation owning and
2 operating a transit system under this Act may order the proposition
3 of disposing or selling the system submitted to a regular municipal
4 election or may call a special election for the purpose of voting on such
5 proposition, or the council shall order such proposition submitted at
6 an election upon the petition of twenty-five (25) property owners of
7 each voting precinct in said municipal corporation. Provided, how-
8 ever, that before such proposition shall be submitted to such election
9 that all bonds and other obligations of the transit system shall have
10 been paid or suitable provision for payment of same has been made
11 with the bond holders or other creditors.

12 The form of the question submitted to the electors shall be as fol-
13 lows: "Shall the city or town of.....sell and dispose of its
14 transit system for.....dollars and abolish its board
15 of transit trustees?"

16 Notice of such election shall be given as provided for in section
17 five (5) hereof.

1 SEC. 20. Amend section four hundred four point ten (404.10),
2 Code 1954, by adding a new subsection thereto as follows:

3 "14. To operate and maintain a transit system and to create a
4 reserve fund therefor."

Approved May 9, 1955.

CHAPTER 197

MUNICIPAL SPECIAL ASSESSMENTS

S. F. 121

AN ACT to amend section three hundred ninety-one A point eighteen (391A.18), Code 1954, relating to optional court confirmation in connection with special assessment of public improvements in cities and towns.

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

1 SECTION 1. Section three hundred ninety-one A point eighteen
2 (391A.18), Code 1954, is amended by striking all of subsection three
3 (3) and inserting in lieu thereof the following:

4 "Notice of the filing of such petition shall be given in the same form
5 and manner as is provided for service of original notice by publication
6 by the rules of civil procedure, except as follows:

7 a. No affidavit of inability to effect personal service within the state
8 of Iowa as a condition precedent to the service of original notice shall
9 be required.

10 b. The original notice shall name as defendants those property own-
11 ers, shown by the records of the county auditor as of the date of the
12 filing of the petition, as having an interest in the real property to be
13 assessed as a part of this said public improvement, and said original
14 notice shall state that a plat and schedule in form and content as speci-

15 fied in section three hundred ninety-one A point eight (391A.8) and
 16 three hundred ninety-one A point ten (391A.10) is on file in the office
 17 of the clerk of the district court where action is pending. Publication
 18 of plat and schedule as part of original notice shall not be required nor
 19 shall reference in the original notice to specific descriptions of affected
 20 real property or the amount of proposed assessment thereon be
 21 necessary.”.

Approved March 17, 1955.

CHAPTER 198

SEWAGE DISPOSAL CONTRACTS

H. F. 532

AN ACT to provide that a city or town with a sewage disposal plant may enter into contracts with certain boards, persons and firms outside the corporate limits for the processing of sewage and to provide for the use of public highways in connection therewith.

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

1 SECTION 1. Any city or town with a sewage disposal plant may
 2 enter into contracts with persons or firms outside the corporate limits
 3 thereof for the processing of sewage of such persons or firms provid-
 4 ed that the rate for processing shall not be less than that charged the
 5 inhabitants of such city or town.

1 SEC. 2. Any city or town entering into such a contract shall have
 2 the right to lay sewer lines in highways outside such city or town
 3 upon first obtaining the permission of the state highway commission
 4 in the case of primary roads and the board of supervisors in case of
 5 secondary roads on written application designating the particular
 6 highway and part thereof, the use of which is desired.

1 SEC. 3. Any board, as defined in section four hundred fifty-five
 2 point four (455.4), may by contract permit any city or town to dis-
 3 charge adequately treated sewage into drainage ditches. The con-
 4 tract shall fix the rental, make provision for termination, and shall
 5 provide that no nuisance shall be created.

1 SEC. 4. This Act being deemed of immediate importance shall
 2 take effect and be in force from and after its publication in the Iowa
 3 City Press Citizen, a newspaper published in Iowa City, Iowa, and
 4 in the North English Record, a newspaper published in North English,
 5 Iowa.

Approved April 15, 1955.

I hereby certify that the foregoing Act, House File 532, was published in the Iowa City Press Citizen, Iowa City, Iowa, April 21, 1955, and in the North English Record, North English, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 199

MUNICIPAL ELECTRICAL CONTRACTS

H. F. 43

AN ACT to amend section three hundred ninety-seven point five (397.5), Code 1954, to permit cities and towns to enter into contracts for the interchange of electric energy and under certain circumstances to contract for the purchase of electric energy for a period of not to exceed five years without securing the approval of the legal electors of said city or town.

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

1 SECTION 1. Section three hundred ninety-seven point five (397.5),
 2 Code 1954, is hereby amended by striking the period (.) at the end
 3 thereof and inserting in lieu thereof a semicolon (;) and adding the
 4 following thereto: "provided, however, that any city or town may,
 5 without asking or obtaining the approval of a majority of its legal
 6 electors voting thereon, contract for periods of not to exceed five
 7 years at any one time for the exchange or interchange of electric
 8 energy between the facilities of said city or town and those of any
 9 other person, firm or corporation, or for the purchase of electric
 10 energy by said city or town when the facilities thereof have become
 11 inadequate by reason of accident, emergency or any other cause to
 12 serve properly all those persons entitled to be served thereby."

1 SEC. 2. This Act, being deemed of immediate importance, shall
 2 take effect and be in full force from and after its passage and publi-
 3 cation in the Mitchell County Press and Osage News, a newspaper
 4 published at Osage, Iowa, and in the Cedar Falls Daily Record, a
 5 newspaper published at Cedar Falls, Iowa.

Approved March 23, 1955.

I hereby certify that the foregoing Act, House File 43, was published in the Mitchell County Press and Osage News, Osage, Iowa, March 31, 1955, and in the Cedar Falls Daily Record, Cedar Falls, Iowa, March 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 200

CITY ASSESSOR

S. F. 63

AN ACT relating to the budget and operation of the office of city assessor.

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

1 SECTION 1. Section four hundred five point eighteen (405.18) is
 2 hereby amended by striking from lines sixty-eight (68) and sixty-
 3 nine (69), Code 1954, the following words: "The city assessor shall
 4 issue requisitions only in compliance with the annual budget." and
 5 inserting in lieu thereof the following:

6 "The city assessor shall not issue requisitions so as to increase the
 7 total expenditures budgeted for the operation of the city assessor's
 8 office. However, for purposes of promoting operational efficiency, the
 9 city assessor shall have authority, with the approval of the three tax-

10 ing bodies, to transfer funds budgeted for specific items for the
 11 operation of the city assessor's office from one unexpended balance
 12 to another; such transfer shall not be made so as to increase the
 13 total amount budgeted for the operation of the office of city assessor,
 14 and no funds shall be used to increase the salary of the city assessor
 15 or the salaries of permanent deputy assessors."

Approved April 15, 1955.

CHAPTER 201

ASSESSMENT OF PLATTED LOTS

H. F. 511

AN ACT relating to the assessment for taxation of platted lots.

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

1 SECTION 1. Chapter four hundred nine (409), Code 1954, is hereby
 2 amended by adding thereto the following section:
 3 "When any plat is made, filed and recorded by the proprietor or
 4 owners under the provisions of this chapter, the individual lots con-
 5 tained therein shall, until sold, leased, or improved, be assessed for
 6 taxation at an amount equal to each individual lot's proportionate
 7 share, on an area basis, of the assessed valuation of the entire tract
 8 immediately before the platting thereof. When an individual lot has
 9 been sold, leased or improved, it shall then be assessed for taxation as
 10 provided by chapters 428 and 441, 405 or 405A.
 11 "The provisions of this Act shall have no effect upon special assess-
 12 ment tax levies."

Approved April 12, 1955.

CHAPTER 202

FIREMEN'S AND POLICEMEN'S PENSIONS

H. F. 174

AN ACT to amend section four hundred ten point ten (410.10), Code 1954, relating to disabled and retired firemen's and policemen's pensions.

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

1 SECTION 1. Section four hundred ten point ten (410.10), Code
 2 1954, is amended by striking from line two (2) thereof the word
 3 "widow" and inserting in lieu thereof the word "spouse". Said
 4 section is further amended by striking from line four (4) the word
 5 "him".
 1 SEC. 2. Section four hundred ten point ten (410.10), Code 1954,
 2 subsection one (1), is amended by striking all of line one (1) thereof

3 and inserting in lieu thereof the following: "To the surviving spouse,
4 so long as said spouse".

1 SEC. 3. Section four hundred ten point ten (410.10), Code 1954,
2 subsection two (2), is amended by striking the word "widow" in line
3 one (1) thereof and inserting the word "spouse". Said subsection
4 is further amended by striking the word "widow" in line two (2)
5 thereof and substituting the word "spouse", and by striking from
6 line three (3) the word "his" and substituting the word "the".

Approved April 27, 1955.

CHAPTER 203

POLICEMEN AND FIREMEN RETIREMENT

S. F. 13

AN ACT to amend section four hundred eleven point six (411.6), Code 1954, relating to ordinary disability retirement for policemen and firemen.

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

1 SECTION 1. Section four hundred eleven point six (411.6), Code
2 1954, is hereby amended by striking from line ten (10) of subsection
3 four (4) paragraph b., the semicolon following the word compensa-
4 tion and everything thereafter in said paragraph and inserting in
5 lieu thereof a period.

1 SEC. 2. The provisions of this Act shall be retroactive to July 4,
2 1953.

Approved February 7, 1955.

CHAPTER 204

POLICEMEN AND FIREMEN RETIREMENT SYSTEMS

S. F. 251

AN ACT to amend section four hundred eleven point six (411.6), Code 1954, relating to ordinary death benefits in retirement systems for policemen and firemen.

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

1 SECTION 1. Section four hundred eleven point six, subsection eight,
2 paragraph b (411.6 (8) (b)), Code 1954, is hereby amended by strik-
3 ing all of line fourteen (14) after the word "dollars" where it first
4 appears in said line and all of line fifteen (15), and inserting in lieu
5 thereof a period.

1 SEC. 2. Section four hundred eleven point six, subsection eight,
2 paragraph b (411.6 (8) (b)), Code 1954, is further amended by add-
3 ing thereto the following:

4 "In addition to the benefits herein enumerated, there shall also be
5 paid for each child of a member under the age of eighteen (18) years
6 the sum of ten dollars (\$10.00) per month;".

Approved April 6, 1955.

CHAPTER 205

FIREMEN AND POLICEMEN PENSIONS

H. F. 229

AN ACT to amend section four hundred eleven point six (411.6), subsection eight (8) and subsection nine (9), Code 1954, relating to the payment of benefits to the surviving spouse of the deceased policeman or fireman or police woman or police matron.

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

1 SECTION 1. Section four hundred eleven point six (411.6), sub-
2 section eight (8), Code 1954, is amended by striking all of paragraph
3 "c" and inserting in lieu thereof the following: "To the spouse to
4 continue so long as said party remains unmarried; or".

1 SEC. 2. Section four hundred eleven point six (411.6), subsec-
2 tion eight (8), Code 1954, is amended by striking all of line one (1)
3 in paragraph "d" thereof and inserting in lieu thereof the following:
4 "If there be no spouse, or if the spouse".

1 SEC. 3. Section four hundred eleven point six (411.6), subsection
2 eight (8), Code 1954, is amended by striking all of line one (1) in
3 paragraph "e" thereof and inserting in lieu thereof the following:
4 "If there be no surviving spouse or child".

1 SEC. 4. Section four hundred eleven point six (411.6), subsection
2 nine (9), Code 1954, is amended by striking the word "widow" in
3 line three (3) of paragraph "b" and inserting in lieu thereof the word
4 "spouse". Further amend said subsection by striking the word
5 "widow" in line one (1) of paragraph "c" and inserting in lieu there-
6 of the word "spouse".

1 SEC. 5. Section four hundred eleven point six (411.6), subsection
2 thirteen (13), Code 1954, is amended by striking the words "To his
3 widow to continue during her widowhood" in lines one (1) and two
4 (2) of paragraph "a" and inserting in lieu thereof the words "To the
5 spouse to continue so long as said partner remains unmarried".

1 SEC. 6. Section four hundred eleven point six (411.6), subsection
2 thirteen (13), Code 1954, is amended by striking the word "wife" in
3 line one (1) of paragraph "b" and inserting in lieu thereof the word
4 "spouse".

Approved April 21, 1955.

CHAPTER 206

TRACKLESS TROLLEYS FEES AND TAXES

S. F. 156

AN ACT relating to trackless trolleys—fees and taxes.

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

1 SECTION 1. Amend section four hundred seventeen point fifty-four
2 (417.54), subsection two (2), Code 1954, by striking all of said sub-
3 section, and by substituting in lieu thereof the following:

4 "In addition to the license fee or tax provided for by the foregoing
 5 and after a ten (10) days' written notice has been given to the street
 6 railway or passenger carrier operating trackless-trolley passenger
 7 buses and self-propelled motor-driven passenger buses over fixed
 8 routes within such cities as are defined in subsection one (1) of this
 9 section, of a hearing to be held by such city at a time and place pre-
 10 scribed in the notice, where representatives of said carrier may
 11 appear, and after such hearing has been held said city may assess
 12 an additional annual license fee or tax against said carrier in an
 13 amount not exceeding two and three-fourths per cent ($2\frac{3}{4}\%$) of
 14 the gross passenger revenue from all motor-driven passenger buses
 15 and trackless-trolley passenger buses operating over fixed routes or
 16 parts of routes within such city. Said carrier shall pay such gross
 17 passenger-revenue tax or license fee into the city treasury within
 18 ninety (90) days after the amount has been fixed, and notice in
 19 writing of said amount has been given by the city to said carrier."

Approved April 6, 1955.

CHAPTER 207

TAX COMMISSION EMPLOYEES

S. F. 430

AN ACT relating to the powers and duties of the state tax commission.

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

1 SECTION 1. Section four hundred twenty-one point seventeen
 2 (421.17), Code 1954, is hereby amended by adding to sub-section five
 3 (5) the following: "Provided, that employees of the state tax commis-
 4 sion shall not during their regular hours of employment engage in the
 5 preparation of tax returns for individuals, except in connection with a
 6 regular audit thereof."

Approved May 27, 1955.

CHAPTER 208

INCOME TAXES

H. F. 225

AN ACT to amend chapter four hundred twenty-two (422), Code 1954, relating to personal income taxes, and income taxes on corporations.

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

1 SECTION 1. Section four hundred twenty-two point four (422.4),
 2 Code 1954, subsection one (1), is amended to read as follows: "The
 3 words 'taxable income' mean the net income as defined in section four
 4 hundred twenty-two point seven (422.7) of the Code minus the deduc-
 5 tions allowed by section four hundred twenty-two point nine (422.9)
 6 of the Code, in the case of individuals; in the case of estates or trusts,

7 the words 'taxable income' mean the taxable income (without a deduc-
8 tion for personal exemption) as computed for federal income tax
9 purposes under the Internal Revenue Code of 1954, but with the
10 adjustments specified in section four hundred twenty-two point seven
11 (422.7) of the Code."

1 SEC. 2. Section four hundred twenty-two point four (422.4), Code
2 1954, is amended by striking subsection eleven (11).

1 SEC. 3. Section four hundred twenty-two point four (422.4), Code
2 1954, subsection twelve (12), is amended to read as follows: "The
3 term 'head of household' shall have the same meaning as provided by
4 the Internal Revenue Code of 1954."

1 SEC. 4. Section four hundred twenty-two point five (422.5), Code
2 1954, is amended by adding the word "taxable" before the word "in-
3 come" on line five (5).

1 SEC. 5. Section four hundred twenty-two point six (422.6), Code
2 1954, is amended to read as follows: "The tax imposed by Section
3 four hundred twenty-two point five (422.5) of the Code shall apply
4 to and become a charge against estates and trusts with respect to
5 their taxable income, and the rates shall be the same as those ap-
6 plicable to individuals. The fiduciary shall be responsible for making
7 the return of income for the estate or trust for which he acts, whether
8 such income be taxable to the estate or trust or to the beneficiaries
9 thereon."

1 SEC. 6. Section four hundred twenty-two point seven (422.7),
2 Code 1954, is amended to read as follows: "The term 'net income'
3 means the adjusted gross income as computed for federal income tax
4 purposes under the Internal Revenue Code of 1954, with the following
5 adjustments:

6 "1. Subtract interest and dividends from federal securities.

7 "2. Add interest and dividends from foreign securities and from
8 securities of state and other political subdivisions exempt from federal
9 income tax under the Internal Revenue Code of 1954.

10 "3. Where the adjusted gross income includes capital gains or
11 losses, or gains or losses from property other than capital assets, and
12 such gains or losses have been determined by using a basis established
13 prior to January 1, 1934, an adjustment may be made, under rules
14 and regulations prescribed by the state tax commission, to reflect the
15 difference resulting from the use of a basis of cost or January 1, 1934,
16 fair market value, less depreciation allowed or allowable, whichever
17 is higher. Provided that the basis shall be fair market value as of
18 January 1, 1955, less depreciation allowed or allowable, in the case of
19 property acquired prior to that date if use of a prior basis is declared
20 to be invalid."

1 SEC. 7. Section four hundred twenty-two point eight (422.8),
2 Code 1954, and the heading thereof, is amended to read as follows:

3 "Allocation of income. Under rules and regulations prescribed by
4 the state tax commission, net income of individuals shall be allocated
5 as follows:

6 "1. In the case of resident taxpayers, net income from the operation
7 of a business in a state other than Iowa shall be allocated to such other
8 state if a state income tax has been or will be paid on said net income

9 to said other state and if said other state allows a similar allocation of
 10 net income from the operation of a business outside said other state.
 11 Net income from the operation of a business, as used in this section,
 12 shall not include salaries, commissions, fees or other remuneration for
 13 **personal or professional services.**

14 "2. In the case of nonresident taxpayers, if any net income is re-
 15 ceived from a business, trade, profession, or occupation carried on
 16 partly within and partly without the state of Iowa, only such portion
 17 of said net income as is fairly and equitably attributable to that part
 18 of the business, trade, profession, or occupation carried on within the
 19 state of Iowa shall be allocated to Iowa; income from any property,
 20 trust, estate or other source within Iowa shall be allocated to Iowa,
 21 except that annuities, interest on bank deposits and interest-bearing
 22 obligations, and dividends shall be allocated to Iowa only to the ex-
 23 tent to which the same are derived from a business, trade, profession,
 24 or occupation carried on within the state of Iowa.

25 "Taxable income of estates and trusts shall be allocated in the
 26 same manner."

1 SEC. 8. Section four hundred twenty-two point nine (422.9), Code
 2 1954, and the heading thereof, is amended to read as follows:

3 "Deductions from net income. In computing taxable income of
 4 individuals, there shall be deducted from net income the larger of the
 5 following amounts:

6 "1. An optional standard deduction of five percent (5%) of the net
 7 income after deduction of federal income tax, not to exceed two
 8 hundred fifty dollars (\$250.00).

9 "2. The total of contributions, interest, taxes, medical expense,
 10 child-care expense, losses and miscellaneous expenses deductible for
 11 federal income tax purposes under the Internal Revenue Code of 1954,
 12 with the following adjustments:

13 "a. Subtract the deduction for Iowa income taxes.

14 "b. Add the amount of federal income taxes paid or accrued as the
 15 case may be, during the tax year, adjusted by any federal income tax
 16 refunds. Provided, however, that where married persons, who have
 17 filed a joint federal income tax return, file separately, such total shall
 18 be divided between them according to the portion thereof paid or
 19 accrued, as the case may be, by each; and provided further that where
 20 a taxpayer has used an optional standard deduction on his federal
 21 return, he shall use the optional standard deduction provided for
 22 above.

23 "3. Where married persons file separately, both must use the op-
 24 tional standard deduction if either elects to use it.

25 "4. A taxpayer affected by section four hundred twenty-two point
 26 eight (422.8) shall, if the optional standard deduction is not used, be
 27 permitted to deduct only such portion of the total referred to in sub-
 28 section two (2) above as is fairly and equitably allocable to Iowa under
 29 the rules and regulations prescribed by the state tax commission."

1 Sec. 9. Sections four hundred twenty-two point ten (422.10) and
 2 four hundred twenty-two point eleven (422.11), Code 1954, are hereby
 3 repealed.

1 SEC. 10. Section four hundred twenty-two point twelve (422.12),
 2 Code 1954, is amended by striking from subsection two (2) the phrase

3 "head of a family" and inserting in lieu thereof the phrase "head of
4 household"; and by striking all of said section following subsection
5 two (2) and inserting in lieu thereof the following:

6 "3. For each dependent, an additional seven dollars fifty cents. As
7 used in this section, the term 'dependent' shall have the same mean-
8 ing as provided by the Internal Revenue Code of 1954."

9 For the purpose of this section the determination of whether an
10 individual is married shall be made as of the close of his tax year un-
11 less his spouse dies during his tax year, in which case such determina-
12 tion shall be made as of the date of such death. An individual legally
13 separated from his spouse under a decree of divorce or of separate
14 maintenance shall not be considered as married.

1 SEC. 11. Section four hundred twenty-two point thirteen (422.13),
2 subsection one (1), Code 1954, is amended by replacing the comma
3 (,) at the end of line eight (8) with a period and striking lines nine
4 (9), ten (10) and eleven (11).

1 SEC. 12. Section four hundred twenty-two point thirteen (422.13),
2 subsection four (4), Code 1954, is amended to read as follows: "A
3 nonresident taxpayer shall file a copy of his federal income tax re-
4 turn for the current tax year with the return required by this section."

1 SEC. 13. Section four hundred twenty-two point fourteen (422.14),
2 subsection one (1), Code 1954, is amended by striking all of said sub-
3 section following the word "acts," in line five (5) and inserting in lieu
4 thereof the following: "if the taxable income thereof amounts to six
5 hundred dollars (\$600.00) or more. A nonresident fiduciary shall
6 file a copy of the federal income tax return for the current tax year
7 with the return required by this section."

1 SEC. 14. Section four hundred twenty-two point fourteen (422.14),
2 subsection two (2), Code 1954, is amended by striking the first
3 sentence thereof.

1 SEC. 15. Section four hundred twenty-two point fifteen (422.15),
2 subsection two (2), Code 1954, is amended by striking lines five (5)
3 to ten (10), both inclusive, and inserting in lieu thereof the following:
4 "net income and capital gains (or losses) reported on the federal
5 partnership return, the names and addresses of the partners, and
6 their respective shares in said amounts."

1 SEC. 16. Section four hundred twenty-two point fifteen (422.15),
2 subsection three (3), Code 1954, is amended by striking all of the first
3 sentence after the word "return" in line four (4) and inserting in lieu
4 thereof the following: "the taxable income, the names and addresses of
6 the beneficiaries, and the amounts distributed or distributable to each
7 as reported on the federal fiduciary income tax return."

1 SEC. 17. Section four hundred twenty-two point twenty (422.20),
2 Code 1954, is repealed.

1 SEC. 18. Section four hundred twenty-two point thirty-three
2 (422.33), Code 1954, is amended by striking from lines six (6) and
3 seven (7) the following: "as herein defined,".

1 SEC. 19. Section four hundred twenty-two point thirty-five
2 (422.35), Code 1954, and the heading thereof, is amended to read as
3 follows:

4 "Net income of corporation defined. The term 'net income' means
5 the taxable income less the net operating loss deduction, both as com-
6 puted for federal income tax purposes under the Internal Revenue
7 Code of 1954, with the following adjustments:

8 "1. Subtract interest and dividends from federal securities.

9 "2. Add interest and dividends from foreign securities and from
10 securities of state and other political subdivisions exempt from fed-
11 eral income tax under the Internal Revenue Code of 1954.

12 "3. Where the net income includes capital gains or losses, or gains
13 or losses from property other than capital assets, and such gains or
14 losses have been determined by using a basis established prior to
15 January 1, 1934, an adjustment may be made, under rules and regu-
16 lations prescribed by the state tax commission, to reflect the difference
17 resulting from the use of a basis of cost or January 1, 1934, fair
18 market value, less depreciation allowed or allowable, whichever is
19 higher. Provided that the basis shall be fair market value as of
20 January 1, 1955, less depreciation allowed or allowable, in the case of
21 property acquired prior to that date if use of a prior basis is declared
22 to be invalid.

23 "4. Subtract federal income taxes paid or accrued, as the case
24 may be, during the tax year, adjusted by any federal income tax re-
25 funds.

26 "Provided, however, that a corporation affected by the allocation
27 provisions of section four hundred twenty-two point thirty-three
28 (422.33) shall be permitted to deduct only such portion of the deduc-
29 tions for net operating loss and federal income taxes as is fairly and
30 equitably allocable to Iowa, under rules and regulations prescribed by
31 the state tax commission."

1 SEC. 20. Section four hundred twenty-two point thirty-six
2 (422.36), Code 1954, is amended by adding a new subsection as fol-
3 lows:

4 "4. Foreign corporations shall file a copy of their federal income
5 tax return for the current tax year with the return required by this
6 section."

1 SEC. 21. This Act shall be used as a basis for computing income
2 tax for all tax years commencing after December 31, 1954.

1 SEC. 22. If any provision of this Act or the application thereof
2 to any taxpayer shall be invalid, such invalidity shall not affect the
3 provisions or application of this Act which can be given effect with the
4 invalid provisions or application, and to this end the provisions of the
5 Act are declared severable.

1 SEC. 23. This Act being deemed of immediate importance shall
2 take effect and be in force from and after its passage and publication
3 in the Sioux City Journal-Tribune, a newspaper published in Sioux
4 City, Iowa, and in the Anthon Herald, a newspaper published in
5 Anthon, Iowa.

Approved April 15, 1955.

I hereby certify that the foregoing Act, House File 225, was published in the Sioux
City Journal-Tribune, Sioux City, Iowa, April 18, 1955, and in the Anthon Herald,
Anthon, Iowa, April 20, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 209

INCOME TAX RETURNS

S. F. 22

AN ACT amending section four hundred twenty-two point twenty-one (422.21), Code 1954, relating to the time of filing of income tax returns.

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

1 SECTION 1. Section four hundred twenty-two point twenty-one
2 (422.21), Code 1954, is hereby amended by striking from lines four
3 (4) and five (5) thereof the following words, "within ninety days
4 after the expiration of the tax year." and inserting in lieu thereof the
5 following "on or before the last day of the fourth (4th) month after
6 the expiration of the tax year."

1 SEC. 2. This Act being deemed of immediate importance shall be
2 in full force and effect from and after publication in the Neola-Gazette
3 Reporter, a newspaper published at Neola, Iowa, and the Perry Chief,
4 a newspaper published at Perry, Iowa.

Approved February 18, 1955.

I hereby certify that the foregoing Act, Senate File 22, was published in the Perry Chief, Perry, Iowa, February 23, 1955, and the Neola Gazette Reporter, Neola, Iowa, February 24, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 210

INCOME TAX RETURNS

H. F. 447

AN ACT to amend section four hundred twenty-two point twenty-five (422.25), Code 1954, relating to the limitation period for examination of individual income tax returns.

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

1 SECTION 1. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, is hereby amended by striking from line two
3 (2) thereof the word "two" and inserting in lieu thereof the word
4 "three".

1 SEC. 2. Section four hundred twenty-two point twenty-five
2 (422.25), subsection one (1), Code 1954, is further amended by
3 striking the period following the word "tax" in line five (5) and
4 inserting in lieu thereof the following: "; provided that if the tax-
5 payer omits from income such an amount as will, under the Internal
6 Revenue Code of 1954, extend the statute of limitations for assess-
7 ment of federal tax to six (6) years under said Code, the period for
8 examination and determination shall be six (6) years; and provided
9 further that the period for examination and determination shall be
10 unlimited in the case of a false or fraudulent return with intent to
11 evade tax. The burden of proof of additional tax owing under the
12 six-year period, or unlimited period, shall be on the tax commission.

13 This Act shall not apply to tax years barred by the statute of limi-
14 tations as of the date of passage.

1 SEC. 3. This Act being deemed of immediate importance shall be
2 in force and effect immediately upon its passage and publication in
3 the LeMars Sentinel, a newspaper published at LeMars, Iowa, and
4 in the Postville Herald, a newspaper published at Postville, Iowa.

Approved March 28, 1955.

I hereby certify that the foregoing Act, House File 447, was published in the LeMars Sentinel, LeMars, Iowa, March 30, 1955, and in the Postville Herald, Postville, Iowa, March 30, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 211

INCOME TAX PENALTIES

H. F. 541

AN ACT to amend section four hundred twenty-two point twenty-five (422.25), Code 1954, relating to tax penalties.

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

1 SECTION 1. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, subsection three (3), is amended by striking
3 the semicolon at the end of line seven (7) and all of lines eight (8)
4 through twenty-one (21) and inserting in lieu thereof the following:
5 " In case of failure to file a return on the date prescribed therefor
6 (determined with regard to any extension of time for filing), unless
7 it is shown that such failure was due to reasonable cause and not due
8 to willful neglect, there shall be added to the amount required to be
9 shown as tax on such return five per cent (5%) of the amount of
10 such tax if the failure is for not more than one (1) month, with an
11 additional five per cent (5%) for each additional month or fraction
12 thereof during which such failure continues, not exceeding twenty-
13 five per cent (25%) in the aggregate. In case of willful failure to file
14 a return with intent to evade tax, in lieu of the five per cent (5%)
15 monthly penalty above provided, there shall be added to the amount
16 required to be shown as tax on such return fifty per cent (50%) of
17 the amount of such tax, and in case of willful filing of a false return
18 with intent to evade tax, there shall be added to the amount required
19 to be shown as tax on such return fifty per cent (50%) of the amount
20 of such tax.

1 SEC. 2. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, is further amended by striking subsections six
3 (6) and seven (7).

1 SEC. 3. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, subsection eight (8), is further amended by
3 inserting after the word "required" in line one (1) the words "to
4 supply any information, to pay any tax, or", and by inserting after
5 the comma at the end of line three (3) the words "or fails to pay such
6 tax, supply such information, or make, render, or sign such return,".

1 SEC. 4. Section four hundred twenty-two point twenty-five
 2 (422.25), Code 1954, is further amended by adding a new subsection
 3 as follows:
 4 "The penalties provided for by subsections three (3) and eight (8)
 5 shall not apply in the case of any taxpayer who, during the period
 6 from the effective date of this Act through April 30, 1956, voluntarily
 7 (before notification by the commission that his returns or his failure
 8 to file a return are being investigated) discloses to the commission
 9 that he has failed to file a return or that he has filed an erroneous
 10 return and pays forthwith the tax properly due plus interest thereon
 11 computed at six per cent (6%) per annum from the due date."

Approved May 6, 1955.

CHAPTER 212

BOWLING ALLEYS TAX

H. F. 381

AN ACT to amend section four hundred twenty-two point forty-three (422.43), Code 1954, and repealing the provision of the Iowa sales tax law which exempts receipts from the operation of bowling alleys from the tax upon amusements.

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

1 SECTION 1. Section four hundred twenty-two point forty-three
 2 (422.43), Code 1954, is hereby amended by striking from lines twenty-
 3 six (26) and twenty-seven (27) the following:
 4 "other than bowling alleys,".

1 SEC. 2. Further amend section four hundred twenty-two point
 2 forty-three (422.43), Code 1954, by inserting in line thirty-six (36)
 3 after the word "tables" the following: ", bowling alleys".

Approved April 28, 1955.

CHAPTER 213

SALES TAX ON BEER AND CIGARETTES

S. F. 417

AN ACT repealing the exemptions from sales and use taxes on beer and cigarettes sold at retail.

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

1 SECTION 1. Section four hundred twenty-two point forty-six
 2 (422.46), Code 1954, is hereby amended by striking the period (.)
 3 after the word "airplanes", in line ten (10) of said section, and insert-
 4 ing the words "or to the sale at retail of beer and cigarettes."

1 SEC. 2. Section four hundred twenty-three point four (423.4),
 2 Code 1954, is hereby amended by inserting a comma (,) after the word
 3 "airplanes" in line two (2) of subsection three (3) of said section four

4 hundred twenty-three point four (423.4), Code 1954, and inserting the
5 words "or to the sale at retail of beer and cigarettes,".

1 SEC. 3. Section ninety-eight point six (98.6), Code 1954, is
2 amended by striking all of subsection four (4) and inserting in lieu
3 thereof the following:

4 "4. The tax imposed shall be in lieu of any other occupation or ex-
5 cise tax on cigarettes imposed by any political subdivision of the
6 state."

1 SEC. 4. The provisions of this Act shall be effective as to all use and
2 sales tax transactions of July 1, 1955, and thereafter.

1 SEC. 5. The Act, being deemed of immediate importance, shall be
2 in full force and effect from and after its passage and publication in
3 the Boone News-Republican, a newspaper published at Boone, Iowa,
4 and in the Ames Daily Tribune, a newspaper published at Ames, Iowa.

Approved April 22, 1955.

I hereby certify that the foregoing Act, Senate File 417, was published in the Boone News-Republican, Boone, Iowa, April 27, 1955, and in the Ames Daily Tribune, Ames, Iowa, April 26, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 214

SALES AND USE TAX RETURNS

S. F. 306

AN ACT to amend sections four hundred twenty-two point fifty-one (422.51), four hundred twenty-two point fifty-two (422.52), four hundred twenty-three point thirteen (423.13) and four hundred twenty-three point fourteen (423.14), Code 1954, changing the time for filing sales tax and use tax returns.

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

1 SECTION 1. Section four hundred twenty-two point fifty-one
2 (422.51), subsection one (1), Code 1954, is amended by striking from
3 lines one (1) and two (2) the word "twentieth" and inserting in lieu
4 thereof the word "last".

1 SEC. 2. Section four hundred twenty-two point fifty-one (422.51),
2 subsection one (1), Code 1954, is amended by striking from line four
3 (4) the word "twentieth" and inserting in lieu thereof the word "last".

1 SEC. 3. Section four hundred twenty-two point fifty-two (422.52),
2 subsection one (1), Code 1954, is amended by striking from line three
3 (3) the word "twentieth" and inserting in lieu thereof the word "last".

1 SEC. 4. Section four hundred twenty-three point thirteen (423.13),
2 Code 1954, is amended by striking from line six (6) the word "twenti-
3 eth" and inserting in lieu thereof the word "last".

1 SEC. 5. Section four hundred twenty-three point fourteen
2 (423.14), Code 1954, is amended by striking from line six (6) the word
3 "twentieth" and inserting in lieu thereof the word "last".

Approved April 15, 1955.

CHAPTER 215

FARM LAND TAX CREDIT

S. F. 217

AN ACT to amend section four hundred twenty-six point one (426.1), Code 1954, relating to the agricultural land tax credit.

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

1 SECTION 1. Section four hundred twenty-six point one (426.1),
2 Code 1954, is amended by striking from line nine (9) the words
3 "five million" and inserting in lieu thereof the words "ten million
4 five hundred thousand".

Approved May 9, 1955.

CHAPTER 216

MILITARY SERVICE TAX CREDIT

H. F. 565

AN ACT to amend chapter four hundred twenty-six A (426A), Code 1954, relating to military service tax credit.

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

1 SECTION 1. Section four hundred twenty-six A point two
2 (426A.2), Code 1954, is amended by striking the word "Sums" in
3 line twelve (12) and all of lines thirteen (13) through twenty-four
4 (24) thereof.

1 SEC. 2. Section four hundred twenty-six A point four (426A.4),
2 Code 1954, is amended by striking the entire section and inserting in
3 lieu thereof the following:

4 "Sums distributable from the military service tax credit fund shall
5 be allocated every six months to the several counties of the state. On
6 March 25, 1955, September 25, 1955, and every six months thereafter,
7 the state tax commission shall certify to the comptroller the total
8 credits claimed by each county. On or before March 25, 1955, and
9 every six months thereafter upon receipt of the certification from the
10 state tax commission, the comptroller shall draw warrants to the
11 treasurer of each county payable from the military tax service credit
12 fund in the amount claimed; provided that if the amount of money in
13 said fund is insufficient to pay the credits claimed in full, then in that
14 event they shall be paid on a pro rata basis."

1 SEC. 3. Chapter four hundred twenty-six A (426A), Code 1954,
2 is amended by adding thereto the following section:

3 "The amount of credits received under this chapter shall then be
4 apportioned by each county treasurer to the several taxing districts.
5 Each taxing district shall receive its proportionate share of the mili-
6 tary service tax credit allowed on each and every tax exemption allowed
7 in such taxing district, in the proportion that the levy made by such
8 taxing district upon general property bears to the total levy upon all

9 property subject to general property taxation by all taxing districts
10 imposing a general property tax in such taxing district."

1 SEC. 4. As the amount of money in the military service tax credit
2 fund on March 25, 1955, is insufficient to pay the claims certified to
3 the comptroller as of that date, said credits shall be paid on a pro
4 rata basis to the extent funds were available on that date.

1 SEC. 5. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its publication in The Keota
3 Eagle, a newspaper published at Keota, Iowa, and in the Knoxville
4 Journal, a newspaper published at Knoxville, Iowa.

Approved May 6, 1955.

I hereby certify that the foregoing Act, House File 565, was published in The Keota Eagle, Keota, Iowa, May 12, 1955, and in the Knoxville Journal, Knoxville, Iowa, May 12, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 217

HONEY AND BEESWAX TAX EXEMPTION

S. F. 8

AN ACT to exempt stocks of honey and beeswax from taxation and to amend section four hundred twenty-seven point one (427.1), subsection thirteen (13), Code 1954.

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

1 SECTION 1. Section four hundred twenty-seven point one (427.1),
2 subsection thirteen (13), Code 1954, is amended by inserting after the
3 comma, in line eight (8), subsection thirteen (13), the words: "honey
4 and beeswax produced during that time and remaining in the posses-
5 sion of the producer,".

Approved March 15, 1955.

CHAPTER 218

KOREAN VETERANS' TAX EXEMPTION

S. F. 152

AN ACT relating to tax exemption for veterans of the Korean conflict.

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

1 SECTION 1. Section four hundred twenty-seven point three (427.3),
2 Code 1954, is amended by striking the period at the end of subsec-
3 tion four (4) and inserting in lieu thereof a comma and adding the
4 following thereafter: "or of the Korean conflict at any time between
5 June 27, 1950 and July 27, 1953, both dates inclusive."

Approved April 27, 1955.

CHAPTER 219

MILITARY SERVICE TAX EXEMPTION

S. F. 18

AN ACT relating to the filing of claim for military service tax exemption.

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

1 SECTION 1. Section four hundred twenty-seven point five (427.5),
 2 Code 1954, is hereby amended by striking the word "county" in line
 3 twenty-one (21) and the word "auditor" in line twenty-two (22) of
 4 said section and inserting in lieu thereof the words "city or county
 5 assessor, as the case may be". Further amend said section by inserting
 6 after the period in line thirty-six (36) thereof the following: "The as-
 7 sessor shall tabulate and deliver or file said claims with the county
 8 auditor, having his recommendations for allowance or disallowance
 9 endorsed thereon. In case the owner of the property is in active service
 10 in any of the armed forces of the United States or of this state, includ-
 11 ing the nurses' corps of the state or of the United States, said claim
 12 may be executed and delivered or filed by the owner's spouse, parent,
 13 child, brother, or sister, or by any person who may represent him under
 14 power of attorney."

1 SEC. 2. Section four hundred twenty-seven point six (427.6), Code
 2 1954, is hereby amended by inserting a period after the word "filed" in
 3 line five (5) of the first paragraph thereof and by striking the bal-
 4 ance of said paragraph. Further amend said section by inserting
 5 the word "only" immediately after the word "exemption" in line four
 6 (4).

Approved April 22, 1955.

CHAPTER 220

PERSONAL PROPERTY TAXES

H. F. 237

AN ACT to amend sections four hundred forty-five point eight (445.8) and four hundred forty-five point twenty-nine (445.29), Code 1954, relating to the publication of the list of delinquent personal property taxes and relating to the lien of personal property taxes.

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

1 SECTION 1. Section four hundred forty-five point eight (445.8),
 2 Code 1954, is hereby amended by adding thereto the following:
 3 "The treasurer shall cause to be compiled a list of all delinquent per-
 4 sonal property taxes for the current assessment year, as shown by the
 5 delinquent personal property tax list. Such list shall show the amount
 6 of the taxes delinquent when the amount of the tax is more than five
 7 dollars (\$5.00) and the amount of penalty, interest and costs thereon,
 8 the name of the owner, if known, or the person, if any, to whom it is
 9 taxed, and shall be published in some newspaper in the county once
 10 each week for two consecutive weeks, the last of which shall be not
 11 more than two weeks before the first Monday in December, and by

12 immediately posting a copy of the first publication thereof at the door
 13 of the courthouse, if there be one, if not, at the door of the place where
 14 the last term of district court was held. The provisions of sections
 15 four hundred forty-six point ten (446.10) and four hundred forty-six
 16 point eleven (446.11) of the Code shall prevail in connection with the
 17 publication of such notice. The treasurer shall obtain a copy of the
 18 notice as published, and a certificate of the publication thereof from
 19 the printer or publisher, and file it in the office of the auditor.”.

1 SEC. 2. The treasurer shall, within ten (10) days following the
 2 final publication of such notice, issue a distress warrant in the form as
 3 prescribed in section four hundred forty-five point seven (445.7) of
 4 the Code. The publication of delinquent personal property tax lists
 5 shall include a notice that, unless such delinquent personal property
 6 taxes are paid within ten (10) days of the date of final publication of
 7 the notice, a distress warrant will be issued for the collection thereof.

1 SEC. 3. The distress warrant so issued shall be collectible by any
 2 sheriff or constable or tax collector in the same manner as any other
 3 warrant for the distraint and sale of personal property. The amount
 4 to be collected shall include cost of publication of the notice, as herein
 5 provided, all interest and penalties upon such tax, and the fees of the
 6 collecting officer, as prescribed by law.

1 SEC. 4. Any taxpayer affected may at any time pay to the treasurer
 2 the amount of delinquent taxes and penalty, plus the cost of publication
 3 of the notice as shown by the personal property list, and any other
 4 costs prior to the issuance of the distress warrant herein provided.

1 SEC. 5. Section four hundred forty-five point twenty-nine
 2 (445.29), Code 1954, is amended by adding thereto the following:

3 “Personal property taxes, together with any interest, penalty, or
 4 costs, shall be a lien in favor of the county upon all the taxable per-
 5 sonal property and rights to property belonging to the taxpayer whose
 6 personal property tax is delinquent.”.

Approved April 15, 1955.

CHAPTER 221

INHERITANCE TAX LIEN

H. F. 314

AN ACT to amend section four hundred fifty point seven (450.7), Code 1954, relating to the limitation of an inheritance tax lien where the decedent died between the dates of July 4, 1936, and July 4, 1941.

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

1 SECTION 1. Section four hundred fifty point seven (450.7), Code
 2 1954, is hereby amended by striking the period (.) in line five (5)
 3 thereof and by inserting a comma (,) and the words “providing said
 4 tax shall not be a lien upon real estate where the decedent died between
 5 the dates of July 4, 1936 and July 4, 1941; this limitation shall not
 6 apply to the estate of any decedent where any part of the inheritance
 7 tax has been deferred.”.

Approved April 6, 1955.

CHAPTER 222

USE OF ROAD EQUIPMENT IN DRAINAGE DISTRICTS

H. F. 59

AN ACT to amend section four hundred fifty-five point one hundred thirty-five (455.135), Code 1954, relating to the use of weed fund equipment and secondary road equipment in the eradication of brush and weeds in levee and drainage districts, and for reimbursement for the use thereof.

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

1 SECTION 1. Section four hundred fifty-five point one hundred
2 thirty-five (455.135), Code 1954, is hereby amended by inserting after
3 the word "repairs" in line forty-one (41) the following: "or in the
4 eradication of brush and weeds along the open ditches"; by inserting
5 after the word "equipment" in line forty-five (45) the following: "or
6 weed fund equipment"; by inserting after the word "fund" in line
7 forty-seven (47) the words "or the weed fund".

Approved March 22, 1955.

CHAPTER 223

JOINT DRAINAGE DISTRICTS

H. F. 25

AN ACT relating to notice and service thereof on the report of the commissioners to classify lands, fix and assess benefits and apportion costs and expenses pertaining to joint drainage districts.

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

1 SECTION 1. Amend Section four hundred fifty-seven point fifteen
2 (457.15), Code of 1954, by inserting after the word "except" in line
3 sixteen (16) the following: "that said notice to be published in each
4 of the several counties shall contain only the names of the owners of
5 each tract of land or lot in the district located within the respective
6 county in which said notice is to be published and the total amount of
7 all proposed assessments on the lands located in each of the other
8 counties into which the district extends, and except further".

Approved March 10, 1955.

CHAPTER 224

DRAINAGE DISTRICT TRUSTEES

H. F. 23

AN ACT relating to the time and place of the opening and closing of the polls for elections for drainage district trustees.

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

1 SECTION 1. Section four hundred sixty-two point seventeen
2 (462.17), Code 1954, is amended by striking from line two (2) the

3 words, "eight o'clock a.m." and inserting in lieu thereof the following:
4 "one o'clock p.m."

1 SEC. 2. Section four hundred sixty-two point seventeen (462.17),
2 Code 1954, is hereby amended by striking from line three (3) the
3 words "seven o'clock p.m." and inserting in lieu thereof the following:
4 "five o'clock p.m. If no convenient polling place is to be found within
5 the district, the election may be held at some convenient place outside
6 the district."

Approved March 22, 1955.

CHAPTER 225

SOIL CONSERVATION

S. F. 349

AN ACT relating to powers of soil conservation districts and commissioners; authorizing the establishment of subdistricts within a soil conservation district and authorizing and providing for a special tax on all real estate within the boundaries of a subdistrict for the purpose of carrying out watershed protection and flood prevention programs within the subdistricts.

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

1 SECTION 1. Section four hundred sixty-seven A point two
2 (467A.2), Code 1954, is hereby amended by inserting after the word
3 "erosion" in line five (5) thereof the following:
4 "and for the prevention of erosion, floodwater, and sediment dam-
5 ages,".

1 SEC. 2. Section four hundred sixty-seven A point seven (467A.7),
2 Code 1954, is hereby amended as follows:

3 1. By inserting after the word "erosion" in lines two (2) and three
4 (3) of subsection one (1) thereof the following:

5 "and erosion, floodwater, and sediment damages".

6 2. By inserting after the word "and" in line seven (7) of subsection
7 four (4) the following:

8 ", watershed protection and flood".

9 3. By inserting after the word "erosion" in line nine (9) of sub-
10 section six (6) the following:

11 "and for the prevention of erosion, floodwater, and sediment dam-
12 ages,".

13 4. By inserting after the word "erosion" in line (3) of subsection
14 eight (8) the following:

15 "and for the prevention of erosion, floodwater, and sediment dam-
16 ages,".

1 SEC. 3. Chapter four hundred sixty-seven A (467A), Code 1954,
2 is amended by adding thereto the following sections:

3 "1. Subdistricts of a soil conservation district may be formed as
4 hereinafter provided for the purpose of carrying out watershed pro-
5 tection and flood prevention programs within the subdistrict but may
6 not be formed solely for the purpose of establishing or taking over the
7 operation of an existing drainage district.

8 “2. When the landowners in a proposed subdistrict desire that a
9 subdistrict be organized, they shall file a petition with the commission-
10 ers of the soil conservation district. The area must be contiguous
11 and in the same watershed but in no event shall it include any area
12 located within the boundaries of an incorporated city or town. The
13 petition shall set forth an intelligible description by congressional sub-
14 division, or otherwise, of the land suggested for inclusion in the sub-
15 district. The petition shall contain a brief statement giving the reasons
16 for organization, requesting that the proposed area be organized as a
17 subdistrict and must be signed by sixty-five percent (65%) of the land-
18 owners in the proposed subdistrict. Land already in one subdistrict
19 cannot be included in another. The soil conservation district commis-
20 sioners shall review such petition and if found adequate shall arrange
21 for a hearing thereon.

22 “3. Within thirty days after such petition has been filed with the
23 soil district commissioners, they shall fix a date, hour, and place for a
24 hearing thereon and direct the secretary to cause notice to be given to
25 the owners of each tract of land, or lot, within the proposed subdistrict
26 as shown by the transfer books of the auditor's office, and to each lien
27 holder, or encumbrancer, of any such lands as shown by the county rec-
28 ords, and to all other persons whom it may concern, and without
29 naming individuals all actual occupants of land in the proposed sub-
30 district, of the pendency and prayer of said petition and that all objec-
31 tions to establishment of said subdistrict for any reason must be made
32 in writing and filed with the secretary of the soil conservation district
33 at, or before, the time set for hearing. The soil conservation district
34 commissioners shall consider and determine whether the operation
35 of the subdistrict within the defined boundaries as proposed is desir-
36 able, practicable, feasible, and of necessity in the interest of health,
37 safety, and public welfare. All interested parties shall have a right
38 to attend such hearing and to be heard. The soil district commissioners
39 may for good cause adjourn the hearing to a day certain which shall be
40 announced at the time of adjournment and made a matter of record.
41 If the soil district commissioners determine that the petition meets
42 the requirements set forth herein and in section 467A.5, they shall
43 declare that the subdistrict is duly organized and shall record such
44 action in their official minutes together with an appropriate official
45 name, or designation for the subdistrict.

46 “4. The notice of hearing on the formation of a subdistrict shall be
47 by publication once each week for two consecutive weeks in some news-
48 paper of general circulation published in the county (or district) the
49 last of which shall be not less than ten days prior to the day set for
50 the hearing on the petition. Proof of such service shall be made by
51 affidavit of the publisher, and be on file with secretary of the district at
52 the time the hearing begins.

53 “5. If the proposed subdistrict lies in more than one soil conserva-
54 tion district, the petition may be presented to the commissioners
55 of any one of such districts, and the commissioners of all such districts
56 shall act jointly as a board of commissioners with respect to all mat-
57 ters concerning such subdistrict, including its formation. They shall
58 organize as a single board for such purposes and shall designate its
59 chairman, vice-chairman, and secretary-treasurer to serve for terms
60 of one year. Such a subdistrict shall be formed in the same manner and

61 shall have the same powers and duties as a subdistrict formed in one
62 soil conservation district.

63 "6 Following the entry in the official minutes of the soil district com-
64 missioners of the creation of the subdistrict, the commissioners shall
65 certify this fact on a separate form, authentic copies of which shall be
66 recorded with the county recorder of each county in which any portion
67 of the subdistrict lies, and with the state soil conservation committee.

68 "7. The commissioners of a soil conservation district in which the
69 subdistrict is formed shall be the governing body of the subdistrict.
70 When a subdistrict lies in more than one soil conservation district, the
71 combined board of commissioners shall be the governing body. The
72 governing body of the subdistrict shall appoint three trustees living
73 within the subdistrict to assist with the administration of the sub-
74 district.

75 "8. After obtaining agreements to carry out recommended soil con-
76 servation measures and proper farm plans from owners of not less
77 than fifty percent (50%) of the lands situated in the subdistrict, a dis-
78 trict shall have the authority to impose a special annual tax, the pro-
79 ceeds of which shall be used for repair, alteration, maintenance and
80 operation of the present and future works of improvement within its
81 boundaries.

82 On or before July 10 of each year its governing body shall make an
83 estimate of the amount it deems necessary to be raised by such special
84 tax for the ensuing year and transmit said estimate in dollars to the
85 board of supervisors of the county in which the subdistrict lies.

86 If portions of the subdistrict are in more than one county, then the
87 governing body, as hereinbefore designated in such event, after arriv-
88 ing at the estimate in dollars deemed necessary for the entire subdis-
89 trict shall ratably apportion such amount between the counties and
90 transmit and certify the prorated portion to the respective boards of
91 supervisors of each of the counties.

92 The board or boards of supervisors shall upon receipt of certification
93 from the governing body of the district make the necessary millage
94 levy on the assessed valuation of all real estate within the boundaries
95 of the subdistrict lying within their respective county to raise said
96 amounts, but in no event to exceed four (4) mills.

97 The special tax so levied shall be collected in the same manner as
98 other taxes with the proceeds therefrom to be kept in a separate ac-
99 count by the appropriate county treasurer or treasurers identified by
100 the official name of the subdistrict and expenditures therefrom shall be
101 made on requisition of the chairman and secretary of the governing
102 body of the subdistrict."

1 SEC. 4. This Act being of immediate importance shall be in force
2 and effect immediately upon its passage and publication in The Mal-
3 vern Leader, a newspaper published at Malvern, Iowa, and the Newton
4 Daily News, a newspaper published at Newton, Iowa.

Approved March 31, 1955.

I hereby certify that the foregoing Act, Senate File 349, was published in The Malvern Leader, Malvern, Iowa, April 7, 1955, and in the Newton Daily News, Newton, Iowa, April 8, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 226

EMINENT DOMAIN PROCEDURE

S. F. 299

AN ACT to amend sections four hundred seventy-two point thirty-three (472.33) and four hundred seventy-two point thirty-four (472.34), Code 1954, relating to procedure under power of eminent domain.

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

1 SECTION 1. Amend section four hundred seventy-two point thirty-
2 three (472.33), Code 1954, by striking all after the word "taken" in
3 line nine (9) and substituting in lieu therefor a period (.).

1 SEC. 2. Amend section four hundred seventy-two point thirty-four
2 (472.34), Code 1954, by striking the following in lines two (2) and
3 three (3) thereof: "on the final determination of the appeal" and
4 substitute therefor the following: "at any time after an appeal is
5 taken as provided in section 472.18 of this chapter."

Approved May 17, 1955.

CHAPTER 227

CORPORATION AND ASSOCIATION RECORDING FEES

H. F. 163

AN ACT to provide for the amounts of recording fees to be paid to the secretary of state by corporations for pecuniary profit, co-operative associations, nonprofit-sharing co-operative associations, bodies co-operative and corporations not for pecuniary profit pursuant to the provisions of chapters four hundred ninety-one (491), four hundred ninety-seven (497), four hundred ninety-eight (498), four hundred ninety-nine (499), four hundred ninety-nine A (499A), five hundred four (504), and five hundred thirty-one (531), Code 1954, and to amend various sections of the Code relating thereto.

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

1 SECTION 1. Section four hundred ninety-one point eleven (491.11),
2 Code 1954, is hereby amended by striking from lines five (5), twelve
3 (12) and eighteen (18) thereof the word "twenty-five" and inserting
4 in each instance in lieu thereof the word "fifty".

1 SEC. 2. Section four hundred ninety-one point twenty (491.20),
2 Code 1954, is hereby amended by striking from lines sixteen (16),
3 nineteen (19) and thirty (30) thereof the word "twenty-five" and in-
4 serting in each instance in lieu thereof the word "fifty".

1 SEC. 3. Section four hundred ninety-seven point four (497.4),
2 Code 1954, is hereby amended by striking from line eleven (11) thereof
3 the word "twenty-five" and inserting in lieu thereof the word "fifty".

1 SEC. 4. Section four hundred ninety-eight point six (498.6), Code
2 1954, is hereby amended by striking from line seven (7) thereof the
3 word "twenty-five" and inserting in lieu thereof the word "fifty".

1 SEC. 5. Section four hundred ninety-nine point forty-five (499.45),
2 Code 1954, is hereby amended by striking from line two (2) of subsec-

3 tion three (3) thereof the word "twenty-five" and inserting in lieu
4 thereof the word "fifty".

1 SEC. 6. Section four hundred ninety-nine A point one (499A.1),
2 Code 1954, is hereby amended by inserting in line twenty-seven (27)
3 thereof, following the word "dollars" and before the word "is", the
4 words "together with a recording fee of fifty (50) cents per page" and
5 by striking from line twenty-eight (28) thereof the word "fee" and
6 inserting in lieu thereof the word "fees".

1 SEC. 7. Section four hundred ninety-nine A point nine (499A.9),
2 Code 1954, is hereby amended by adding thereto a new sentence as fol-
3 lows: "There shall be paid to the secretary of state at the time of the
4 filing of such change or amendment a recording fee of fifty (50) cents
5 per page."

1 SEC. 8. Section five hundred four point six (504.6), Code 1954, is
2 hereby amended by inserting in line twenty (20) thereof after the
3 word "dollars" and before the period therein, the words "together with
4 a recording fee of fifty (50) cents per page".

1 SEC. 9. Section five hundred thirty-one point four (531.4), Code
2 1954, is hereby amended by striking from line seven (7) the words
3 "twenty-five cents" and inserting in lieu thereof the words "fifty
4 cents".

Approved April 22, 1955.

CHAPTER 228

AMENDMENTS TO CORPORATIONS

H. F. 155

AN ACT relating to the regulation and supervision of corporations for pecuniary profit and to amend section four hundred ninety-one point twenty (491.20), Code 1954.

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

1 SECTION 1. Section four hundred ninety-one point twenty
2 (491.20), Code 1954, is amended by inserting after the word "busi-
3 ness." in line thirteen (13) the following:

4 "Publication shall be by notice setting out the substance of the
5 amendment and, in the case of amended and substituted articles, said
6 notice shall contain the matters and things required to be published
7 by section four hundred ninety-one point seventeen (491.17), Code of
8 Iowa, relating to original incorporations."

Approved April 21, 1955.

CHAPTER 229

CORPORATION RENEWAL

H. F. 156

AN ACT to amend section four hundred ninety-one point twenty-five (491.25), Code 1954, relating to the method and procedure for renewal of corporations organized for a term of years.

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

1 SECTION 1. Section four hundred ninety-one point twenty-five
2 (491.25), Code 1954, is amended by striking all of said section and
3 by enacting in lieu thereof the following:

4 "Corporations existing for a period of years may be renewed from
5 time to time for the same or shorter periods, or may be renewed to
6 exist perpetually, upon compliance with the provisions of this section
7 and other applicable statutes.

8 "The right of renewal is vested in the stockholders and shall be
9 exercised by a resolution thereof adopted at any regular meeting or
10 at any special meeting called for that purpose. Such resolution must
11 be adopted by a majority of all the votes cast at such meeting, or by
12 such other vote as is authorized or required in the company's existing
13 articles of incorporation.

14 "If the renewal instrument in proper form and the necessary fees
15 are tendered to the secretary of state for filing three (3) months or
16 less either prior or subsequent to the corporation's expiration date,
17 such renewal shall take effect immediately upon the expiration of
18 the corporation's previous period of existence, and in such case, the
19 corporate existence shall be considered as having been extended with-
20 out interruption. If the renewal is filed more than three (3) months
21 before or after the expiration date, such renewal shall take effect upon
22 the date such renewal with necessary fees is accepted and filed by the
23 secretary of state; and in cases where filed more than three (3)
24 months after the expiration date, shall not be in legal effect a renewal
25 unless the procedure provided for and the additional fees provided
26 for in section four hundred ninety-one point twenty-eight (491.28)
27 are fully complied with and paid.

28 "In all cases of renewal, those stockholders voting for such re-
29 newal must purchase at its real value the stock voted against such
30 renewal and shall have three (3) years from the date such action for
31 renewal was taken in which to purchase and pay for the stock voting
32 against such renewal, which purchase price shall bear interest at the
33 rate of five percent (5%) per annum from the date of such renewal
34 action until paid."

Approved April 22, 1955.

CHAPTER 230

CORPORATION FEES

H. F. 157

AN ACT to amend section four hundred ninety-one point twenty-eight (491.28), Code 1954, relating to fees to be paid in connection with renewal of corporations for pecuniary profit.

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

1 SECTION 1. Section four hundred ninety-one point twenty-eight
2 (491.28), Code 1954, is amended by striking from lines 4 to 8, inclusive,
3 the following; "a fee of twenty-five dollars, together with a recording
4 fee of twenty-five cents per page and an additional fee of one dollar per
5 thousand for all authorized stock in excess of ten thousand dollars,"
6 and by inserting in lieu thereof the following; "the fees prescribed by
7 section four hundred ninety-one point eleven (491.11), Code of Iowa,
8 for newly organized corporations,".

Approved April 22, 1955.

CHAPTER 231

LEGALIZING CORPORATION STOCK ISSUES

H. F. 264

AN ACT to legalize certain issues of capital stocks of Iowa corporations, upon compliance herewith.

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

1 SECTION 1. Any corporation organized under the laws of this state
2 which, prior to January 1, 1953, issued capital stock for property with-
3 out complying with section four hundred ninety-two point six (492.6),
4 Code 1954, and obtaining approval pursuant to section four hundred
5 ninety-two point seven (492.7), Code 1954, may within ninety (90)
6 days after the effective date of this Act, make application for the ap-
7 proval of the issuance of such stock.

1 SEC. 2. Nothing in this Act contained shall affect or be construed
2 as affecting pending litigation.

1 SEC. 3. This Act being deemed of immediate importance, shall be
2 effective from and after the date of its publication, as required by law
3 in the West Liberty Index, a newspaper published at West Liberty,
4 Iowa, and Decorah Newspapers, a newspaper published at Decorah,
5 Iowa.

Approved April 22, 1955.

Pursuant to the authority vested in the undersigned, Secretary of State of Iowa, under the provisions of Section 3.9, Code of Iowa, 1954, there being no newspaper by the name of Decorah Newspapers published at Decorah, Iowa, the Decorah Journal, a newspaper published in Decorah, Iowa, is designated to publish the foregoing Act, House File 264.

MELVIN D. SYNHORST, *Secretary of State.*

I hereby certify that the foregoing Act, House File 264, was published in the West Liberty Index, West Liberty, Iowa, May 5, 1955, and in the Decorah Journal, Decorah, Iowa, May 5, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 232

FOREIGN, CO-OPERATIVE CORPORATIONS

H. F. 160

AN ACT to amend section four hundred ninety-nine point fifty-four (499.54), Code 1954, relating to the admission fees to be paid by foreign co-operative corporations.

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

1 SECTION 1. Section four hundred ninety-nine point fifty-four
2 (499.54), Code 1954, is amended by striking from lines six (6) and
3 seven (7) thereof the following: "fees required by section 499.45," and
4 by inserting in lieu thereof the following: "same fees as would be re-
5 quired under section four hundred ninety-four point four (494.4),
6 Code of Iowa, were said foreign co-operative corporation a foreign
7 corporation for profit seeking authority to transact business in Iowa
8 under chapter four hundred ninety-four (494) of the Code."

Approved April 22, 1955.

CHAPTER 233

REGISTRATION AND SALE OF SECURITIES

H. F. 331

AN ACT to amend sections five hundred two point five (502.5), five hundred two point seven (502.7), and five hundred two point twenty-seven (502.27), Code 1954, relating to the registration and sale of securities, the fees for registration and penalties for violations.

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

1 SECTION 1. Section five hundred two point five (502.5), Code 1954,
2 is hereby amended by deleting from line three (3) of subsection eleven
3 (11) the words "or on a parity with".

1 SEC. 2. Section five hundred two point seven (502.7), Code 1954,
2 is hereby amended by deleting the words and punctuation marks be-
3 ginning with the word "three" in line forty (40) of subsection nine
4 (9) and ending with the word "dollars" in line forty-five (45) of sub-
5 section nine (9), and by substituting in lieu thereof the words "one
6 thousand dollars".

1 SEC. 3. Section five hundred two point twenty-seven (502.27),
2 Code 1954, is hereby amended by deleting from lines four (4) and
3 five (5) thereof the words "knowingly and with intent to evade the
4 provisions of this chapter"; and by deleting from lines eight (8) and
5 nine (9) thereof the words "knowingly and with intent to evade the
6 provisions of this chapter"; and by deleting from lines ten (10) and
7 eleven (11) thereof the words "knowingly and with intent to evade
8 the provisions of this chapter"; and by adding thereto the following
9 after the comma (,) in line sixteen (16) thereof, to wit: "shall be
10 guilty of a misdemeanor and upon conviction thereof shall be punished
11 by a fine not to exceed one thousand dollars or by imprisonment in

12 the county jail not to exceed six months or by both such fine and im-
 13 prisonment in the discretion of the court, and if it shall be found
 14 that any such person is guilty of such a violation with the intent to
 15 evade the provisions of this chapter he”.

Approved March 31, 1955.

CHAPTER 234

ACADEMICAL CORPORATIONS

H. F. 217

AN ACT relating to the place of holding annual meetings of corporations of an academical character.

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

1 SECTION 1. Section five hundred four point fifteen (504.15), Code
 2 1954, is hereby amended by striking lines six (6) and seven (7)
 3 thereof and inserting in lieu thereof the following: “annual meetings
 4 in states other than Iowa, may hold its”.

5 Section five hundred four point fifteen (504.15), Code 1954, is
 6 hereby further amended by striking from lines nine (9) and ten (10)
 7 thereof the word “adjoining” and inserting in lieu thereof the word
 8 “such”.

Approved April 21, 1955.

CHAPTER 235

FOREIGN INSURANCE COMPANIES

H. F. 335

AN ACT to amend chapter five hundred five (505), Code 1954, by adding thereto a provision to impose taxes, fees, fines, penalties, restrictions, obligations, and conditions against a foreign insurer doing business in Iowa, commensurate with those imposed against a similar Iowa company doing business in the state of domicile of such foreign company, and to repeal section four hundred thirty-two point two (432.2), Code 1954.

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

1 SECTION 1. Chapter five hundred five (505), Code 1954, is hereby
 2 amended by adding thereto the following new section:

3 “When by the laws of any other state any premium or income or
 4 other taxes, or any fees, fines, penalties, licenses, deposit requirements
 5 or other obligations, prohibitions or restrictions are imposed upon
 6 Iowa insurance companies actually doing business in such other state,
 7 or upon the agents of said companies, which in the aggregate are in
 8 excess of the aggregate of such taxes, fees, fines, penalties, licenses,
 9 deposit requirements or other obligations, prohibitions or restrictions
 10 directly imposed upon insurance companies of such other state under
 11 the statutes of this state, so long as such laws continue in force the
 12 same obligations, prohibitions or restrictions of whatever kind shall

13 in the same manner and for the same purpose be imposed upon in-
 14 surance companies of such other state doing business in Iowa. For
 15 the purpose of this section, an alien insurer shall be deemed to be
 16 domiciled in a state designated by it wherein it has (a) established its
 17 principal office or agency in the United States, or (b) maintains the
 18 largest amount of its assets held in trust or on deposit for the security
 19 of its policyholders or policyholders and creditors in the United
 20 States, or (c) in which it was admitted to do business in the United
 21 States. The provisions of this section shall not apply to ad valorem
 22 taxes on real or personal property or to personal income taxes."

1 SEC. 2. Section four hundred thirty-two point two (432.2), Code
 2 1954, is hereby repealed.

Approved March 24, 1955.

CHAPTER 236

INSURANCE EXAMINERS

H. F. 387

AN ACT to amend section five hundred seven point four (507.4), Code 1954, relating to compensation of insurance examiners.

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

1 SECTION 1. Section five hundred seven point four (507.4), Code
 2 1954, is hereby amended by striking from line twenty-one (21) thereof
 3 the word "twenty" and substituting therefor the word "fifty"; and
 4 by striking the word "fifty" from line twenty-three (23) thereof and
 5 substituting therefor the word "eighty".

Approved April 21, 1955.

CHAPTER 237

INSURANCE TRADE PRACTICES

H. F. 332

AN ACT relating to unfair methods of competition and unfair and deceptive acts and practices in the business of insurance, and to amend and repeal various sections of the Code 1954.

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

1 SECTION 1. **Declaration of Purpose.** The purpose of this Act is
 2 to regulate trade practices in the business of insurance in accordance
 3 with the intent of Congress as expressed in the Act of Congress of
 4 March 9, 1945 (Public Law 15, 79th Congress), by defining, or provid-
 5 ing for the determination of, all such practices in this state which
 6 constitute unfair methods of competition or unfair or deceptive acts
 7 or practices and by prohibiting the trade practices so defined or de-
 8 termined.

1 **SEC. 2 Definitions.** When used in this Act:

2 (a) "Person" shall mean any individual, corporation, association,
3 partnership, reciprocal exchange, interinsurer, fraternal beneficiary
4 association, and any other legal entity engaged in the business of
5 insurance, including agents, brokers and adjusters.

6 (b) "Commissioner" shall mean the commissioner of insurance of
7 this state.

1 **SEC. 3. Unfair Methods of Competition or Unfair and Deceptive**
2 **Acts or Practices Prohibited.** No person shall engage in this state in
3 any trade practice which is defined in this Act as, or determined pur-
4 suant to this Act to be, an unfair method of competition, or an unfair
5 or deceptive act or practice in the business of insurance.

1 **SEC. 4. Unfair Methods of Competition and Unfair or Deceptive**
2 **Acts or Practices Defined.** The following are hereby defined as unfair
3 methods of competition and unfair and deceptive acts or practices in
4 the business of insurance:

5 (a) *Misrepresentations and False Advertising of Policy Contracts.*
6 Making, issuing, circulating, or causing to be made, issued or circu-
7 lated, any estimate, illustration, circular or statement misrepresent-
8 ing the terms of any policy issued or to be issued or the benefits or
9 advantages promised thereby or the dividends or share of the sur-
10 plus to be received thereon, or making any false or misleading state-
11 ments as to the dividends or share of surplus previously paid on
12 similar policies, or making any misleading representation or any
13 misrepresentation as to the financial condition of any insurer, or as
14 to the legal reserve system upon which any life insurer operates,
15 or using any name or title of any policy or class of policies misrep-
16 resenting the true nature thereof or making any misrepresentation
17 to any policyholder insured in any company for the purpose of in-
18 ducing or tending to induce such policyholder to lapse, forfeit, or sur-
19 render his insurance.

20 (b) *False Information and Advertising Generally.* Making, pub-
21 lishing, disseminating, circulating or placing before the public, or
22 causing, directly or indirectly, to be made, published, disseminated,
23 circulated, or placed before the public in a newspaper, magazine or
24 other publication, or in the form of a notice, circular, pamphlet,
25 letter or poster, or over any radio or television station, or in any
26 other way, an advertisement, announcement or statement containing
27 any assertion, representation, or statement with respect to the busi-
28 ness of insurance or with respect to any person in the conduct of his
29 insurance business, which is untrue, deceptive or misleading.

30 (c) *Defamation.* Making, publishing, disseminating, or circu-
31 lating, directly or indirectly, or aiding, abetting or encouraging the
32 making, publishing, disseminating or circulating of any oral or writ-
33 ten statement or any pamphlet, circular, article or literature which is
34 false, or maliciously critical of or derogatory to the financial condi-
35 tion of an insurer, and which is calculated to injure any person en-
36 gaged in the business of insurance.

37 (d) *Boycott, Coercion and Intimidation.* Entering into any agree-
38 ment to commit, or by any concerted action committing, any act of
39 boycott, coercion or intimidation resulting in or tending to result in
40 unreasonable restraint of, or monopoly in, the business of insurance.

41 (e) *False Financial Statements.* Filing with any supervisory or
42 other public official, or making, publishing, disseminating, circulating
43 or delivering to any person, or placing before the public, or causing
44 directly or indirectly, to be made, published, disseminated, circulated,
45 delivered to any person, or placed before the public, any false state-
46 ment of financial condition of an insurer with intent to deceive. Mak-
47 ing any false entry in any book, report or statement of any insurer
48 with intent to deceive any agent or examiner lawfully appointed to
49 examine into its condition or into any of its affairs, or any public
50 official to whom such insurer is required by law to report, or who
51 has authority by law to examine into its condition or into any of its
52 affairs, or, with like intent, wilfully omitting to make a true entry
53 of any material fact pertaining to the business of such insurer in
54 any book, report or statement of such insurer.

55 (f) *Stock Operations and Advisory Board Contracts.* Issuing
56 or delivering or permitting agents, officers or employees to issue or
57 deliver, agency company stock or other capital stock, or benefit cer-
58 tificates or shares in any common-law corporation, or securities or
59 any special or advisory board contracts or other contracts of any
60 kind promising returns and profits as an inducement to insurance.

61 (g) *Unfair Discrimination.* (1) Making or permitting any un-
62 fair discrimination between individuals of the same class and equal
63 expectation of life in the rates charged for any contract of life insur-
64 ance or of life annuity or in the dividends or other benefits payable
65 thereon, or in any other of the terms and conditions of such contract;
66 or (2) Making or permitting any unfair discrimination between in-
67 sureds of the same class for essentially the same hazard in the
68 amount of premium, policy fees, or rates charged for any policy or
69 contract of insurance other than life or in the benefits payable there-
70 under, or in any of the terms or conditions of such contract, or in
71 any other manner whatever.

72 (h) *Rebates.* (1) Except as otherwise expressly provided by
73 law, knowingly permitting or offering to make or making any con-
74 tract of life insurance, life annuity or accident and health insurance,
75 or agreement as to such contract other than as plainly expressed
76 in the contract issued thereon, or paying or allowing, or giving
77 or offering to pay, allow, or give, directly or indirectly, as induce-
78 ment to such insurance, or annuity, any rebate of premium payable
79 on the contract, or any special favor or advantage in the dividends
80 or other benefits thereon, or any valuable consideration or induce-
81 ment whatever not specified in the contract; or giving, or selling,
82 or purchasing or offering to give, sell, or purchase as inducement to
83 such insurance or annuity or in connection therewith, any stocks,
84 bonds, or other securities of any insurance company or other cor-
85 poration, association, or partnership, or any dividends or profits
86 accrued thereon, or anything of value whatsoever not specified in
87 the contract. (2) Nothing in paragraph (g) or subparagraph (1)
88 of paragraph (h) of this subsection shall be construed as including
89 within the definition of discrimination or rebates any of the following
90 practices: (a) In the case of any contract of life insurance or life
91 annuity, paying bonuses to policyholders or otherwise rebating their
92 premiums in whole or in part out of surplus accumulated from non-
93 participating insurance, provided that any such bonuses or re-

94 batement of premiums shall be fair and equitable to policyholders
95 and for the best interests of the company and its policyholders;
96 (b) In the case of life insurance policies issued on the industrial
97 debit plan, making allowance to policyholders who have continuously
98 for a specified period made premium payments directly to an office
99 of the insurer in an amount which fairly represents the saving in
100 collection expenses; (c) Readjustment of the rate of premium for a
101 group insurance policy based on the loss or expense experienced
102 thereunder, at the end of the first or any subsequent policy year of
103 insurance thereunder, which may be made retroactive only for such
104 policy year.

105 (i) Any violation of any one of sections five hundred fifteen
106 A.16 (515A.16), or five hundred fifteen B.15 (515B.15).

1 SEC. 5. **Power of Commissioner.** The commissioner shall have
2 power to examine and investigate into the affairs of every person
3 engaged in the business of insurance in this state in order to deter-
4 mine whether such person has been or is engaged in any unfair
5 method of competition or in any unfair or deceptive act or practice
6 prohibited by section three (3) of this Act.

1 SEC. 6. **Hearings, Witnesses, Appearances, Production of Books**
2 **and Service of Process.** (a) Whenever the commissioner shall have
3 reason to believe that any such person has been engaged or is en-
4 gaging in this state in any unfair method of competition or any
5 unfair or deceptive act or practice defined in section four (4), and
6 that a proceeding by him in respect thereto would be to the interest
7 of the public, he shall issue and serve upon such person a statement
8 of the charges in that respect and a notice of a hearing thereon to
9 be held at a time and place fixed in the notice, which shall not be less
10 than ten days after the date of the service thereof.

11 (b) At the time and place fixed for such hearing, such person
12 shall have an opportunity to be heard and to show cause why an
13 order should not be made by the commissioner requiring such person
14 to cease and desist from the acts, methods or practices so complained
15 of. Upon good cause shown, the commissioner shall permit any per-
16 son to intervene, appear and be heard at such hearing by counsel or
17 in person.

18 (c) Nothing contained in this Act shall require the observance
19 at any such hearing of formal rules of pleading or evidence.

20 (d) The commissioner, upon such hearing, may administer oaths,
21 examine and cross-examine witnesses, receive oral and documentary
22 evidence, and shall have the power to subpoena witnesses, compel
23 their attendance, and require the production of books, papers, records,
24 correspondence, or other documents which he deems relevant to the
25 inquiry. The commissioner, upon such hearing, may, and upon the
26 request of any party shall, cause to be made a stenographic record
27 of all the evidence and all the proceedings had at such hearing. If
28 no stenographic record is made and if a judicial review is sought, the
29 commissioner shall prepare a statement of the evidence and pro-
30 ceedings for use on review. In case of a refusal of any person to
31 comply with any subpoena issued hereunder or to testify with re-
32 spect to any matter concerning which he may be lawfully interro-
33 gated, the district court of Polk county or the county where such

34 party resides, on application of the commissioner, may issue an order
35 requiring such person to comply with such subpoena and to testify;
36 and any failure to obey any such order of the court may be punished
37 by the court as a contempt thereof.

38 (e) Statements of charges, notices, orders, and other processes of
39 the commissioner under this Act may be served by anyone duly au-
40 thorized by the commissioner, either in the manner provided by law
41 for service of process in civil actions, or by registering and mailing
42 a copy thereof to the person affected by such statement, notice, order,
43 or other process at his or its residence or principal office or place of
44 business. The verified return by the person so serving such state-
45 ment, notice, order, or other process, setting forth the manner of
46 such service, shall be proof of the same, and the return postcard
47 receipt for such statement, notice, order or other process, registered
48 and mailed as aforesaid, shall be proof of the service of the same.

1 **SEC. 7. Cease and Desist Orders and Modifications Thereof.**

2 (a) If, after such hearing, the commissioner shall determine that
3 the method of competition or the act or practice in question is defined
4 in section four (4) and that the person complained of has engaged
5 in such method of competition, act or practice in violation of this
6 Act, he shall reduce his findings to writing and shall issue and cause
7 to be served upon the person charged with the violation an order
8 requiring such person to cease and desist from engaging in such
9 method of competition, act or practice.

10 (b) Until the expiration of the time allowed under section eight
11 (8) (a) of this Act for filing a petition for review if no such peti-
12 tion has been duly filed within such time, or, if a petition for review
13 has been filed within such time, then until the transcript of the
14 record in the proceeding has been filed in the district court, as
15 hereinafter provided, the commissioner may at any time, upon such
16 notice and in such manner as he may deem proper, modify or set
17 aside in whole or in part any order issued by him under this section.

18 (c) After the expiration of the time allowed for filing such a
19 petition for review if no such petition has been duly filed within
20 such time, the commissioner may at any time, after notice and
21 opportunity for hearing, reopen and alter, modify, or set aside, in
22 whole or in part, any order issued by him under this section, when-
23 ever in his opinion conditions of fact or of law have so changed as
24 to require such action, or if the public interest shall so require.

1 **SEC. 8. Judicial Review of Cease and Desist Orders.**

2 (a) Any person required by an order of the commissioner under
3 section seven (7) to cease and desist from engaging in any unfair
4 method of competition or any unfair or deceptive act or practice
5 defined in sections three (3) and four (4) hereof, may obtain a
6 review of such order by filing in the district court of Polk county,
7 within ten (10) days from the date of the service of such order,
8 a written petition, duly sworn to, praying that the order of the com-
9 missioner be set aside, and stating the specific grounds thereof. If
10 the court shall find that the grounds thus stated, if true, might
11 reasonably justify the modification of the commissioner's order, it
12 shall direct that a copy of such petition be forthwith served upon
13 the commissioner and thereupon the commissioner forthwith shall

14 certify and file in such court a transcript of the entire record in the
15 proceeding, including all the evidence taken and the report and order
16 of the commissioner. Upon such filing of the petition and transcript
17 such court shall have jurisdiction of the proceeding and of the ques-
18 tion determined therein, shall determine whether the filing of such
19 petition shall operate as a stay of such order of the commissioner,
20 and shall have power to make and enter upon the pleadings, evi-
21 dence, and proceedings set forth in such transcript a decree modify-
22 ing, affirming or reversing the order of the commissioner, in whole
23 or in part. The findings of the commissioner as to the facts, if
24 supported by reasonable evidence, shall be conclusive.

25 (b) To the extent that the order of the commissioner is affirmed,
26 the court shall thereupon issue its own order commanding obedience
27 to the terms of such order of the commissioner. If either party
28 shall apply to the court for leave to adduce additional evidence, and
29 shall show to the satisfaction of the court that such additional evi-
30 dence is material and that there were reasonable grounds for the
31 failure to adduce such evidence in the proceeding before the com-
32 missioner, the court may order such additional evidence to be taken
33 before the commissioner and to be adduced upon the hearing in
34 such manner and upon such terms and conditions as to the court
35 may seem proper. The commissioner may modify his findings of
36 fact, or make new findings by reason of the additional evidence so
37 taken, and he shall file such modified or new findings which if sup-
38 ported by reasonable evidence shall be conclusive, and his recom-
39 mendation, if any, for the modification or setting aside of his original
40 order, with the return of such additional evidence.

41 (c) A cease and desist order issued by the commissioner under
42 section seven (7) shall become final

43 (1) Upon the expiration of the time allowed for filing a petition
44 for review if no such petition has been duly filed within such time;
45 except that the commissioner may thereafter modify or set aside
46 his order to the extent provided in section seven (7) (b); or

47 (2) Upon the final decision of the court if the court directs that
48 the order of the commissioner be affirmed or the petition for review
49 dismissed.

50 (d) No order of the commissioner under this Act or order of a
51 court to enforce the same shall in any way relieve or absolve any
52 person affected by such order from any liability under any other
53 laws of this state.

1 SEC. 9. Procedure as to Unfair Methods of Competition and
2 Unfair or Deceptive Acts or Practices which are not Defined:

3 (a) Whenever the commissioner shall have reason to believe
4 that any person engaged in the business of insurance is engaging,
5 in this state, in any method of competition or in any act or practice
6 in the conduct of such business which is not defined in section four
7 (4), that such method of competition is unfair or that such act or
8 practice is unfair or deceptive and that a proceeding by him in re-
9 spect thereto would be to the interest of the public, he may issue
10 and serve upon such person a statement of the charges in that
11 respect and a notice of a hearing thereon to be held at a time and
12 place fixed in the notice, which shall not be less than ten (10) days
13 after the date of the service thereof. Each such hearing shall be

14 conducted in the same manner as the hearings provided for in section
15 six (6). The commissioner shall, after such hearing, make a report
16 in writing in which he shall state his findings as to the facts, and
17 he shall serve a copy thereof upon such person.

18 (b) If such report charges a violation of this Act and if such
19 method of competition, act or practice has not been discontinued,
20 the commissioner may, through the attorney general of this state,
21 at any time after ten (10) days after the service of such report,
22 cause a petition to be filed in the district court of this state within
23 the district wherein the person resides or has his principal place of
24 business, to enjoin and restrain such person from engaging in such
25 method, act or practice. The court shall have jurisdiction of the
26 proceeding and shall have power to make and enter appropriate
27 orders in connection therewith and to issue such writs as are an-
28 cillary to its jurisdiction or are necessary in its judgment to prevent
29 injury to the public pendente lite.

30 (c) A transcript of the proceedings before the commissioner in-
31 cluding all evidence taken and the report and findings shall be filed
32 with such petition. If either party shall apply to the court for leave
33 to adduce additional evidence and shall show, to the satisfaction of
34 the court, that such additional evidence is material and there were
35 reasonable grounds for the failure to adduce such evidence in the
36 proceedings before the commissioner the court may order such ad-
37 ditional evidence to be taken before the commissioner and to be
38 adduced upon the hearing in such manner and upon such terms and
39 conditions as to the court may seem proper. The commissioner may
40 modify his findings of fact or make new findings by reason of the
41 additional evidence so taken, and he shall file such modified or new
42 findings with the return of such additional evidence.

43 (d) If the court finds that the method of competition complained
44 of is unfair or that the act or practice complained of is unfair or
45 deceptive, that the proceeding by the commissioner with respect
46 thereto is to the interest of the public and that the findings of the
47 commissioner are reasonably supported by the evidence, it shall issue
48 its order enjoining and restraining the continuance of such method
49 of competition, act or practice.

1 SEC. 10. **Judicial Review by Intervenor.** If the report of the
2 commissioner does not charge a violation of this Act, then any
3 intervenor in the proceedings may within ten (10) days after the
4 service of such report, cause a petition for writ of certiorari to be
5 filed in the district court of Polk county for a review of such report.
6 Upon such review, the court shall have authority to issue appropriate
7 orders and decrees in connection therewith, including, if the court
8 finds that it is to the interest of the public, orders enjoining and
9 restraining the continuance of any method of competition, act or
10 practice which it finds, notwithstanding such report of the commis-
11 sioner, constitutes a violation of this Act.

1 SEC. 11. **Penalty.** Any person who violates a cease and desist
2 order of the commissioner under section seven (7), after it has
3 become final, and while such order is in effect, shall, upon proof
4 thereof to the satisfaction of the court, forfeit and pay to the state
5 of Iowa a sum not to exceed fifty (\$50.00) dollars, which may be

6 recovered in a civil action, except that, if such violation is found to
7 be willful, the amount of such penalty shall be a sum not to exceed
8 five hundred (\$500.00) dollars.

1 **SEC. 12. Provisions of Act Additional to Existing Law.** The
2 powers vested in the commissioner by this Act shall be additional
3 to any other powers to enforce any penalties, fines or forfeitures
4 authorized by law with respect to the methods, acts and practices
5 hereby declared to be unfair or deceptive.

1 **SEC. 13. Immunity from Prosecution.** If any person shall ask
2 to be excused from attending and testifying or from producing any
3 books, papers, records, correspondence or other documents at any
4 hearing on the ground that the testimony or evidence required of
5 him may tend to incriminate him or subject him to a penalty or
6 forfeiture, and shall notwithstanding be directed to give such testi-
7 mony or produce such evidence, he must nonetheless comply with
8 such direction, but he shall not thereafter be prosecuted or sub-
9 jected to any penalty or forfeiture for or on account of any trans-
10 action, matter or thing concerning which he may testify or produce
11 evidence pursuant thereto, and no testimony so given or evidence
12 produced shall be received against him upon any criminal action,
13 investigation or proceeding, provided, however, that no such indi-
14 vidual so testifying shall be exempt from prosecution or punishment
15 for any perjury committed by him while so testifying and the
16 testimony or evidence so given or produced shall be admissible
17 against him upon any criminal action, investigation or proceeding
18 concerning such perjury, nor shall he be exempt from the refusal,
19 revocation or suspension of any license, permission or authority
20 conferred, or to be conferred, pursuant to the insurance law of this
21 state. Any such individual may execute, acknowledge and file in
22 the office of the commissioner a statement expressly waiving such
23 immunity or privilege in respect to any transaction, matter or thing
24 specified in such statement and thereupon the testimony of such
25 person or such evidence in relation to such transaction, matter or
26 thing may be received or produced before any judge or justice, court,
27 tribunal, grand jury or otherwise, and if so received or produced
28 such individual shall not be entitled to any immunity or privilege
29 on account of any testimony he may so give or evidence so produced.

1 **SEC. 14.** Section five hundred eight point twenty-three (508.23),
2 Code 1954, is hereby repealed.

1 **SEC. 15.** Section five hundred eight point twenty-four (508.24),
2 Code 1954, is hereby repealed.

1 **SEC. 16.** Section five hundred eleven point twenty (511.20),
2 Code 1954, is hereby repealed.

1 **SEC. 17.** Section five hundred eleven point twenty-one (511.21),
2 Code 1954, is hereby repealed.

1 **SEC. 18.** Section five hundred fifteen point one hundred forty-
2 four (515.144), Code 1954, is hereby repealed.

1 **SEC. 19.** Section five hundred fifteen point one hundred forty-
2 five (515.145), Code 1954, is amended by striking from line two (2)
3 the word and figures "and 515.144".

1 SEC. 20. Section five hundred fifteen point one hundred forty-
2 six (515.146), Code 1954, is amended by striking from line two (2)
3 the word and figures "and 515.144".

1 SEC. 21. Separability Provision. If any provision of this Act,
2 or the application of such provision to any person or circumstances,
3 shall be held invalid, the remainder of the Act, and the application
4 of such provision to persons or circumstances other than those as
5 to which it is held invalid, shall not be affected thereby.

1 SEC. 22. Nothing in this Act shall be deemed or construed to
2 affect pending litigation, prosecutions or proceedings for prior vio-
3 lations, under, with respect to, or growing out of sections of the
4 Code hereby repealed.

Approved April 22, 1955.

CHAPTER 238

GROUP INSURANCE

H. F. 333

AN ACT to amend sections five hundred nine point one (509.1) and five hundred nine point two (509.2), Code 1954, relating to group insurance.

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

1 SECTION 1. Section five hundred nine point one (509.1), Code
2 1954, is hereby amended as follows:
3 1. By inserting between the words "the" and "policy" in line one
4 (1) of paragraph b of subsection one (1) thereof the following:
5 "group life".
6 2. By inserting between the words "policy" and "may" in line six
7 (6) of paragraph b of subsection one (1) thereof the following:
8 ", except accident and health,".
9 3. By striking the words "twenty-five" from line one (1) of para-
10 graph c section one (1) thereof and inserting in lieu thereof the
11 following: "ten".
12 4. By inserting between the word and comma (,) "dollars," and
13 the word "except" in line ten (10) of paragraph d of subsection one
14 (1) thereof the following: "unless one hundred fifty per cent of the
15 annual compensation of such employee from his employer exceeds
16 twenty thousand dollars, in which event all such term insurance shall
17 not exceed forty thousand dollars or one hundred fifty per cent of such
18 annual compensation, whichever is the lesser,".
19 5. By inserting between the word "employee" and the period (.)
20 in line two (2) of paragraph e of subsection one (1) thereof the
21 following: ", including the spouse".
22 6. By inserting between the words "the" and "policy" in line one
23 (1) of paragraph b of subsection four (4) thereof the following:
24 "group life".
25 7. By inserting between the words "policy" and "may" in line six
26 (6) of paragraph b of subsection four (4) thereof the following:
27 ", except accident and health,".

28 8. By striking the words "twenty-five" from line one (1) of para-
29 graph c of subsection four (4) thereof, and inserting in lieu thereof
30 the following: "ten".

31 9. By inserting between the word and comma (,) "dollars," in line
32 eight (8) and the word "except" in line nine (9) of paragraph d of
33 subsection four (4) thereof the following: "unless one hundred fifty
34 per cent of the annual compensation of such employee from his em-
35 ployer exceeds twenty thousand dollars, in which event all such term
36 insurance shall not exceed forty thousand dollars or one hundred
37 fifty per cent of such annual compensation, whichever is the lesser,".

38 10. By inserting between the word "insured" and the period (.) in
39 line two (2) of paragraph c* of subsection four (4) the following:
40 ", including the spouse".

41 11. By striking the word "contributed" from line two (2) of para-
42 graph b of subsection five (5) thereof and inserting in lieu thereof
43 the following: "established".

44 12. By inserting between the word "insurer" and the period (.) in
45 line six (6) of paragraph b of subsection five (5) thereof the follow-
46 ing: ", if the funds are contributed wholly by the employer or unions".

47 13. By inserting between the word and comma (,) "dollars," and the
48 word "except" in line nine (9) of paragraph d of subsection five (5)
49 thereof the following: "unless one hundred fifty per cent of the annual
50 compensation of such employee from his employer exceeds twenty
51 thousand dollars, in which event all such term insurance shall not
52 exceed forty thousand dollars or one hundred fifty per cent of such
53 annual compensation, whichever is the lesser,".

54 14. By inserting between the word "insured" and the period (.) in
55 line two (2) of paragraph e of subsection five (5) thereof the follow-
56 ing: ", including the spouse".

57 15. By inserting between the word "employees" and the period (.)
58 in line two (2) of paragraph e of subsection six (6) thereof the
59 following: ", including the spouse".

1 SEC. 2. Section five hundred nine point two (509.2), Code 1954,
2 is hereby amended as follows:

3 1. By striking the words "two hundred fifty" from line eleven (11)
4 of subsection six (6) and inserting in lieu thereof the following: "five
5 hundred".

Approved March 23, 1955.

*According to enrolled Act. Paragraph "e" perhaps intended.

CHAPTER 239
GROUP INSURANCE
H. F. 468

AN ACT relating to group insurance to insure debtors of a creditor and to amend section five hundred nine point one (509.1), Code 1954.

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

1 SECTION 1. Section five hundred nine point one (509.1), subsec-
2 tion three (3), Code 1954, is amended by striking the words "whose

3 indebtedness is repayable in installments" in lines three (3) and four
4 (4) of paragraph "a".

1 SEC. 2. Section five hundred nine point one (509.1), subsection
2 three (3), Code 1954, is amended by striking the words "which is
3 repayable in installments" in lines three (3) and four (4) of para-
4 graph "d".

1 SEC. 3. Section five hundred nine point one (509.1), subsection
2 three (3), Code 1954, is amended by inserting after the first comma
3 (,) in line four (4), of paragraph "d", the following: "or the face
4 amount of any loan or loan commitment, totally or partially executed,
5 creating personal liability and made in good faith for general agri-
6 cultural or horticultural purposes to a debtor with seasonal income,".

1 SEC. 4. Section five hundred nine point one (509.1), subsection
2 three (3), Code 1954, is amended by adding to paragraph "e", the
3 following: "Provided that in the case of a debtor for agricultural or
4 horticultural purposes of the type described in paragraph "d", the
5 insurance in excess of indebtedness to the creditor, if any, shall be
6 payable to a named beneficiary, to the estate of the debtor or under
7 the provision of a facility of payment clause.".

Approved April 19, 1955.

CHAPTER 240

GROUP INSURANCE

S. F. 298

AN ACT to amend section five hundred nine point four (509.4), Code 1954, relating to group insurance.

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

1 SECTION 1. Amend section five hundred nine point four (509.4),
2 Code 1954, by striking the word "nine" in line seven (7) and substitute
3 therefore the word "four".

1 SEC. 2. Further amend section five hundred nine point four
2 (509.4), Code 1954, by striking the word "must" in line eight (8)
3 thereof and substitute therefor the word "may".

Approved April 15, 1955.

CHAPTER 241

LIFE INSURANCE INVESTMENTS

S. F. 98

AN ACT to amend section five hundred eleven point eight (511.8), Code 1954, relating to the investment of funds of life insurance companies and associations, to authorize investment in obligations issued, assumed or guaranteed by international bank for reconstruction and development.

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

1 SECTION 1. Section five hundred eleven point eight (511.8), Code
2 1954, is amended by adding thereto immediately after subsection three
3 (3) the following new subsection:
4 "Bonds or other evidence of indebtedness issued, assumed or guar-
5 anteed by the International Bank for reconstruction and development,
6 in an amount not to exceed two per cent (2%) of its total assets as
7 shown by the last annual report."

Approved March 31, 1955.

CHAPTER 242

DEPOSITS WITH INSURANCE COMMISSIONER

H. F. 516

AN ACT to amend section five hundred eleven point eight (511.8), subsection fifteen (15), Code 1954, relating to the deposit of title to real estate with the Commissioner of Insurance.

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

1 SECTION 1. Section five hundred eleven point eight (511.8), sub-
2 section fifteen (15), Code 1954, is hereby amended as follows:
3 1. By striking the period following the word "commissioner" in line
4 twenty-two (22) and inserting in lieu thereof the following: "and by
5 conveying the real estate to the commissioner or his successors in office
6 by warranty deed, said real estate to be held by the commissioner and
7 his successors in office in trust for the benefit of the policyholders of
8 the company or members of the association."
9 2. By inserting in line thirty-four (34) preceding the word "on" the
10 words "or title to real estate".
11 3. By adding the following after the word "dollars." in line thirty-
12 eight (38): "In the case of real estate the commissioner shall execute
13 and deliver to the company or association a quitclaim deed to the real
14 estate."
15 4. By inserting following the word "securities" in line forty-three
16 (43) the words "or title to real estate".
17 5. By inserting in line forty-six (46) preceding the word "or" the
18 following: "rent,".
19 6. By inserting in line fifty (50) preceding the word "or" the fol-
20 lowing: "rent,".
21 7. By inserting in line sixty (60) following the word "securities"
22 the words "or title to real estate".

Approved April 6, 1955.

CHAPTER 243

LIFE INSURANCE INVESTMENTS

H. F. 334

AN ACT to amend section five hundred eleven point eight (511.8), Code 1954, relating to investments by life insurance companies.

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

1 SECTION 1. Section five hundred eleven point eight (511.8), Code
2 1954, is amended by striking paragraph "f" of subsection eight (8)
3 and inserting in lieu thereof the following:
4 "Bonds, notes, obligations, or other evidences of indebtedness se-
5 cured by mortgages or deeds of trust which are a first lien upon
6 unencumbered real property, including a leasehold of real estate, with-
7 in the United States of America, or any insular or territorial posses-
8 sion of the United States of America, or the Dominion of Canada,
9 under lease, purchase contract, or lease purchase contract to any gov-
10 mental body or instrumentality whose obligations qualify under sub-
11 sections one (1), two (2), or three (3) of section five hundred eleven
12 point eight (511.8) of the Code, or to a corporation whose obligations
13 qualify under paragraph "a" of subsection four (4) of section five
14 hundred eleven point eight (511.8), if there is pledged and assigned,
15 as additional security for the loan, sufficient of the rentals payable
16 under the lease, or of contract payments, to provide the required
17 payments on the loan, including but not limited to payments of prin-
18 cipal, interest, ground rents, taxes, and the final payments. Invest-
19 ments made in accordance with the provisions of this paragraph shall
20 not be eligible in excess of five per cent (5%) of the legal reserve."

Approved March 30, 1955.

CHAPTER 244

MEDICAL AND SURGICAL SERVICE PLANS

S. F. 347

AN ACT to amend chapter five hundred fourteen (514), Code 1954, relating to corporations operating mutual medical and surgical service plans.

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

1 SECTION 1. Section five hundred fourteen point one (514.1), Code
2 1954, is amended by inserting after the word "surgeons," in line six-
3 teen (16) the word "dentists,".

1 SEC. 2. Section five hundred fourteen point four (514.4), Code
2 1954, is amended by inserting after the word "surgeons," in line thir-
3 teen (13), the word "dentists,".

1 SEC. 3. Section five hundred fourteen point five (514.5), Code
2 1954, is amended by inserting after the word "surgeons," in line seven-
3 teen (17), the word "dentists,".

1 SEC. 4. Section five hundred fourteen point eight (514.8), Code
2 1954, is amended by inserting after the word "surgeons," in line three
3 (3) the word "dentists,".

1 SEC. 5. Section five hundred fourteen point thirteen (514.13), Code
 2 1954, is amended by inserting after the word "surgeon," in line five (5)
 3 the word "dentist,".

1 SEC. 6. Section five hundred fourteen point seventeen (514.17),
 2 Code 1954, is amended by inserting after the figures "148," in line six
 3 (6) the following: "or one hundred fifty dentists licensed to practice
 4 dentistry pursuant to chapter 153,"; and by inserting in line ten (10)
 5 after the word "surgical" the words "or dental".

Approved April 19, 1955.

CHAPTER 245

CONTRIBUTION AND COINSURANCE

S. F. 66

AN ACT relating to contribution and coinsurance clauses in contracts of insurance against loss or damage from fire or other perils and to repeal and amend various sections of the Code relating thereto.

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

1 SECTION 1. Sections five hundred fifteen point one hundred eleven
 2 (515.111) to five hundred fifteen point one hundred sixteen (515.116),
 3 inclusive, and section five hundred fifteen point one hundred eighteen
 4 (515.118), Code 1954, are hereby repealed and the following substi-
 5 tuted therefor:

6 "Contracts of insurance against loss or damage by fire or other
 7 perils may contain a coinsurance or contribution clause or clause hav-
 8 ing similar effect, provided the form setting up the terms of the same
 9 has been approved by the commissioner of insurance."

1 SEC. 2. Subsection one (1) of section five hundred fifteen point
 2 forty-eight (515.48)* is amended by inserting a period following the
 3 word "replacement" appearing in lines 57 and 58 of said subsection
 4 and by striking the remainder of said sentence.

Approved April 6, 1955.

*Code 1954

CHAPTER 246

BANKING DEPARTMENT

H. F. 389

AN ACT relating to salaries of the deputy superintendent of banking and bank examiners.

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

1 SECTION 1. Section five hundred twenty-four point seven (524.7),
2 Code 1954, is hereby amended by striking from lines twenty-two (22)
3 and twenty-three (23) thereof the words "seventy-two hundred" and
4 inserting in lieu thereof the words "eighty-two hundred"; and by strik-
5 ing from line twenty-five (25) thereof the words "seventy-five hun-
6 dred" and inserting in lieu thereof the words "eighty-five hundred".

Approved April 15, 1955.

CHAPTER 247

PARKING LOTS FOR BANKS

S. F. 92

AN ACT relating to real estate holdings of savings banks, state banks and trust companies.

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

1 SECTION 1. Section five hundred twenty-six point thirty-four
2 (526.34), Code 1954, is amended by inserting after the words "savings
3 bank" in line one (1), the words, ", state bank or trust company, sub-
4 ject to the approval of the superintendent of banking,"; and by strik-
5 ing subsection one (1) and inserting in lieu thereof a new subsection
6 reading as follows: "1. Such as shall be necessary for its accomoda-
7 tion* in the transaction of its business."

1 SEC. 2. This Act, being deemed of immediate importance, shall be
2 in full force and effect from and after its passage and publication in
3 the Freeman-Journal, a newspaper published at Webster City, Iowa,
4 and the Washington Journal, a newspaper published at Washington,
5 Iowa, all without expense to the state.

Approved February 16, 1955.

*According to enrolled Act.

Pursuant to the authority vested in the undersigned, Secretary of State of Iowa, under the provisions of Section 3.9, Code of Iowa, 1954, the Washington Journal, Washington, Iowa, being nonexistent, The Washington Evening Journal, a newspaper published in Washington, Iowa, is designated to publish the foregoing Act, Senate File 92, without expense to the State.

MELVIN D. SYNHORST, *Secretary of State.*

I hereby certify that the foregoing Act, Senate File 92, was published in the Freeman-Journal, Webster City, Iowa, March 4, 1955, and the Washington Evening Journal, Washington, Iowa, March 2, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 248

BANK INSTALLMENT LOANS

S. F. 93

AN ACT to extend the lending period under the bank installment loan law.

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

- 1 SECTION 1. Section five hundred twenty-nine point four (529.4),
- 2 Code 1954, is hereby amended by striking from line three (3) the
- 3 words, "twenty-four and one-half months" and inserting in lieu there-
- 4 of the words "thirty-seven months".

Approved February 16, 1955.

CHAPTER 249

BUILDING AND LOAN ASSOCIATIONS

H. F. 227

AN ACT to amend section five hundred thirty-four point nineteen (534.19), Code 1954, relating to powers of building and loan or savings and loan associations.

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

- 1 SECTION 1. Section five hundred thirty-four point nineteen
- 2 (534.19), Code 1954, is amended by adding thereto a new subsection
- 3 as follows:
- 4 "Any such association may own, and rent to members thereof, lock
- 5 boxes as safes, for storage or safekeeping of securities and valuables."

Approved April 27, 1955.

CHAPTER 250

BUILDING AND LOAN ASSOCIATIONS

H. F. 228

AN ACT to amend section five hundred thirty-four point thirty-two (534.32), Code 1954, relating to requirements of loans made by building and loan associations, and authorizing said associations to subscribe for stock in the federal national mortgage association.

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

- 1 SECTION 1. Section five hundred thirty-four point thirty-two
- 2 (534.32), Code 1954, is hereby amended by striking from line five
- 3 (5) the word "twenty" and inserting in lieu thereof the word "twenty-
- 4 five".

- 1 SEC. 2. Section five hundred thirty-four point thirty-two (534.32),
- 2 Code 1954, is hereby amended by striking from lines twenty-four (24)
- 3 and twenty-five (25) the word "seventy-five" and inserting in lieu
- 4 thereof the word "eighty".

- 1 SEC. 3. Section five hundred thirty-four point thirty-two (534.32),
- 2 Code 1954, is hereby amended by striking from lines thirty (30) to

3 thirty-three (33), inclusive, the words "not in excess of ninety per-
 4 cent of such appraised value and for periods not to exceed twenty-five
 5 years;" and inserting in lieu thereof the following: "under and in
 6 compliance with the National Housing Act of 1954, and pursuant to
 7 all of the provisions thereof, as originally enacted and now or here-
 8 after amended, and any loans made under the original statute or the
 9 statute as amended are hereby authorized, ratified and confirmed;".

1 SEC. 4. Section five hundred thirty-four point thirty-two (534.32),
 2 Code 1954, is hereby amended by striking the period (.) at the end
 3 of such section and by adding the following: ", and, in connection
 4 therewith, to meet the requirements of the federal national mortgage
 5 association, a corporation chartered by an Act of Congress, or any
 6 successor thereof, savings and loan associations are authorized to
 7 make payments of any capital contributions in the nature of sub-
 8 scriptions for stock of such federal national mortgage association
 9 or any successor thereof, to receive stock evidencing such capital
 10 contributions, and to hold or dispose of such stock."

Approved April 27, 1955.

CHAPTER 251

BUILDING AND LOAN ASSOCIATION EXAMINERS

H. F. 303

AN ACT relating to the compensation of examiners of building and loan associations.

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

1 SECTION 1. Section five hundred thirty-four point ninety-seven
 2 (534.97), Code 1954, is amended by striking from line seven (7) the
 3 word, "fifteen" and inserting in lieu thereof the word, "eighteen".

1 SEC. 2. This Act being deemed of immediate importance shall be
 2 in full force and effect from and after its passage and publication in
 3 the Eldora Herald-Ledger, a newspaper published at Eldora, Iowa,
 4 and the Tipton Conservative, a newspaper published at Tipton, Iowa.

Approved April 5, 1955.

I hereby certify that the foregoing Act, House File 303, was published in the Eldora Herald-Ledger, Eldora, Iowa, April 12, 1955, and in the Tipton Conservative, Tipton, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 252

SAVINGS AND LOAN ASSOCIATION RECORDS

H. F. 241

AN ACT relating to savings and loan associations, destruction of old records thereof, and limitation of actions against such associations.

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

1 SECTION 1. Savings and loan associations shall not be required to
2 preserve or keep their records or files for a longer period than eleven
3 years next after the first day of January of the year following the time
4 of the making or filing of such records or files; provided, however, that
5 ledger sheets showing unpaid accounts in favor of shareholders of
6 such savings and loan associations shall not be destroyed.

1 SEC. 2. No liability shall accrue against any savings and loan
2 association destroying any such records after the expiration of the
3 time provided in section one (1), and in any cause or proceedings in
4 which any such records or files may be called in question or be de-
5 manded of the savings and loan association or any officer or employee
6 thereof, a showing that such records or files have been destroyed in
7 accordance with the terms of this chapter shall be a sufficient excuse
8 for the failure to produce them.

1 SEC. 3. All causes of action against a savings and loan associa-
2 tion based upon a claim or claims inconsistent with an entry or entries
3 in any savings and loan association record or ledger, made in the
4 regular course of business, shall be deemed to have accrued, and shall
5 accrue, one year after the date of such entry or entries; and no action
6 founded upon such a cause may be brought after the expiration of ten
7 years from the date of such accrual.

1 SEC. 4. The provisions of this chapter, so far as applicable, shall
2 apply to the records of federal savings and loan associations.

Approved March 10, 1955.

CHAPTER 253

ASSIGNMENT OF ACCOUNTS RECEIVABLE

H. F. 233

AN ACT relating to the assignment of accounts receivable.

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

1 SECTION 1. A notice of an assignment of accounts receivable or of
2 an intention to assign future accounts receivable may be filed in the
3 office of the recorder of the county where the assignor maintains his
4 principal place of business in this state or, if none, where the assignor
5 resides in this state or, if none, where the transaction producing the
6 account occurred or will occur.

1 SEC. 2. Such notice shall be executed by the assignor and assignee,
2 acknowledged by assignor or assignee and shall set forth the name of
3 assignor and assignee, the nature of the assignor's business out of

4 which the accounts arise or will arise, a statement as to the principal
5 place of business of assignor in this state or information showing the
6 proper county for recording, and the duration of the assignment or
7 future assignment period which shall not exceed three years from the
8 date of filing.

1 SEC. 3. Where there has been more than one assignment of an
2 account or accounts arising out of the business described in such a
3 notice and as between assignees, an assignment in writing to the
4 assignee whose notice was first filed shall take precedence and be en-
5 titled to priority over any assignment to an assignee who has filed no
6 notice or whose notice was subsequently filed. After filing such notice,
7 an assignment covered thereby shall be valid against any other
8 creditor, successor in interest or purchaser of the assignor.

1 SEC. 4. A notice may be cancelled by filing a release executed and
2 acknowledged by the assignee setting forth the names of the assignor
3 and assignee and the date of filing. After payment or satisfaction, the
4 assignor may make written demand upon assignee for a release and
5 the assignee shall file a release within ten days thereafter or forfeit
6 the sum of one hundred dollars to the assignor.

1 SEC. 5. After notice has been filed and before cancellation, and if
2 so directed in writing by the assignor, it shall be the duty of the
3 assignee to furnish to any person such information as his records
4 reveal relative to the assigned accounts.

1 SEC. 6. "Account Receivable" means a right to receive payment
2 for goods sold or leased or for services rendered, carried by the
3 assignor in regular course of business as an open account, mutual
4 account or account stated, due or to become due, but excluding (a)
5 wages, salaries or other compensation of employees; (b) rights
6 evidenced by a judgment, chattel mortgage or other security instru-
7 ment, or an instrument for the payment of money whether negotiable
8 or not; and (c) public or private construction contract payments.
9 Such an account may be assigned and protected hereunder even though
10 it is not in existence and the particular account is not contemplated at
11 the time of filing notice.

1 SEC. 7. An assignment of accounts receivable shall not be invalid
2 or fraudulent against creditors by reason of liberty in the assignor to
3 collect or compromise such accounts, to accept the return of goods or
4 by reason of the failure of the assignee to require the assignor to
5 account for proceeds.

1 SEC. 8. Such assignments shall be filed and indexed as chattel
2 mortgages in the office of the county recorder. Cancellations shall be
3 noted in said index and record. A fee of one dollar (\$1.00) shall be
4 charged for each instrument filed or any certificate as to filing or can-
5 cellation.

1 SEC. 9. The provisions hereof shall not affect the validity of such
2 assignments between the parties thereto or the right of the debtor to
3 pay or otherwise deal with the assignor until given notice of assign-
4 ment as provided in chapter 539 and shall not be retroactive.

Approved March 11, 1955.

CHAPTER 254

BONDED WAREHOUSES

H. F. 497

AN ACT relating to bonded warehouses for agricultural products.

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

1 SECTION 1. Section five hundred forty-three point ten (543.10),
2 Code 1954, is hereby amended as follows:

3 1. By striking from lines two (2) and three (3) thereof the fol-
4 lowing words: "complaint filed by the commission or" and inserting
5 in lieu thereof the following words: "information being filed with
6 the commission by the duly authorized head of the warehouse divi-
7 sion of the commission or upon complaint filed by".

8 2. By striking the word "A" in line nine (9) thereof and adding
9 the words "An information or a".

10 3. By adding after the word "the" in line thirteen (13) thereof
11 the words "information or the".

12 4. By adding after the word "the" in line nineteen (19) thereof
13 the words "information or the".

1 SEC. 2. Section five hundred forty-three point eighteen (543.18),
2 Code 1954, is hereby amended by repealing subsection four (4)
3 thereof and renumbering the remaining subsections.

1 SEC. 3. Section five hundred forty-three point twenty-three
2 (543.23), Code 1954, is amended as follows:

3 1. By striking all of the section commencing with the word "Ex-
4 cept" in line one (1) and ending with the period in line eleven (11)
5 thereof.

6 2. By inserting a period after the word "will" in line twelve (12)
7 thereof and striking the remainder of the sentence.

1 SEC. 4. This Act being deemed of immediate importance shall
2 be in full force and effect from and after its publication in the Bel-
3 mond Independent, a newspaper published at Belmond, Iowa, and
4 in the Wright County Monitor, a newspaper published at Clarion,
5 Iowa.

Approved March 30, 1955.

I hereby certify that the foregoing Act, House File 497, was published in the Belmond Independent, Belmond, Iowa, April 7, 1955, and in the Wright County Monitor, Clarion, Iowa, April 7, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 255

PUBLIC AUCTIONS

S. F. 295

AN ACT to amend section five hundred forty-six A point eight (546A.8), Code 1954, relating to exemptions of certain sales at public auction.

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

- 1 SECTION 1. Section five hundred forty-six A point eight (546A.8),
- 2 Code 1954, is hereby amended as follows:
- 3 Strike from line five (5) the words "by individuals".
- 4 Strike the comma (,) following the word "merchandise" in line six
- 5 (6).

Approved April 15, 1955.

CHAPTER 256

LABELS AND TRADE-MARKS

H. F. 161

AN ACT to amend sections five hundred forty-eight point two (548.2), five hundred forty-eight point five (548.5), and five hundred forty-eight point six (548.6), Code 1954, relating to the fees payable upon registration and assignment of labels, trade-marks, and forms of advertisement, and the registration period thereof.

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

- 1 SECTION 1. Section five hundred forty-eight point two (548.2),
- 2 Code 1954, is hereby amended by striking the words "one dollar"
- 3 from line nine (9) and the words "one dollar" from line ten (10)
- 4 thereof and by inserting in lieu thereof on each of said lines the fol-
- 5 lowing: "five dollars".

- 1 SEC. 2. Section five hundred forty-eight point five (548.5), Code
- 2 1954, is hereby amended by striking from line ten (10) the words
- 3 "one dollar" and by inserting in lieu thereof the following: "five
- 4 dollars".

- 1 SEC. 3. Section five hundred forty-eight point six (548.6), Code
- 2 1954, is hereby amended by striking from line two (2) thereof the
- 3 words "expire twenty" and by inserting in lieu thereof the following:
- 4 "as to all registrations renewed or originally filed after July 4, 1955,
- 5 expire ten".

Approved April 22, 1955.

CHAPTER 257

NOTARIES PUBLIC

H. F. 117

AN ACT to amend section five hundred fifty-eight point twenty (558.20) and section seventy-eight point one (78.1), Code 1954, relating to acknowledgments within the state.

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

1 SECTION 1. Section five hundred fifty-eight point twenty (558.20),
2 Code 1954, is hereby amended by striking from lines nine (9) and ten
3 (10) the following: "an adjoining" and inserting in lieu thereof the
4 following word: "any".

1 SEC. 2. Section seventy-eight point one (78.1), Code 1954, is here-
2 by amended by striking from subsection five (5) in lines two (2) and
3 four (4) the word "adjoining".

Approved March 22, 1955.

CHAPTER 258

SCHOOL REAL ESTATE SALES LEGALIZED

H. F. 348

AN ACT to amend chapter five hundred eighty-nine (589), Code 1954, relating to legalizing sales of real property by a school district.

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

1 SECTION 1. Chapter five hundred eighty-nine (589), Code 1954,
2 is amended by adding a new section thereto as follows:
3 All deeds and conveyances of land made by or purporting to be
4 made by any school district or by the board of directors of any school
5 district prior to July 4, 1943, and placed of record prior to July 4,
6 1943, which deeds or conveyances purport to sustain the record title,
7 are hereby legalized and made valid, even though the record fails to
8 show that all necessary steps in the sale and deeding of the property
9 were complied with. Such deeds and conveyances are legalized and
10 made valid and effectual, as fully and completely as if the record
11 showed that all provisions of law had been complied with, and that
12 the said sales had been duly authorized by the electors of the school
13 district.

Approved May 17, 1955.

CHAPTER 259

LEGALIZATION OF CORPORATIONS

H. F. 162

AN ACT to amend, revise and codify chapter five hundred ninety-one (591), Code 1954, relating to the legalization of acts concerning corporations.

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

Chapter five hundred ninety-one (591), Code 1954, is hereby amended, revised and codified to read as follows:

1 SECTION 1. Corporations heretofore incorporated under the laws
2 of the state which have caused notice of their incorporation to be pub-
3 lished once each week for four (4) consecutive weeks in some daily,
4 semiweekly or triweekly newspaper, instead of causing the same to be
5 published in each issue of such newspaper for four (4) consecutive
6 weeks, are hereby legalized and are declared legal incorporations the
7 same as though the law had been complied with in all respects in re-
8 gard to the publication of notice.

1 SEC. 2. In all instances where the incorporators of corporations
2 organized in this state for pecuniary profit have omitted to publish
3 notice of such incorporation within three (3) months after the date
4 of the certificates of incorporation issued by the secretary of state, but
5 did publish such notices thereafter in the manner and form as required
6 by law, such notices of incorporation are hereby legalized and shall
7 have the same force and effect as though published within said period
8 of three (3) months.

1 SEC. 3. In all instances where proper action has been taken prior
2 to July 1, 1954, by the stockholders for renewal of any corporation for
3 pecuniary profit and the certificates showing such proceedings, to-
4 gether with the articles of incorporation, have been filed and recorded
5 in the office of the county recorder and later in the office of the secre-
6 tary of state, or have been filed and recorded in the office of the secre-
7 tary of state and later in the office of the county recorder, although
8 there has been failure to file such certificates and articles of incorpo-
9 ration in either or both of the said offices within the time specified
10 therefor by law, such renewals are hereby legalized and shall be held
11 to have the same force and effect as though the filings of the said
12 documents in the said offices had been made within the periods pre-
13 scribed by statute.

1 SEC. 4. In all instances where the incorporators of corporations
2 organized in the state prior to January 1, 1954, have failed to publish
3 notices of such incorporation within three (3) months from and after
4 the date of the certificates of incorporation issued by the secretary of
5 state, but did publish such notices within three (3) months after the
6 date required by law in such cases in manner and form as required by
7 law, and in all instances where the number of incorporators or the
8 signatures or acknowledgment thereof were less than the number re-
9 quired by law, or the articles of incorporation were otherwise de-
10 fective, but where the corporation or association has thereafter been
11 conducted with the requisite number of stockholders or members, such
12 notices of incorporation and the incorporation of corporations or asso-

13 ciations so defectively incorporated are in each and every case hereby
14 legalized and all the corporate acts of all such corporations and asso-
15 ciations are hereby legalized in all respects.

1 SEC. 5. In all instances where the incorporators of corporations
2 for pecuniary profit have omitted to publish notice of incorporation
3 within three (3) months from the date of the certificate of incorpo-
4 ration issued by the secretary of state, but have published notice there-
5 after in manner and form as by law required, such notices are hereby
6 legalized and shall have the same force and effect as though published
7 within said period of three (3) months, as to all acts of said corpora-
8 tion from the date of said completed publication.

1 SEC. 6. Any corporation, organized under chapter two (2) of title
2 nine (IX), Code of 1897, or chapter three hundred ninety-four (394),
3 Codes of 1924, 1927, 1931, 1935 and 1939, or chapter five hundred
4 four (504), Codes of 1946, 1950 and 1954, which shall have heretofore
5 adopted articles of incorporation or changed its name or amended its
6 articles, and some question has arisen as to whether such articles,
7 change in name or amendment was adopted by a majority of the mem-
8 bers of such corporation as required by section one thousand six hun-
9 dred fifty-one (1651), Code of 1897, and section eight thousand five
10 hundred ninety-three (8593), Codes of 1924, 1927, 1931, 1935 and
11 1939, and section five hundred four point nineteen (504.19), Codes
12 of 1946, 1950 and 1954, and such corporation shall have been engaged
13 in the exercise of its corporate functions for the period of at least three
14 (3) years, such articles, change in name or amendment shall be held
15 and considered to have been duly adopted by a majority of all the
16 members of such corporation and are hereby legalized and made valid.

1 SEC. 7. In all instances where co-operative associations or corpo-
2 rations have been organized under the law as it appears in chapter
3 three hundred eighty-nine (389), Code of 1927, where such associa-
4 tions or corporations have filed the original articles rather than a veri-
5 fied copy with the county recorder, or where the secretary of state
6 failed to certify the filing and acceptance of such articles, or where the
7 certificate of the secretary of state contained a facsimile signature
8 rather than the true signature of the secretary of state, or where there
9 is any defect in the articles, notice, procedure or otherwise, the in-
10 corporation of such corporation or association and all of the corporate
11 acts thereof are hereby legalized in all respects.

1 SEC. 8. In all cases wherein a corporation organized or purporting
2 to have been organized under the laws of this state has adopted articles
3 of incorporation or other instrument of similar import and has func-
4 tioned as a corporation in carrying out the objects and purposes set
5 forth therein and in the transaction of its business, but has failed to
6 file its articles of incorporation or such other instrument with the sec-
7 retary of state, or otherwise to comply with the laws of this state re-
8 lating to the organization of corporations, or to take appropriate action
9 for the renewal of its existence within the period limited by law, and
10 has, subsequent thereto, filed in the office of the secretary of state its re-
11 newal articles of incorporation and a certificate of the adoption thereof,
12 paid all fees in connection therewith and has heretofore received a cer-
13 tificate from the secretary of state renewing and extending its corpo-

14 rate existence, the acts, franchises, rights, privileges and corporate
15 existence of any such corporation are hereby legalized and validated
16 and shall have the same force and effect as if all the laws of this state
17 relating to the organization of corporations and the renewal of their
18 corporate existence had been strictly complied with.

1 SEC. 9. In all cases wherein any corporation organized or pur-
2 porting to have been organized under the laws of this state for the
3 purpose of constructing and/or operating a bridge, one extremity of
4 which shall rest in an adjacent state, has attempted to merge or con-
5 solidate its stock, property, franchises, assets and liabilities with the
6 stock, property, franchises, assets and liabilities of a corporation or-
7 ganized or purporting to have been organized for a similar purpose
8 under the laws of such adjacent state, and such corporations have in
9 fact united and combined their stock, property, franchises, assets and
10 liabilities, such merger or consolidation, together with the action
11 taken in effecting such merger or consolidation, is hereby legalized
12 and validated, and such corporations so merging or consolidating shall
13 be deemed to have become one corporation under such name as shall
14 have been agreed upon, and such corporation shall be deemed on the
15 date of such merger or consolidation to have succeeded to all the prop-
16 erty, rights, privileges, assets and franchises and to have assumed
17 all of the liabilities of such merging or consolidating corporations.

1 SEC. 10. In all instances where there has been an omission to pub-
2 lish notice of renewal within three (3) months after the filing of the
3 certificate and articles of incorporation with the secretary of state as
4 provided in section four hundred ninety-one point thirty-two (491.32),
5 Code 1954, but such notice was published thereafter in the manner and
6 form as required by law and proof of publication filed in the office of
7 the secretary of state, such notices are hereby legalized and shall have
8 the same force and effect as though published within said period of
9 three (3) months and proper proof of publication thereof was filed.

1 SEC. 11. In all instances where notices of amendments to articles
2 of incorporation have not been published within three (3) months
3 after the filing with and approval by the secretary of state of such
4 amendments, as provided in section four hundred ninety-one point
5 twenty (491.20) of the Code, 1954, but such notices have been there-
6 after published in the form and manner as required by law and proof
7 of publication filed with the secretary of state, such notices are hereby
8 legalized and shall have the same force and effect as though published
9 within said period of three (3) months and proper proof of publication
10 filed with the secretary of state.

1 SEC. 12. Sections one (1) to eleven (11) hereof, both inclusive,
2 shall not affect pending litigation and shall not operate to revive rights
3 or claims previously barred, and shall not permit an action to be
4 brought or maintained upon any claim or cause of action which was
5 barred by any statute which was in force prior to July 4, 1955.

Approved April 22, 1955.

CHAPTER 260

CORPORATION STOCK LEGALIZING ACT

H. F. 158

AN ACT to legalize the filing of certain certificates with the secretary of state relative to the issuance of capital stock of Iowa corporations.

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

1 SECTION 1. In all instances in which corporations, incorporated
2 under the laws of this state, have properly issued any of their capital
3 stock prior to July 4, 1951, and have filed in the office of secretary of
4 state certificates relative thereto containing the specific information
5 required by statute at the time of the issuance of said stock, although
6 there has been failure to file such certificates in said office within the
7 time specified therefor by law, such filings are hereby legalized and
8 shall be held to have the same force and effect as though the filings
9 of the said certificates had been made within the period prescribed by
10 the statute then in effect.

1 SEC. 2. Any corporation organized under the laws of this state
2 which failed to file with the office of secretary of state a certificate
3 relative to any issuance of its capital stock prior to July 4, 1951, con-
4 taining the specific information required by statute at the time of
5 such issuance of stock may file with the office of the secretary of state
6 subsequent to the effective date of this act a certificate of issuance of
7 said stock upon first paying to the secretary of state a penalty of ten
8 dollars when said certificate is offered for filing and, provided that
9 the penalty herein provided for is first paid and that said certificate
10 contains the specific information required by section four hundred
11 ninety-two point nine (492.9), Code of Iowa, said certificate when so
12 filed shall be received by the secretary of state as a compliance with
13 the statutes requiring the filing of such certificates in effect at the
14 time of the issuance of said stock and shall be held to have the same
15 force and effect as though the filing of said certificate had been made
16 within the period prescribed by statute then in effect.

Approved March 24, 1955.

CHAPTER 261

ROAD TAX LEVIES LEGALIZED

H. F. 320

AN ACT to legalize any and all tax levies heretofore made, assessed, levied or collected by any county, for secondary road construction and maintenance purposes, on and against property within cities and towns located in any such county.

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

1 SECTION 1. All taxes heretofore assessed, levied or collected by
2 any county, for secondary road construction and maintenance pur-
3 poses, on real and personal property within cities and towns located
4 in any such county, be and the same are hereby declared to be legal
5 and valid, and where the same have not been paid, the officers of such

6 counties are hereby empowered and directed to proceed at once to
7 collect the same as other taxes are collected and to use the same for
8 authorized secondary road construction and maintenance purposes.

1 SEC. 2. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its passage and publication in
3 The Oakland Acorn, a newspaper published at Oakland, Iowa, and
4 in The Toledo Chronicle, a newspaper published in Toledo, Iowa.

Approved May 17, 1955.

I hereby certify that the foregoing Act, House File 320, was published in The Oakland Acorn, Oakland, Iowa, May 26, 1955, and in The Toledo Chronicle, Toledo, Iowa, May 26, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 262

SCHOOL DISTRICTS LEGALIZED

H. F. 68

AN ACT to legalize and validate proceedings providing for the organization, reorganization, enlargement, or change in boundaries of school corporations.

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

1 SECTION 1. All proceedings taken prior to January 1, 1955 pur-
2 porting to provide for the organization, reorganization, enlargement,
3 or change in the boundaries of any school corporation in this state and
4 not heretofore declared invalid by any court are hereby legalized, vali-
5 dated and confirmed.

1 SEC. 2. The foregoing shall not be construed to affect any litigation
2 that may be pending at the time this Act becomes effective involving
3 the organization, reorganization, enlargement or change in boundaries
4 of any school corporation.

Approved March 18, 1955.

CHAPTER 263

FEEES OF JUSTICE OF PEACE

H. F. 176

AN ACT to amend section six hundred one point one hundred twenty-eight (601.128), Code 1954, relating to fees of justices of the peace.

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

1 SECTION 1. Section six hundred one point one hundred twenty-
2 eight (601.128), Code 1954, is hereby amended by striking the comma
3 (,) following the word "transcript" in line one (1) of subsection
4 twenty (20) and adding thereto the following: "or abstract,".

Approved April 19, 1955.

CHAPTER 264

MUNICIPAL AND SUPERIOR COURTS

S. F. 355

AN ACT relating to the salaries of judges, clerks, and bailiffs in municipal courts and judges of superior courts and to fees, costs and expenses in municipal court.

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

1 SECTION 1. Section six hundred two point forty-nine (602.49),
2 Code 1954, is amended by striking from line two (2) the words "four
3 thousand eight" and inserting in lieu thereof the word "five thousand
4 eight".

5 Section six hundred two point forty-nine (602.49), Code 1954, is
6 further amended by striking from lines four (4) and five (5) the
7 words "five thousand five hundred" and inserting in lieu thereof the
8 words "six thousand five hundred".

9 Section six hundred two point forty-nine (602.49), Code 1954, is
10 further amended by striking from line seven (7) the words "five
11 thousand seven" and inserting in lieu thereof the words "six thousand
12 seven".

1 SEC. 2. Section six hundred two point forty-nine (602.49), Code
2 1954, is amended by striking all of lines fourteen (14) to twenty-eight
3 (28), inclusive, and substituting in lieu thereof the following:

4 "Each clerk shall receive an annual salary of thirty-eight hundred
5 dollars in cities of less than thirty thousand inhabitants; four thou-
6 sand three hundred dollars in cities of thirty thousand and less than
7 seventy-five thousand inhabitants; five thousand five hundred dollars
8 in cities of seventy-five thousand or more inhabitants. The salary of
9 any clerk of a municipal court whose judge or judges act as judge of
10 the juvenile court shall be increased in the sum of two hundred dollars
11 annually.

12 "Each bailiff shall receive an annual salary of thirty-six hundred
13 dollars in cities of less than thirty thousand inhabitants; thirty-eight
14 hundred fifty dollars in cities of thirty thousand and less than seventy-
15 five thousand inhabitants; four thousand one hundred dollars in cities
16 of seventy-five thousand or more inhabitants; five thousand dollars in
17 cities of one hundred fifty thousand or more inhabitants. The salary
18 of each bailiff of a municipal court whose judge or judges act as judge
19 of the juvenile court shall be increased in the sum of two hundred dol-
20 lars annually."

1 SEC. 3. Amend section six hundred three point fifty-two (603.52),
2 Code 1954, by striking all after the word "cities" in line two (2) and
3 all of lines three (3), four (4), five (5), six (6), seven (7) and eight
4 (8) and inserting in lieu thereof the following: "shall be five thousand
5 dollars per annum,".

1 SEC. 4. Section six hundred two point thirty-two (602.32), Code
2 1954, is amended by striking the period after the word "courts" in line
3 five (5) and inserting in lieu thereof the following: "except that the
4 clerk of the municipal court shall charge and collect as fees one-half
5 the amount charged and collected by the clerk of the district court in
6 that county."

Approved May 17, 1955.

CHAPTER 265

GRAND JURY

S. F. 65

AN ACT to amend sections six hundred nine point four (609.4), six hundred nine point seven (609.7) and six hundred nine point twenty-seven (609.27), Code 1954, relating to selection of grand jurors.

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

1 SECTION 1. Section six hundred nine point four (609.4), Code
2 1954, is hereby amended by inserting after the word "talesmen" in
3 line six (6) the words "of which there shall be at least two".

1 SEC. 2. Section six hundred nine point seven (609.7), Code 1954,
2 is hereby amended by inserting after the word "talesmen" in line
3 seven (7) the words "of which there shall be at least two".

1 SEC. 3. Section six hundred nine point twenty-seven (609.27),
2 Code 1954, is hereby amended by adding the following sentence: "In
3 counties containing a city of more than 60,000 population, two grand
4 jurors may be drawn from said city."

Approved April 22, 1955.

CHAPTER 266

PUBLISHING AND POSTING NOTICES

H. F. 122

AN ACT relating to publishing and posting of notices.

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

1 SECTION 1. Section six hundred eighteen point three (618.3), Code
2 1954, is hereby amended by inserting in line ten (10) after the word
3 "have" the following: "had for more than two years".

Approved February 16, 1955.

CHAPTER 267

DECREE OF HEIRSHIP

H. F. 496

AN ACT relating to decree of heirship in estates of decedents.

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

1 SECTION 1. The district court, in probate, is hereby vested with
2 jurisdiction to enter a decree determining the heirs of a decedent.

1 SEC. 2. The application for a decree of heirship may be made by
2 the executor or administrator of the estate of either an intestate or
3 testate decedent when the determination of the decedent's heirs is or

4 may be material to descent or distribution. Time and place of hearing
5 shall be fixed by the court, or a judge thereof. Notice of such applica-
6 tion shall be directed to all known heirs, legatees or devisees, and all
7 persons against whom an adjudication is sought (naming said heirs,
8 legatees or devisees and persons) and all persons unknown claiming
9 any interest in the estate of the decedent (naming said decedent and
10 his last address), and all the heirs, spouses, assigns, grantees, legatees,
11 devisees, and beneficiaries of each and all of the unknown claimants
12 and persons against whom an adjudication is sought, and to all whom
13 it may concern. The clerk shall sign and give such notice, and cause
14 same to be published in a daily or weekly newspaper published in the
15 county where said proceedings are had, once each week, for 3 consecu-
16 tive weeks, the last publication of which shall be at least ten (10) days
17 before the time fixed for such hearing. The judge of said court may
18 prescribe a different notice.

19 In the event that such application is not made by the executor or
20 administrator within six months after letters are issued, then such
21 application may be made in said proceeding by any person claiming an
22 interest in the property of the decedent.

1 SEC. 3 If no fiduciary has been appointed over the estate of a
2 decedent within the time fixed in section six hundred thirty-three
3 point forty-seven (633.47), Code 1954, then an application for a decree
4 of heirship may be filed by any person claiming any interest in the
5 property of the decedent, and shall set forth, so far as the same is
6 known to applicant, (1) name, date and place of death, age, and place
7 of residence at such date, (2) whether decedent died testate or intes-
8 tate, (3) name, age and address of surviving spouse, if any, (4) extent
9 and character of the property of decedent located in this state, and (5)
10 the names, ages, relationship and addresses of alleged heirs. Notice
11 thereof shall be given as in case of application made by a fiduciary of
12 an estate of a decedent.

1 SEC. 4. Hearing shall be had as in equity and decree entered shall
2 be final, subject to right of appeal taken within the time and in the
3 manner provided in civil cases; provided, however, that any person
4 aggrieved by such decree may within one year after entry of decree
5 petition to correct, vacate or modify the same for fraud, or mistake
6 in obtaining the same, in the manner and upon notice, so far as ap-
7 plicable, as prescribed by Rule of Civil Procedure two hundred fifty-
8 three (253).

9 The title of a good-faith purchaser shall not be affected or impaired
10 by any judgment, order or proceeding to correct, vacate or modify said
11 decree.

1 SEC. 5. Such decree shall be binding on all persons whomsoever,
2 the provisions of any other statute, rule or law notwithstanding.

Approved April 15, 1955.

CHAPTER 268

GUARDIANS OF MINORS

H. F. 83

AN ACT to amend section six hundred sixty-eight point thirty-two (668.32), Code 1954, relating to guardians for minors.

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

1 SECTION 1. Section six hundred sixty-eight point thirty-two
2 (668.32), Code 1954, is hereby amended by striking from line three
3 (3) the word "or" and inserting after "person of unsound mind,"
4 in line three (3) the words "or person under voluntary guardian-
5 ship".

Approved May 17, 1955.

CHAPTER 269

FOREIGN GUARDIANS

H. F. 84

AN ACT to amend section six hundred sixty-nine point one (669.1), Code 1954, relating to foreign guardians.

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

1 SECTION 1. Section six hundred sixty-nine point one (669.1), Code
2 1954, is hereby amended by striking from line two (2) the word "or"
3 and inserting after "person of unsound mind" in line three (3) the
4 words "or person under voluntary guardianship".

Approved May 17, 1955.

CHAPTER 270

JUDICIAL DEPARTMENT STATISTICIAN

H. F. 349

AN ACT relating to compilation and analysis of statistics relating to the judicial system of the state, and the appointment of a statistician of the judicial department.

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

1 SECTION 1. There is hereby established in the office of the clerk
2 of the supreme court the position of statistician of the judicial de-
3 partment. The statistician shall be appointed by the supreme court
4 and shall hold office at the pleasure of such court.

1 SEC. 2. The statistician, with the approval of the supreme court,
2 shall appoint such assistants as are necessary to enable him to perform
3 the powers and duties vested in him. While holding such position,
4 neither the statistician nor his assistants shall practice law in any
5 of the courts of this state.

1 SEC. 3. The personnel director shall fix the compensation of the
2 statistician and his assistants as provided for in chapter eight (8),
3 Code 1954, and provided further, that after June 30, 1957, funds for
4 the operation and expenses of the court statistician and his staff shall
5 be handled as now provided for by law.

1 SEC. 4. Under the direction of the supreme court the statistician
2 shall:

3 1. Collect and compile statistical and other data and make reports
4 relating to the business transacted by the courts;

5 2. Collect statistical and other data and make reports relating to
6 the expenditure of moneys for the maintenance and operation of the
7 judicial system and the offices connected therewith;

8 3. Obtain reports from clerks of court, judges, justices of the peace,
9 mayors, and magistrates, in accordance with law, or rules prescribed
10 by the supreme court as to cases and other judicial business in which
11 action has been delayed beyond periods of time specified by law or
12 such rules, and make report thereof;

13 4. Examine the state of the dockets of the courts and determine
14 the need for assistance by any courts;

15 5. Make reports concerning the overloading and underloading
16 of particular courts;

17 6. Make recommendations relating to the assignment of judges
18 where courts are in need of assistance;

19 7. Examine the administrative methods employed in the offices of
20 clerks of courts, probation officers, and sheriffs, and make recom-
21 mendations regarding the improvement of same;

22 8. Formulate recommendations for the improvement of the judicial
23 system with reference to the structure of the system of courts, their
24 organization, their methods of operation, the functions which should
25 be performed by various courts, the selection, compensation, number,
26 and tenure of judges and court officials, and as to such other matters
27 as the chief justice and the supreme court may direct; and

28 9. Attend to such other matters as may be assigned by the chief
29 justice and the supreme court.

1 SEC. 5. The judges, justices of the peace, mayors, magistrates,
2 reporters, clerks of court, probation officers, sheriffs, and all other
3 officers, state and local, shall comply with all requirements made by
4 the statistician or his assistants for information and statistical data
5 bearing on the state of the dockets of the courts, the progress of court
6 business, and such other information as may reflect the business
7 transacted by them and the expenditure of moneys for the mainte-
8 nance and operation of the judicial system.

1 SEC. 6. The provisions of this act apply to the following courts:
2 Supreme court, district court, superior court, municipal court, police
3 court, justice of the peace court, mayor's court, and all other courts,
4 state and local, which may be established from time to time. Pro-
5 vided however that the fees established for municipal and superior
6 courts shall be one-half of those fees established for district courts
7 prior to the passage of this act.

1 SEC. 7. Amend section six hundred six point fifteen (606.15),
2 Code 1954, by striking therefrom lines one (1) to eleven (11), in-

3 clusive, and substituting in lieu thereof the following: "The clerk of
4 the district court shall charge and collect the following fees, all of
5 which shall be paid into the county treasury for the use of the county
6 except as indicated:

7 "1. For filing any petition, appeal, or writ of error and docketing
8 the same, four dollars (\$4.00). Three dollars (\$3.00) of such fee
9 shall remain in the county treasury for the use of the county, and one
10 dollar (\$1.00) of such fee shall be paid into the state treasury in a
11 fund to be known as the judicial statistics fund. No part of the ex-
12 pense of the statistician shall be paid out of any fund in the state
13 treasury except the judicial statistics fund. Withdrawals therefrom
14 shall be by warrant of the state comptroller upon requisition by the
15 statistician approved by the presiding judge of the supreme court, and
16 any balance remaining at the end of a biennium shall revert to the
17 general fund. In counties having a population of one hundred thou-
18 sand (100,000) or over, an additional one dollar (\$1.00) shall be
19 charged and collected, to be known as the journal publication fee and
20 to be used for the purposes provided for in section six hundred eighteen
21 point thirteen (618.13) of the Code."

1 SEC. 8. The supreme court shall, on or before January 15, 1959,
2 report to the general assembly their findings and recommendations
3 based on the provisions of this act. Such recommendations shall in-
4 clude a comprehensive plan for reorganization of the district courts
5 of Iowa.

Approved May 16, 1955.

CHAPTER 271

TOY PISTOLS AND AMMUNITION

H. F. 296

AN ACT to amend sections six hundred ninety-five point twenty-six (695.26) and
six hundred ninety-five point twenty-seven (695.27), Code 1954, relating to sale
of toy pistols and toy revolvers and caps for use in the same.

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

1 SECTION 1. Section six hundred ninety-five point twenty-six
2 (695.26), Code 1954, is hereby amended by striking from line three
3 (3) the words ", revolver, or toy pistol" and inserting in lieu thereof
4 the words "or revolver".

1 SEC. 2. Section six hundred ninety-five point twenty-seven
2 (695.27), Code 1954, is hereby amended by striking from lines two
3 (2), three (3), four (4) and five (5) the words "toy pistols, toy
4 revolvers, caps containing dynamite,".

Approved May 6, 1955.

CHAPTER 272

MISDEMEANORS IN CEMETERIES

H. F. 169

AN ACT to amend section seven hundred fourteen point twenty-three (714.23), Code 1954, relating to misdemeanors committed in cemeteries.

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

1 SECTION 1. Section seven hundred fourteen point twenty-three
2 (714.23), Code 1954, is amended by inserting in line thirteen (13)
3 after the word "cemetery" the words "or shall willfully and malicious-
4 ly throw or leave any rubbish, refuse, garbage, waste, litter or foreign
5 substance within the limits of said cemetery".

Approved April 1, 1955.

CHAPTER 273

SUNDAY CLOSING LAW REPEAL

H. F. 90

AN ACT to repeal chapter seven hundred twenty-nine (729), Code 1954, relating to breaches of the Sabbath Day, commonly called Sunday.

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

1 SECTION 1. Chapter seven hundred twenty-nine (729), Code 1954,
2 is hereby repealed.

Approved March 24, 1955.

CHAPTER 274

ABANDONED REFRIGERATORS

H. F. 180

AN ACT to amend chapter seven hundred thirty-two (732), Code 1954, relating to abandoned, unattended or discarded ice boxes, refrigerators, and other air-tight containers.

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

1 SECTION 1. Chapter seven hundred thirty-two (732), Code 1954,
2 is hereby amended by adding the following new section:
3 "Discarded, abandoned, unattended, or used refrigerators, ice boxes
4 and similar containers with doors that may become locked, located or
5 allowed to be located on premises outside buildings or residences and
6 accessible to children, are hereby declared to be dangerous and to
7 constitute a public nuisance and a serious menace to life."

1 SEC. 2. Chapter seven hundred thirty-two (732), Code 1954, is
2 hereby amended by adding the following new section:

3 "It shall be unlawful for any person, firm, copartnership, or corpo-
4 ration to place or allow to be placed outside any building or dwelling,

5 or within any unoccupied or abandoned building, dwelling or other
6 structure under his or its control, in a location accessible to children
7 any discarded, abandoned, unattended, or used refrigerators, ice box
8 or other similar container equipped with an air-tight door or lid, snap
9 lock or other locking device which may not be released from the inside
10 without first removing said door or lid, snap lock or other locking de-
11 vice from said ice box, refrigerator or similar container."

1 SEC. 3. Chapter seven hundred thirty-two (732), Code 1954, is
2 hereby amended by adding the following new section:

3 "The duties of this chapter are imposed alike on the owner of the
4 refrigerator, ice box or similar container and the owner or occupant of
5 premises where the ice box, refrigerator or similar container is per-
6 mitted to remain."

1 SEC. 4. Chapter seven hundred thirty-two (732), Code 1954, is
2 hereby amended by adding the following new section:

3 "Any person, firm, copartnership, or corporation violating any of
4 the provisions of the preceding three sections shall be guilty of a mis-
5 demeanor, and upon conviction thereof, be fined in a sum not to exceed
6 one hundred dollars, or imprisoned in the county jail for a period
7 not to exceed thirty days, and each day such violation is committed
8 or permitted to continue shall constitute a separate offense and shall
9 be punishable as such hereunder."

Approved April 22, 1955.

CHAPTER 275

ALTERNATE JURORS

H. F. 135

AN ACT to amend chapter seven hundred seventy-nine (779), Code 1954, relating to alternate jurors in criminal cases.

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

1 SECTION 1. Chapter seven hundred seventy-nine (779), Code 1954,
2 is amended by adding thereto the following new section:

3 "The court may impanel one or two alternate jurors whose quali-
4 fications, powers, functions, facilities, and privileges shall be the same
5 as regular jurors. After the regular jury is selected, the clerk shall
6 draw the names of three more persons if one alternate juror is desired,
7 or four more persons if two alternate jurors are desired, who are to
8 serve under this chapter, who shall be sworn and subject to exami-
9 nation and challenge for cause as provided in this chapter. Each party
10 must then strike off one such name, and the one or two remaining
11 shall be sworn to try the case with the regular jury, and sit at the
12 trial. Alternate jurors shall, in the order they were drawn, replace
13 any juror who becomes unable to act, or is disqualified, before the
14 jury retires, and if not so needed shall then be discharged."

Approved April 1, 1955.

SPECIAL AND LEGALIZING ACTS

SPECIAL AND LEGALIZING ACTS

See also chapters 258, 259, 260, 261, 262

CHAPTER 276

GOVERNOR'S APPOINTMENTS LEGALIZED

S. F. 458

AN ACT to legalize the appointments of certain public officials by the governor of Iowa which have been confirmed by the senate.

WHEREAS, the laws of Iowa provide that the governor of Iowa shall appoint certain public officials subject to confirmation by the senate, and

WHEREAS, the time within which such appointments are directed to be made varies in certain of the statutes, and

WHEREAS, due largely to press of business, such appointments to be made by the governor have been delayed and some were made after the expiration of the time prescribed therefor, and

WHEREAS, it is the desire of the legislature to remove any doubt as to the timeliness of such appointments and the legality of same; therefore,

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

1 SECTION 1. All appointments to public office made by the governor
2 of Iowa during the session of the Fifty-sixth General Assembly which
3 have been confirmed by the senate during said session, are hereby de-
4 clared to be legal and valid for the offices and terms included in said
5 appointments, and to be of the same force and effect as if such ap-
6 pointments had been made by the governor within the time prescribed
7 by law and thereafter confirmed by the senate during said session.

1 SEC. 2. Nothing herein contained shall effect* any provision of law
2 relative to the filling of vacancies between sessions of the general as-
3 sembly.

1 SEC. 3. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its publication in The Eagle
3 Grove Eagle, a newspaper published at Eagle Grove, Iowa, and in the
4 Sibley Gazette Tribune, a newspaper published at Sibley, Iowa.

Approved May 17, 1955.

I hereby certify that the foregoing Act, Senate File 458, was published in The Eagle Grove Eagle, Eagle Grove, Iowa, June 2, 1955, and in the Sibley Gazette Tribune, Sibley, Iowa, June 2, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

*According to enrolled Act.

CHAPTER 277

LEASE OF CAPITOL GROUNDS

H. F. 414

AN ACT to authorize the executive council to lease a part of the capitol grounds to the Central Lutheran Church of Des Moines, Iowa.

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

1 SECTION 1. The executive council is hereby authorized to lease
2 "Lots seventeen (17) and eighteen (18) of Block L of Griffith's
3 Addition No. 2, now included in and forming a part of the city of Des
4 Moines, Iowa", to the Central Lutheran Church of Des Moines, Iowa,
5 for parking lot purposes for the parking of private passenger motor
6 vehicles only. Any lease executed by the executive council under the
7 provisions of this Act shall provide that the state has the right to
8 cancel the same any time after two years from the date of execution
9 of the lease upon two years notice in writing to the lessee.

1 SEC. 2. This Act, being deemed of immediate importance, shall be
2 in full force and effect from and after its passage and publication in
3 the Thornton Enterprise, a newspaper published in Thornton, Iowa,
4 and in the Neola Gazette-Reporter, a newspaper published at Neola,
5 Iowa.

Approved April 6, 1955.

I hereby certify that the foregoing Act, House File 414, was published in the Thornton Enterprise, Thornton, Iowa, April 15, 1955, and in the Neola Gazette-Reporter, Neola, Iowa, April 14, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 278

SALE OF LAND IN SCOTT COUNTY

S. F. 57

AN ACT to authorize the sale and conveyance to Dewey Portland Cement Company of certain submerged land in Scott County, Iowa, below ordinary high water mark of Mississippi River.

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

1 SECTION 1. That the action of the Iowa State conservation com-
2 mission recommending the sale and of the executive council of the State
3 of Iowa approving the sale to Dewey Portland Cement Company of
4 certain real estate in Scott County in the State of Iowa, lying river-
5 ward and below the ordinary high water mark on the northerly or
6 Iowa bank or shore of said Mississippi River, hereby is approved and
7 confirmed and upon receipt from Dewey Portland Cement Company
8 of the consideration of two thousand four hundred and no/100 dollars
9 (\$2,400.00), which is on the basis of three hundred and no/100 dollars
10 (\$300.00) per acre for the said land, the governor and the secretary of
11 State of Iowa, with the great seal of the state attached, pursuant to
12 the provisions of section one hundred eleven point thirty-three (111.33),
13 Code 1954, hereby are authorized to execute and deliver, in the name

14 of the State of Iowa, a patent conveying to said Dewey Portland Ce-
 15 ment Company, its successors and assigns, the following described real
 16 estate located in Scott County, in the State of Iowa, to wit: That eight
 17 (8) acre portion of the bed of the Mississippi River which lies adjacent
 18 to the Iowa bank of said river and adjacent to the southerly line of
 19 Government Lots two (2) and three (3) of section twenty-three (23)
 20 of township seventy-seven (77) north, range two (2) east of the fifth
 21 (5th) principal meridian, and which is particularly described as
 22 bounded as follows: Commencing at the northeast corner of said sec-
 23 tion; thence south seventeen hundred forty and one-tenth (1740.10)
 24 feet along the east line of said section; thence south thirty-two (32)
 25 degrees forty (40) minutes west eleven hundred sixty-two and one-
 26 fourth (1162.25) feet to the northeast corner of the present sea-wall;
 27 thence along the face of said sea-wall and along the Iowa bank of said
 28 river, south thirty-three (33) degrees forty-eight (48) minutes west
 29 fifty-one and two-tenths (51.20) feet; thence south eighty-two (82)
 30 degrees six (6) minutes west four hundred fifty-five and seven-tenths
 31 (455.70) feet; thence south eighty-one (81) degrees thirty-nine (39)
 32 minutes west four hundred nineteen and seven-tenths (419.70) feet
 33 to the westerly end of said sea-wall; thence south eighty-five (85) de-
 34 grees sixteen and one-half (16½) minutes west three hundred ten
 35 (310) feet to the point of beginning; thence south eighty-five (85)
 36 degrees sixteen and one-half (16½) minutes west eleven hundred
 37 (1100) feet to the easterly bank of a present creek outlet at a point
 38 approximately twenty-nine hundred thirty (2930) feet west of and
 39 three thousand (3000) feet south of the northeast corner of said sec-
 40 tion; thence northerly along said creek outlet bank to the present Iowa
 41 shore line of said river at elevation of five hundred forty-seven (547)
 42 feet above mean sea level; thence easterly along said shore line to a
 43 point eighteen hundred sixty (1860) feet west of and twenty-five hun-
 44 dred fifty (2550) feet south of the northeast corner of said section;
 45 thence southerly three hundred thirty (330) feet along the west line of
 46 the premises owned by the grantee herein, to the point of beginning.

1 SEC. 2. This Act being deemed of immediate importance shall be in
 2 force and effect on its publication in the Farm Bureau News, a news-
 3 paper published at Bettendorf, Iowa, and in The Davenport Democrat
 4 and Leader, a newspaper published at Davenport, Iowa.

Approved April 22, 1955.

Pursuant to the authority vested in the undersigned, Secretary of State of Iowa, under the provisions of Section 3.9, Code of Iowa, 1954, The Davenport Democrat and Leader, Davenport, Iowa, being nonexistent, the Morning Democrat, a newspaper published in Davenport, Iowa, is designated to publish the foregoing Act, Senate File 57.

MELVIN D. SYNHORST, *Secretary of State.*

I hereby certify that the foregoing Act, Senate File 57, was published in the Farm Bureau News, Bettendorf, Iowa, April 28, 1955, and in the Morning Democrat, Davenport, Iowa, April 29, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 279

INDIANOLA FUND TRANSFER

H. F. 426

AN ACT to authorize the transfer of certain moneys from the street improvement fund of 1932 to the street fund of the city of Indianola, Iowa.

WHEREAS, in 1932 a special tax was levied against certain properties in Indianola, Iowa, to provide for the payment of principal and interest of bonds which had been issued to pay for paving streets adjacent to said properties, and

WHEREAS, the said bonds matured some years ago and both principal and interest have been paid in full, and

WHEREAS, the sum of eleven hundred and sixty-eight dollars and eighty-three cents (\$1,168.83) remains in the street improvement fund of 1932 as surplus from the special tax collections, and

WHEREAS, some years have passed and ownership of many of the properties has changed, many of the owners who contributed to the special tax are dead, others have moved away and their addresses are unknown and it seems inexpedient to attempt a refund, and

WHEREAS, this said surplus is now a dead fund and of no advantage as it now exists; now, therefore,

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

1 SECTION 1. The city council of the city of Indianola, Iowa, is
2 hereby authorized and enabled to transfer from the street improvement
3 fund of 1932 of the city of Indianola, Iowa, to the street fund of said
4 city, the sum of eleven hundred and sixty-eight dollars and eighty-
5 three cents (\$1,168.83) and close the said special street improvement
6 fund of 1932.

Approved April 6, 1955.

CHAPTER 280

NEW LONDON TOWNSHIP LAND TRANSFER

H. F. 69

AN ACT to authorize the township trustees of New London township, Henry County, Iowa, to convey certain property in New London, Henry County, Iowa, now belonging to said township to the highest bidder and to then authorize the township trustees, after the payment of costs, to place the proceeds in the fire fund of said township.

WHEREAS, the Township of New London, Henry County, Iowa, is the owner of the following described real estate, to-wit:

Commencing at the Southeast corner of Lot 4, Block 1 of King's 1st Addition to the Town of New London, Iowa, thence West along the South line of said Lot 4, 120 feet, thence South to the South line of Out Lot Number 8 to the Town of New London, Iowa thence East along said South line of said Out Lot Number 8 to a stake due South of the Southeast corner

of Lot 4 Block 1, King's 1st Addition thence north to the place of beginning, with the exception of the following described real estate, to-wit:

Commencing at Southeast corner of Lot 4, Block 1 of King's 1st Addition to the town of New London, Iowa, thence West along the South line of said Lot 4, 80 feet, thence South 30 feet, thence east parallel with the South line of said Lot 4, 80 feet, thence north to the place of beginning, and

WHEREAS, said real estate was purchased for the use of said Township during the time that the Township supervised the roads within said Township, for the housing of its equipment, and

WHEREAS, there is no authority for said Township by its Township Trustees to convey away said real estate under any of the authority now had by said Township Trustees, now, therefore,

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

1 SECTION 1. The Township of New London, Henry County, Iowa,
2 by its Trustees is hereby authorized to sell and convey the following
3 described real estate, to-wit:

4 Commencing at the Southeast corner of Lot 4, Block 1 of King's 1st
5 Addition to the Town of New London, Iowa, thence West along the
6 South line of said Lot 4, 120 feet, thence South to the South line of Out
7 Lot Number 8 to the Town of New London, Iowa thence East along
8 said South line of said Out Lot Number 8 to a stake due South of the
9 Southeast corner of Lot 4 Block 1, King's 1st Addition thence north to
10 the place of beginning, with the exception of the following described
11 real estate, to-wit:

12 Commencing at Southeast corner of Lot 4, Block 1 of King's 1st
13 Addition to the town of New London, Iowa, thence West along the
14 South line of said Lot 4, 80 feet, thence South 30 feet, thence east par-
15 allel with the South line of said Lot 4, 80 feet, thence north to the place
16 of beginning, said sale to be to the highest bidder in such manner as
17 the Township Trustees shall deem advisable and the Township Trus-
18 tees shall then be authorized to place the proceeds, after the payment
19 of expenses of the sale, in the Fire Fund of said New London Town-
20 ship, Henry County, Iowa.

1 SEC. 2. The real estate heretofore described shall be conveyed
2 when sold by a warranty deed, and all instruments in connection with
3 said sale of real estate, including the deed, shall be executed by the
4 chairman and clerk of the trustees of New London Township, Henry
5 County, Iowa.

1 SEC. 3. This Act, being of immediate importance, shall take effect
2 and be in force from and after its publication in the Mount Pleasant
3 News, a newspaper published in Mount Pleasant, Iowa, and in The
4 New London Journal, a newspaper published in New London, Iowa,
5 all without expense to the state.

Approved April 5, 1955.

I hereby certify that the foregoing Act, House File 69, was published in the Mount Pleasant News, Mount Pleasant, Iowa, April 21, 1955, and in The New London Journal, New London, Iowa, April 16, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 281

CITY OF ROCK RAPIDS LAND CONVEYANCE

S. F. 446

AN ACT authorizing the sale and conveyance of certain real estate owned by the city of Rock Rapids, Iowa.

WHEREAS, the city of Rock Rapids, Iowa, is the owner of certain real estate hereinafter described which comprise the municipal airport of the said city;

AND WHEREAS, the said city acting by and through its city council has authorized the sale and conveyance of the said real estate under the provision of Section 368.39, Code of Iowa 1954;

AND WHEREAS, by virtue of the said authorization, the said real estate was sold on the 4th day of April, 1955, to Anthony Sieperda of Lyon County, Iowa, for the sum of thirty-six thousand five hundred and seventy dollars (\$36,570.00);

AND WHEREAS, there may be some question relating to the authority of the said city to sell and convey the said real estate by such proceedings;

AND WHEREAS, it is deemed advisable and proper to settle and terminate any such question;

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

1 SECTION 1. The proceedings and sale by the city of Rock Rapids
2 acting by and through its city council of the following described real
3 estate to wit:

4 The Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-one (21)
5 Township One hundred (100), North, Range Forty-five (45), West
6 of the 5th P. M., in Lyon County, Iowa, subject to the easements of
7 record
8 to Anthony Sieperda are hereby approved and confirmed and the said
9 city acting by and through its city council is authorized to execute,
10 acknowledge and deliver upon receipt of the purchase price herein-
11 before mentioned a good and sufficient instrument of conveyance to
12 the said Anthony Sieperda, grantee.

1 SEC. 2. The purchase price proceeds received by the said city from
2 the said sale shall be deposited with the treasurer of the said city to
3 the credit of its general fund.

1 SEC. 3. Upon being so empowered by the city council of the said
2 city, the mayor and city clerk of the said city are hereby authorized
3 to execute all instruments of conveyance necessary to convey the said
4 premises to the said Anthony Sieperda and upon such execution and
5 delivery to the said purchaser, all proceedings, acts, transactions and
6 instruments executed pursuant thereto shall be valid for all purposes
7 whatsoever.

1 SEC. 4. This Act, being deemed of immediate importance, shall
2 take effect and be in full force from and after its passage and publica-
3 tion in The Inwood Herald, a newspaper published at Inwood, Iowa,

4 and in the Lyon County Reporter, a newspaper published at Rock
5 Rapids, Iowa.

Approved April 28, 1955.

I hereby certify that the foregoing Act, Senate File 446, was published in The Inwood Herald, Inwood, Iowa, May 5, 1955, and in the Lyon County Reporter, Rock Rapids, Iowa, May 12, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 282

LAND PATENT

H. F. 32

AN ACT to authorize and direct the issuance of a patent conveying the West half ($W\frac{1}{2}$) of the Southwest quarter ($SW\frac{1}{4}$) of section sixteen (16), Township seventy (70) North, Range nineteen (19) West of the Fifth principal meridian, Appanoose County, Iowa, to T. C. Young, Fay Wright and Hallie Vanderverter, assigns of Dempsey Stanley.

WHEREAS, T. C. Young, Fay Wright and Hallie Vanderverter own by inheritance from their father, George T. Young, late of Appanoose County, Iowa the following land (together with other real estate not here in question): The west half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of section sixteen (16), township seventy (70) north, range nineteen (19) west of the fifth principal meridian, Appanoose County, Iowa; and

WHEREAS, in the preparation of an abstract of title to said land it has been discovered that there is no patent of record in Appanoose County, Iowa, records from the United States or the state of Iowa to said tract to the predecessors in title of said present owners; and

WHEREAS, it does appear from the records of Appanoose County, Iowa, that a certificate of entry was issued to said tract by the United States to one Dempsey Stanley for \$100.00 on August 31, 1850; that said Dempsey Stanley, or Standley, conveyed said tract, with other real estate, by warranty deed to David Young for the consideration of \$4,500.00, said deed being dated June 13, 1859, and recorded June 13, 1859, in book D, page 341; that the said David Young died about the month of March, 1867; that George T. Young, the father of the present owners, was a son of David Young, and acquired said tract by purchase from his brothers and sisters after the death of the said David Young; that George T. Young died on or about March 22, 1940, leaving a last will and testament, which was admitted to probate in the District Court of Appanoose County, Iowa, by the terms of which said land was devised to his three children T. C. Young, Fay Wright, and Hallie Vanderverter, subject to a life estate in their mother, Carrie Young; that the said Carrie Young died a widow and intestate on or about November 9th, 1951; that said David Young and said George T. and Carrie Young, and said T. C. Young, Fay Wright and Hallie Vanderverter have been in open, continuous, visible, notorious, peaceable and adverse possession of said land under claim of right and color of title since June 13, 1859, and have made valuable improvements thereon, and have continuously farmed said land and claimed it as their own since that said date, and to the exclusion of all others, and no claims adverse to their claim of ownership have been made by anyone since said date; and

WHEREAS, it further appears from the records of Appanoose County, Iowa that the whole of section sixteen (16), township seventy (70) north, range nineteen (19) west of the fifth principal meridian, Appanoose County, Iowa, was patented by the United States of America to the State of Iowa by a patent dated August 26, 1937, filed March 7, 1950, and recorded in Land Deed Records, Book 93, Page 24, in the county recorder's office in Appanoose County, Iowa, but the state of Iowa has no record of ever having issued a patent to the tract in question, although it had issued patents to some parts of said section many years before the issuance of the patent to the state of Iowa above referred to; and

WHEREAS, the records in the county auditor's office of Appanoose County, Iowa, pertaining to the sale of lands in the sixteenth section, or lands selected in lieu thereof, for the benefit of the school funds, prior to 1890, have been destroyed, it is impossible to determine therefrom whether a consideration was paid to said school fund for said tract, or for a tract selected in lieu thereof, but it does appear that the said David Young purchased said land for a fair consideration in 1859, and it would be unjust and inequitable to require further payment now, and said present owners are entitled to said land free from any claims of the state of Iowa; now therefore,

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

- 1 SECTION 1. That the governor and secretary of state of the state
- 2 of Iowa be and they are hereby authorized and directed to execute and
- 3 deliver to T. C. Young, Fay Wright and Hallie Vanderverter, assigns
- 4 of Dempsey Stanley, a patent conveying the real estate hereinafter
- 5 described: The west half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$)
- 6 of section sixteen (16), township seventy (70) north, range nineteen
- 7 (19) west of the fifth principal meridian, Appanoose County, Iowa.

Approved March 18, 1955.

CHAPTER 283

LAND PATENT

H. F. 549

AN ACT authorizing a patent to issue to the northeast quarter ($NE\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of section sixteen (16), Township seventy (70) north, Range thirteen (13) west, containing forty (40) acres, Davis County, Iowa.

WHEREAS, it appears that on the 19th day of February, 1851, Isaac Swinney purchased of the School Fund Commissioner for the County of Davis the following described premises, to wit: Northeast quarter ($NE\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of section sixteen (16), township seventy (70) North, range thirteen (13) West, containing forty (40) acres, Davis County, Iowa; and

WHEREAS, it appears that no patent for said land has ever been issued to the said Isaac Swinney or to any other person; and

WHEREAS, it appears that the purchase price has been fully paid and it appears that the state of Iowa claims no ownership in the foregoing-

described land although the apparent legal title thereto still remains in the state of Iowa; and

WHEREAS, the present owner and owners of the above-described premises or portions thereof now in possession of said land, together with the several previous grantors and grantees, have been in open, actual, notorious and adverse possession of said land and the parts thereof for more than fifty years last past; now therefore,

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

1 SECTION 1. The governor and the secretary of the state of Iowa
2 are hereby authorized, empowered and directed to issue a patent to
3 Isaac Swinney conveying the northeast quarter (NE $\frac{1}{4}$) of the north-
4 west quarter (NW $\frac{1}{4}$) of section sixteen (16), township seventy (70)
5 North, range thirteen (13) West, containing forty (40) acres, Davis
6 County, Iowa for the use and benefit of the successive owners of said
7 land.

Approved April 27, 1955.

CHAPTER 284

LAND PATENT

H. F. 417

AN ACT to legalize a contract for sale and authorizing the issuance of a patent to the southwest quarter (SW $\frac{1}{4}$), of the southeast quarter (SE $\frac{1}{4}$), section nineteen (19), and the southeast quarter (SE $\frac{1}{4}$), of the southwest quarter (SW $\frac{1}{4}$), section nineteen (19), and the north one-half (N $\frac{1}{2}$), of the northeast quarter (NE $\frac{1}{4}$), of the northwest quarter (NW $\frac{1}{4}$), section thirty (30), all in Township seventy-one (71), Range seventeen (17), containing 100 acres more or less, Monroe County, Iowa.

WHEREAS, the state of Iowa, for the use and benefit of permanent school fund, acquired title to the following described lands:

The southwest quarter (SW $\frac{1}{4}$), of the southeast quarter (SE $\frac{1}{4}$), section nineteen (19) and the southeast quarter (SE $\frac{1}{4}$), of the southwest quarter (SW $\frac{1}{4}$), section nineteen (19), and the north one-half (N $\frac{1}{2}$), of the northeast quarter (NE $\frac{1}{4}$), of the northwest quarter (NW $\frac{1}{4}$), section thirty (30), all in township seventy-one (71), range seventeen (17), containing 100 acres more or less, Monroe County, Iowa.

WHEREAS, it appears that the state of Iowa, for the use and benefit of the permanent school fund, acquired the above described premises by sheriff deed on special execution.

WHEREAS, it appears that a contract of sale of the foregoing described premises was executed by the county auditor of Monroe County, Iowa, November 12, 1946 to Harry N. Robinson and Mary Robinson, and,

WHEREAS, it appears that the county auditor of Monroe county, failed to comply with the provision of the law governing the sale of school lands in contracting to sell the aforesaid described property to the said Harry N. Robinson and Mary Robinson in that there is a showing of record that the county auditor of Monroe county failed to comply with three hundred two

point five (302.5) of the Code in that the forty (40) days written notice was not given.

WHEREAS, the said Harry N. Robinson and Mary Robinson, their assigns or grantees, have been in open, actual, notorious and adverse possession of said lands at all times since the execution of the contract for sale on the 12th day of November, 1946, and,

WHEREAS, the state of Iowa has no claims upon said property adverse to those of the said Harry N. Robinson and Mary Robinson, their assigns or grantees, and it appears that the said Harry N. Robinson and Mary Robinson, their assigns or grantees, are entitled to a patent conveying the foregoing described property to them, their assigns or grantees, upon payment of all sums due or to become due under the contract for sale; now, therefore,

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

1 SECTION 1. The contract for sale executed by the county auditor
2 of Monroe county, Iowa, to Harry N. Robinson, and Mary Robinson
3 on the 12th day of November, 1946, for the sale of the following de-
4 scribed property, to wit:

5 The southwest quarter (SW $\frac{1}{4}$), of the southeast quarter (SE $\frac{1}{4}$),
6 section nineteen (19), and the southeast quarter (SE $\frac{1}{4}$), of the south-
7 west quarter (SW $\frac{1}{4}$), section nineteen (19), and the north one-half
8 (N $\frac{1}{2}$), of the northeast quarter (NE $\frac{1}{4}$), of the northwest quarter
9 (NW $\frac{1}{4}$), section thirty (30), all in township seventy-one (71), range
10 seventeen (17) containing 100 acres more or less, Monroe county,
11 Iowa, is hereby legalized, validated and confirmed.

1 SEC. 2. The auditor of Monroe county, Iowa is hereby authorized,
2 empowered and directed to issue a certificate of purchase and of final
3 payment, which certificate shall contain reference to this Act, to Harry
4 N. Robinson and Mary Robinson, their heirs, grantees or assigns for
5 the following described property, to wit:

6 The southwest quarter (SW $\frac{1}{4}$), of the southeast quarter (SE $\frac{1}{4}$),
7 section nineteen (19), and the southeast quarter (SE $\frac{1}{4}$), of the
8 southwest quarter (SW $\frac{1}{4}$), section nineteen (19), and the north one-
9 half (N $\frac{1}{2}$), of the northeast quarter (NE $\frac{1}{4}$), of the northwest quar-
10 ter (NW $\frac{1}{4}$), section thirty (30), all in township seventy-one (71),
11 range seventeen (17), containing 100 acres more or less, Monroe
12 county, Iowa.

13 Upon payment of all sums due or to become due upon the contract
14 for sale of said property, and when the same has been transmitted to
15 the secretary of state, the governor and the secretary of state are
16 hereby authorized, empowered and directed to issue a patent to the
17 said Harry N. Robinson and Mary Robinson, their heirs, grantees or
18 assigns for the use and benefit of the successive owners of said land.

Approved April 27, 1955.

CHAPTER 285

POWESHIEK COUNTY LAND PATENT

S. F. 168

AN ACT authorizing a patent to issue to the south half ($S\frac{1}{2}$) of the northwest quarter ($NW\frac{1}{4}$) of section one (1), Township seventy-nine (79) North, Range fifteen (15) West, of the 5th P. M. Poweshiek County, Iowa.

WHEREAS, it appears that on September 4, 1841 the United States of America issued a patent to the state of Iowa for the following described land, to wit: the south half ($S\frac{1}{2}$) of the northwest quarter ($NW\frac{1}{4}$) of section one (1), township seventy-nine (79) north, range fifteen (15) west, of the 5th P. M. Poweshiek County, Iowa, and

WHEREAS, it further appears that Poweshiek County, by the commissioners, for the use of the school fund sold the foregoing described premises by contract, which contract subsequently was foreclosed, and that a sheriff's deed was issued on April 13, 1863, to one M. K. Lewis, and certificate of final payment was issued to M. K. Lewis on December 26, 1863 and on October 14, 1867 another sheriff's deed was issued and a certificate of final payment was made to M. K. Lewis on February 22, 1877, and

WHEREAS, it appears that the above described property or portions thereof have since that time been sold and resold through a chain of title since the aforementioned sale to M. K. Lewis, and

WHEREAS, it appears that no certificate of purchase or patent for said land has ever been issued to the said M. K. Lewis, or to any other person, and

WHEREAS, it appears that the state of Iowa claims no ownership in the foregoing described land although the apparent legal title thereto remains in the state of Iowa, and

WHEREAS, the present owner and owners of the above described premises or portions thereof now in possession of said land together with the several previous grantors and grantees, has been in open, actual, notorious and adverse possession of said land and the parts thereof for more than ninety (90) years last past; now, therefore,

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

- 1 SECTION 1. That the governor and the secretary of state of the
- 2 state of Iowa are hereby authorized, empowered and directed to issue
- 3 a patent to M. K. Lewis conveying the south half ($S\frac{1}{2}$) of the north-
- 4 west quarter ($NW\frac{1}{4}$) of section one (1), township seventy-nine (79)
- 5 north, range fifteen (15) west, of the 5th P. M. Poweshiek County,
- 6 Iowa, for the use and benefit of the successive owners of said land.

Approved April 6, 1955.

CHAPTER 286

POWESHIEK COUNTY LAND PATENT

S. F. 169

AN ACT authorizing a patent to issue to the north half ($N\frac{1}{2}$) of the northwest quarter ($NW\frac{1}{4}$) of section one (1), Township seventy-nine (79) North, Range fifteen (15) West, of the 5th P. M. Poweshiek county, Iowa.

WHEREAS, it appears that on September 4, 1841, the United States of America issued a patent to the state of Iowa for the following described land, to wit: the north half ($N\frac{1}{2}$) of the northwest quarter ($NW\frac{1}{4}$) of section one (1), township seventy-nine (79) north, range fifteen (15) west, of the 5th P. M. Poweshiek County, Iowa, and

WHEREAS, it further appears that Poweshiek County, by the commissioners, for the use of the school fund sold the foregoing described premises by contract, which contract subsequently was foreclosed, that a sheriff's deed was issued on April 13, 1863 to one Miles K. Lewis, and certificates of final payment were issued to Miles K. Lewis on December 26, 1863, and again a sheriff's deed was issued on October 14, 1867, and another certificate of final payment was issued to Miles K. Lewis on February 22, 1877, and

WHEREAS, it appears that the above described property or portions thereof have since that time been sold and resold through a chain of title since the aforementioned sale to Miles K. Lewis, and

WHEREAS, it appears that no certificate of purchase or patent for said land has ever been issued to the said Miles K. Lewis, or to any other person, and

WHEREAS, it appears that the state of Iowa claims no ownership in the foregoing described land although the apparent legal title thereto remains in the state of Iowa, and

WHEREAS, the present owner and owners of the above described premises or portions thereof now in possession of said land together with the several previous grantors and grantees, has been in open, actual, notorious and adverse possession of said land and the parts thereof for more than ninety (90) years last past; now therefore,

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

1 SECTION 1. That the governor and the secretary of state of the
2 state of Iowa are hereby authorized, empowered and directed to issue
3 a patent to Miles K. Lewis, conveying the north half ($N\frac{1}{2}$) of the
4 northwest quarter ($NW\frac{1}{4}$) of section one (1), township seventy-
5 nine (79) north, range fifteen (15) west, of the 5th P. M. Poweshiek
6 County, Iowa, for the use and benefit of the successive owners of
7 said land.

Approved April 6, 1955.

CHAPTER 287

TOWN OF LEON LAND PATENT

H. F. 351

AN ACT authorizing a patent to issue to lots three and four (3 and 4) in block twenty-four (24) of original town of Leon, Decatur County, Iowa.

WHEREAS, the state of Iowa for the use and benefit of the permanent school fund acquired title to the following described lands:

Lots three (3) and four (4) in block twenty-four (24) of original town of Leon, Decatur County, Iowa, and

WHEREAS, it appears that the state of Iowa for the use and benefit of the permanent school fund acquired the above described property by warranty deed dated September 17th, 1936, from Clara Sauger, widow, based on a school fund mortgage dated October 25th, 1921, and satisfied of record September 17th, 1936, and

WHEREAS, it appears that the county board of supervisors of Decatur County, Iowa, attempted to convey the aforesaid described property by deed dated September 24, 1936, to Dan Alley, and

WHEREAS, it does not appear of record that the county auditor or the board of supervisors complied with the law governing the sale of school lands in conveying the aforesaid described property to the said Dan Alley in that there is no showing of record that:

(a) The county board of supervisors of Decatur County passed a resolution providing for the sale of said property and directing and authorizing the trustees of the township to appraise the value of said property.

(b) The trustees of the township certified to the said county board of supervisors their appraisalment thereof finding and fixing the value of said property and action of the board thereon.

(c) The county auditor posted notice and advertised said property for sale at public auction to the highest and best bidder therefor as provided by statute.

(d) The county auditor exposed, offered for sale and struck off said property to the highest and best bidder therefor, and

WHEREAS, there are no provisions under the Iowa law which authorize the county board of supervisors to convey school land by deed or otherwise, and

WHEREAS, the said Dan Alley, his heirs, grantees or assigns have been in open, actual, notorious and adverse possession of said lands at all times since the attempted conveyance of September 24, 1936, and

WHEREAS, the State of Iowa has no claims upon said property adverse to those of the said Dan Alley, his heirs, grantees or assigns and it appears that the said Dan Alley, his heirs, grantees or assigns accepted the conveyance in good faith and for valuable consideration paid, and are, therefore, entitled to a patent conveying the aforesaid described property upon payment of sums due or to become due for the purchase of said land, now, therefore,

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

1 SECTION 1. That the auditor of Decatur County, Iowa, is hereby
 2 authorized, empowered and directed to issue a certificate of purchase
 3 and of final payment, which certificate shall contain reference to this
 4 Act, to Dan Alley, his heirs, grantees or assigns for the following
 5 described property, to wit:
 6 Lots three (3) and four (4) in block twenty-four (24) of original
 7 town of Leon, Decatur County, Iowa,
 8 upon the payment of all sums of money due or to become due for the
 9 purchase of said property, and when the same has been transmitted to
 10 the secretary of state, the governor and the secretary of state of Iowa
 11 are hereby authorized, empowered and directed to issue a patent to the
 12 said Dan Alley, his heirs, grantees or assigns for the use and benefit
 13 of the successive owners of said land.

Approved April 5, 1955.

CHAPTER 288

DECATUR COUNTY LEGALIZING ACT

H. F. 352

AN ACT to legalize a contract for sale and authorizing the issuance of a patent to the northwest quarter (NW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of section thirty (30) in Township sixty-eight (68) North, Range twenty-five (25) West of the fifth (5th) P. M., in Decatur County, Iowa.

WHEREAS, the state of Iowa for the use and benefit of the permanent school fund of Decatur County, acquired title to the following described lands:

The northwest quarter (NW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of section thirty (30) in township sixty-eight (68) north, range twenty-five (25) west of the fifth (5th) P.M., in Decatur County, Iowa; and

WHEREAS, it appears that the state of Iowa for the use and benefit of the permanent school fund of Decatur County, acquired the above-described premises by a warranty deed executed by J. W. McNelly and his wife, dated May 6, 1937, and recorded in Book 254, Page 489 of the records of the recorder's office of Decatur County, Iowa, based on a release, dated May 13, 1937, of a school-fund mortgage previously executed on February 8, 1923, by J. W. McNelly; and

WHEREAS, it appears that a contract for sale of the foregoing described premises was executed by the county auditor of Decatur county, Iowa, July 16, 1946, to Opal W. Toney who contracted to convey the above described premises to Monnie V. Crabtree on September 29, 1951, the said Monnie V. Crabtree to assume all obligations against the land; and

WHEREAS, it does not appear of record that the county auditor or county board of supervisors of Decatur County complied with the provisions of the law governing the sale of school lands in contracting to sell the aforesaid described property to the said Opal W. Toney in that there is no showing of record that:

(a) The county board of supervisors of Decatur County passed a resolution providing for the sale of said property and directing and authorizing the trustees of the township to appraise the value of said property.

(b) The trustees of the township certified to the said county board of supervisors their appraisalment thereof finding and fixing the value of said property and action of the board thereon.

(c) The county auditor posted notice and advertised said property for sale at public auction to the highest and best bidder therefor as provided by statute.

(d) The county auditor exposed, offered for sale and struck off said property to the highest and best bidder therefor; and

WHEREAS, the said Opal W. Toney, his assigns or grantees have been in open, actual, notorious and adverse possession of said lands at all times since the execution of the contract for sale on the 16th day of July, 1946; and

WHEREAS, the state of Iowa has no claims upon said property adverse to those of the said Opal W. Toney, his assigns or grantees, and it appears that the said Opal W. Toney, his assigns or grantees are entitled to a patent conveying the foregoing described property to him, his assigns or grantees upon payment of all sums due or to become due under the contract for sale, now, therefore,

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

1 SECTION 1. The contract for sale executed by the county auditor of
2 Decatur County, Iowa to Opal W. Toney on the 16th day of July, 1946,
3 for the sale of the following described property, to wit:

4 The northwest quarter (NW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$)
5 of section thirty (30) in township sixty-eight (68) north, range
6 twenty-five (25) west of the fifth (5th) P. M., in Decatur County,
7 Iowa,
8 is hereby legalized, validated and confirmed.

1 SEC. 2. The auditor of Decatur County, Iowa, is hereby authorized,
2 empowered and directed to issue a certificate of purchase and of final
3 payment which certificate shall contain reference to this Act, to Opal
4 W. Toney, his heirs, grantees or assigns for the following described
5 property, to wit:

6 The northwest quarter (NW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$)
7 of section thirty (30) in township sixty-eight (68) north, range
8 twenty-five (25) west of the fifth (5th) P. M., in Decatur County,
9 Iowa,
10 upon payment of all sums due or to become due upon the contract for
11 sale of said property, and when the same has been transmitted to the
12 secretary of state, the governor and the secretary of the state of Iowa
13 are hereby authorized, empowered and directed to issue a patent to the
14 said Opal W. Toney, his heirs, grantees or assigns for the use and
15 benefit of the successive owners of said land.

Approved April 5, 1955.

CHAPTER 289

TOWN OF DECATUR LAND PATENT

H. F. 353

AN ACT to legalize a contract for sale and authorizing the issuance of a patent to out lot number sixteen (16) in Decatur, Iowa.

WHEREAS, Decatur County, Iowa, for the use and benefit of the school fund of the state of Iowa, acquired title to the following described lands:

Out Lot number sixteen (16), in Decatur, Iowa; and

WHEREAS, it appears that Decatur County, Iowa for the use and benefit of the school fund of the state of Iowa, acquired the above-described premises by a sheriff's deed dated June 10, 1931, based on a foreclosure of a school-fund mortgage dated September 6, 1918; and

WHEREAS, it appears that a contract of sale of the foregoing described premises was executed by the county auditor of Decatur County, Iowa, May 10, 1946, to Ira W. Eaton; and

WHEREAS, it does not appear of record that the county auditor or county board of supervisors of Decatur County complied with the provisions of the law governing the sale of school lands in contracting to sell the aforesaid described property to the said Ira W. Eaton in that there is no showing of record that:

(a) The county board of supervisors of Decatur County passed a resolution providing for the sale of said property and directing and authorizing the trustees of the township to appraise the value of said property.

(b) The trustees of the township certified to the said county board of supervisors their appraisalment thereof finding and fixing the value of said property and action of the board thereon.

(c) The county auditor posted notice and advertised said property for sale at public auction to the highest and best bidder therefor as provided by statute.

(d) The county auditor exposed, offered for sale and struck off said property to the highest and best bidder therefor; and

WHEREAS, the said Ira W. Eaton, his assigns or grantees have been in open, actual, notorious and adverse possession of said lands at all times since the execution of the contract for sale on the 10th day of May, 1946; and

WHEREAS, the state of Iowa has no claims upon said property adverse to those of the said Ira W. Eaton, his assigns or grantees, and it appears that the said Ira W. Eaton, his assigns or grantees are entitled to a patent conveying the foregoing described property to him, his assigns or grantees upon payment of all sums due or to become due under the contract for sale, now, therefore,

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

- 1 SECTION 1. The contract for sale executed by the county auditor of
- 2 Decatur County, Iowa, to Ira W. Eaton on the 10th day of May, 1946,
- 3 for the sale of the following described property, to wit:

4 Out Lot number sixteen (16) in Decatur, Iowa, is hereby legalized,
5 validated and confirmed.

1 SEC. 2. The auditor of Decatur County, Iowa, is hereby authorized,
2 empowered and directed to issue a certificate of purchase and of final
3 payment, which certificate shall contain reference to this Act, to Ira
4 W. Eaton, his heirs, grantees or assigns for the following described
5 property, to wit:

6 Out Lot number sixteen (16) in Decatur, Iowa, upon payment of all
7 sums due or to become due upon the contract for sale of said property,
8 and when the same has been transmitted to the secretary of state, the
9 governor and the secretary of state are hereby authorized, empowered
10 and directed to issue a patent to the said Ira W. Eaton, his heirs,
11 grantees or assigns for the use and benefit of the successive owners
12 of said land.

Approved April 5, 1955.

CHAPTER 290

CITY OF LAMONI LAND PATENT

H. F. 354

AN ACT to legalize a contract for sale and authorizing the issuance of a patent to lot seven (7), block nine (9), and a tract of land commencing at the southeast corner of lot one (1), block nine (9), thence running north forty (40) feet, thence west two hundred thirty-eight (238) feet, thence south forty (40) feet, thence east two hundred thirty-eight (238) feet to the place of beginning, all in Central Addition to Lamoni, Iowa.

WHEREAS, Decatur County, Iowa, for the use and benefit of the permanent school fund of the state of Iowa, acquired title to the following described lands:

Lot seven (7), Block nine (9), and a tract of land commencing at the southeast corner of Lot one (1), Block nine (9), thence running north forty (40) feet, thence west two hundred thirty-eight (238) feet, thence south forty (40) feet, thence east two hundred thirty-eight (238) feet to the place of beginning, all in Central Addition to Lamoni, Iowa; and,

WHEREAS, it appears that Decatur County, Iowa, for the use and benefit of the permanent school fund of the state of Iowa acquired the above-described property by quitclaim deeds, one dated May 9, 1936, from Belle Richardson and her husband, Floyd Richardson, and the other dated January 26, 1955, from Lila Woodrum Lowry DeDisse and her husband, Julius C. DeDisse, the said Belle Richardson being the surviving spouse and the said Lila Woodrum Lowry DeDisse being the only heir of George Woodrum, deceased, and prior owner of said property, and the said quitclaim deeds being based upon a school-fund mortgage executed by the said Belle Richardson and Lila Woodrum dated January 22, 1927, and satisfied of record February 4, 1937; and,

WHEREAS, it appears that a contract for sale of the foregoing described property was executed by the county auditor of Decatur County,

Iowa, on the 29th day of January, 1941, to Florence Hoffman who on the 27th day of November, 1953, as Florence Hoffman Outhouse together with Leslie Outhouse contracted to sell the aforesaid described property to John Rex Hoffman; and,

WHEREAS, it does not appear of record that the county auditor or county board of supervisors of Decatur County complied with the provisions of the law governing the sale of school lands in contracting to sell the aforesaid described property to the said Florence Hoffman in that there is no showing of record that:

(a) The county board of supervisors of Decatur County passed a resolution providing for the sale of said property and directing and authorizing the trustees of the township to appraise the value of said property;

(b) The trustees of the township certified to the said county board of supervisors their appraisal thereof finding and fixing the value of said property and action of the board thereon;

(c) The county auditor posted notice and advertised said property for sale at public auction to the highest and best bidder therefor as provided by statute;

(d) The county auditor exposed, offered for sale and struck off said property to the highest and best bidder therefor; and,

WHEREAS, the said Florence Hoffman, her assigns or grantees have been in open, actual, notorious and adverse possession of said lands at all times since the execution of the contract for sale on the 29th day of January, 1941; and,

WHEREAS, the state of Iowa has no claims upon said property adverse to those of the said Florence Hoffman, her assigns or grantees, and it appears that the said Florence Hoffman, her assigns or grantees are entitled to a patent conveying the foregoing described property to her, her assigns or grantees upon payment of all sums due or to become due under the contract for sale, now, therefore,

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

1 SECTION 1. The contract for sale executed by the county auditor
2 of Decatur County, Iowa, to Florence Hoffman on the 29th day of
3 January, 1941, for the sale of the following described property, to wit:
4 Lot seven (7), Block nine (9), and a tract of land commencing
5 at the southeast corner of Lot one (1), Block nine (9), thence run-
6 ning north forty (40) feet, thence west two hundred thirty-eight
7 (238) feet, thence south forty (40) feet, thence east two hundred
8 thirty-eight (238) feet to the place of beginning, all in Central
9 Addition to Lamoni, Iowa,
10 is hereby legalized, validated and confirmed.

1 SEC. 2. The auditor of Decatur County, Iowa, is hereby author-
2 ized, empowered and directed to issue a certificate of purchase and of
3 final payment, which certificate shall contain reference to this Act, to
4 Florence Hoffman, her heirs, grantees or assigns for the following
5 described property, to wit:
6 Lot seven (7), Block nine (9), and a tract of land commencing

7 at the southeast corner of Lot one (1), Block nine (9), thence run-
 8 ning north forty (40) feet, thence west two hundred thirty-eight
 9 (238) feet, thence south forty (40) feet, thence east two hundred
 10 thirty-eight (238) feet to the place of beginning, all in Central
 11 Addition to Lamoni, Iowa,
 12 upon payment of all sums due or to become due upon the contract for
 13 sale of said property, and when the same has been transmitted to the
 14 secretary of state, the governor and the secretary of state are hereby
 15 authorized, empowered and directed to issue a patent to the said
 16 Florence Hoffman, her heirs, grantees or assigns for the use and
 17 benefit of the successive owners of said land.

Approved April 5, 1955.

CHAPTER 291

DECATUR COUNTY LAND PATENT

H. F. 355

AN ACT to legalize a contract for sale and authorizing the issuance of a patent to the northwest quarter (NW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of section thirty-three (33) in Township sixty-eight (68) North, Range twenty-four (24) West of the fifth (5th) P. M., in Decatur County, Iowa.

WHEREAS, the state of Iowa for the use and benefit of the permanent school fund, acquired title to the following described lands:

The northwest quarter (NW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of section thirty-three (33) in township sixty-eight (68) north, range twenty-four (24) west of the fifth (5th) P. M., in Decatur County, Iowa; and,

WHEREAS, it appears that the state of Iowa, for the use and benefit of the permanent school fund, acquired the above-described premises by a warranty deed executed by Eva Sinclair and John H. Sinclair, her husband, dated May 23, 1940, based on a school-fund mortgage executed by Eva Sinclair and J. H. Sinclair, her husband, on December 14, 1914; and,

WHEREAS, it appears that a contract of sale of the foregoing described premises was executed by the county auditor of Decatur County, Iowa, April 12, 1944, to Ruth Merle Powell who executed a deed of the above-described premises to Miles F. Phelps, dated January 24, 1952; and,

WHEREAS, it does not appear of record that the county auditor or county board of supervisors of Decatur County complied with the provisions of the law governing the sale of school lands in contracting to sell the aforesaid described property to the said Ruth Merle Powell in that there is no showing of record that:

(a) The county board of supervisors of Decatur County passed a resolution providing for the sale of said property and directing and authorizing the trustees of the township to appraise the value of said property;

(b) The trustees of the township certified to the said county board of supervisors their appraisal thereof finding and fixing the value of said property and action of the board thereon.

(c) The county auditor posted notice and advertised said property for sale at public auction to the highest and best bidder therefor as provided by statute.

(d) The county auditor exposed, offered for sale and struck off said property to the highest and best bidder therefor; and,

WHEREAS, the said Ruth Merle Powell, her assigns or grantees have been in open, actual, notorious and adverse possession of said lands at all times since the execution of the contract for sale on the 12th day of April, 1944; and,

WHEREAS, the state of Iowa has no claims upon said property adverse to those of the said Ruth Merle Powell, her assigns or grantees, and it appears that the said Ruth Merle Powell, her assigns or grantees are entitled to a patent conveying the foregoing described property to her, her assigns or grantees upon payment of all sums due or to become due under the contract for sale, now, therefore,

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

1 SECTION 1. The contract for sale executed by the county auditor
2 of Decatur County, Iowa, to Ruth Merle Powell on the 12th day of
3 April, 1944, for the sale of the following described property, to wit:

4 The northwest quarter (NW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$)
5 of section thirty-three (33) in township sixty-eight (68) north,
6 range twenty-four (24) west of the fifth (5th) P. M., in Decatur
7 County, Iowa, is hereby legalized, validated and confirmed.

1 SEC. 2. The auditor of Decatur County, Iowa, is hereby author-
2 ized, empowered and directed to issue a certificate of purchase and
3 of final payment, which certificate shall contain reference to this
4 Act, to Ruth Merle Powell, her heirs, grantees or assigns for the
5 following described property, to wit:

6 The northwest quarter (NW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$)
7 of section thirty-three (33) in township sixty-eight (68) north, range
8 twenty-four (24) west of the fifth (5th) P. M., in Decatur County,
9 Iowa, upon payment of all sums due or to become due upon the con-
10 tract for sale of said property, and when the same has been trans-
11 mitted to the secretary of state, the governor and the secretary of
12 state are hereby authorized, empowered and directed to issue a patent
13 to the said Ruth Merle Powell, her heirs, grantees or assigns for the
14 use and benefit of the successive owners of said land.

Approved April 5, 1955.

CHAPTER 292

DECATUR COUNTY LAND PATENT

H. F. 356

AN ACT to legalize proceedings of the county auditor and board of supervisors of Decatur County, Iowa, related to a contract for sale of school land and authorizing a patent to issue to the southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of section thirty (30) in Township sixty-nine (69) North, Range twenty-five (25) West of the fifth (5th) Principal Meridian in Decatur County, Iowa.

WHEREAS, Decatur County, Iowa, for the use and benefit of the permanent school fund of the state of Iowa, acquired title to the following described lands:

The southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of section thirty (30) in township sixty-nine (69) north, range twenty-five (25) west of the fifth (5th) principal meridian, in Decatur County, Iowa; and

WHEREAS, it appears that Decatur County, Iowa, for the use and benefit of the permanent school fund of the state of Iowa, acquired the above described premises by a sheriff's deed dated December 4, 1953 based on a sheriff's certificate of sale issued November 21, 1932 under a foreclosure filed October 5, 1932 of a school-fund mortgage executed on January 5, 1921 by Lee J. Little and Bess L. Little, his wife; and

WHEREAS, it further appears that a decree quieting title in the name of Decatur County, Iowa, for the use and benefit of the permanent school fund of the state of Iowa was rendered and entered of record in the district court of Iowa, in and for Decatur County on the 17th day of January, 1953; and

WHEREAS, it further appears that a contract for sale of the foregoing described property was executed by the county auditor of Decatur County, Iowa, on the 4th day of December, 1936, to W. A. Rumley and Etta Rumley; and

WHEREAS, it does not appear of record that the county auditor or the county board of supervisors of Decatur County, Iowa, complied with the provisions of the law governing the sale of school lands in that there is no showing of record that:

(a) The county board of supervisors of Decatur County passed a resolution providing for the sale of said property and directing and authorizing the trustees of the township to appraise the value of said property.

(b) The trustees of the township certified to the said county board of supervisors their appraisalment thereof finding and fixing the value of said property and action of the board thereon.

(c) The county auditor posted notice and advertised said property for sale at public auction to the highest and best bidder therefor as provided by statute.

(d) The county auditor exposed, offered for sale and struck off said property to the highest and best bidder therefor; and

WHEREAS, it further appears that on the 1st day of October, 1953, the board of supervisors of Decatur County authorized a resale of the said property to comply with the provisions of chapter three hundred two (302) of the Code; and

WHEREAS, it further appears that in accordance with the resolution of the board of supervisors and after compliance with the provisions of chapter three hundred two (302) of the Code, the property, less improvements made by W. A. Rumley, was resold to the said W. A. Rumley; and

WHEREAS, it appears that the secretary of the state of Iowa has denied the issuance of a patent conveying said property to the said W. A. Rumley without authority of the general assembly; and

WHEREAS, the said W. A. Rumley has been in open, actual, notorious and adverse possession of said lands at all times since the execution of the contract for sale on the 4th day of December, 1936; and

WHEREAS, the state of Iowa has no claims upon said property adverse to those of the said W. A. Rumley, and it appears that the said W. A. Rumley is entitled to a patent conveying the foregoing described property to him upon payment of all sums due or to become due under the contract for sale; now, therefore,

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

1 SECTION 1. All proceedings of the auditor of Decatur County,
2 Iowa, together with the proceedings of the board of supervisors of De-
3 catur County, Iowa, relative to the contract for sale and resale to W. A.
4 Rumley of the following described property, to wit:

5 The southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of
6 section thirty (30) in township sixty-nine (69) north, range twenty-
7 five (25) west of the fifth (5th) principal meridian, in Decatur County,
8 Iowa,
9 are hereby legalized, validated and confirmed.

1 SEC. 2. The auditor of Decatur County, Iowa, is hereby author-
2 ized, empowered and directed to issue a certificate of purchase and of
3 final payment to W. A. Rumley, his heirs, grantees or assigns for the
4 following described property, to wit:

5 The southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of
6 section thirty (30) in township sixty-nine (69) north, range twenty-
7 five (25) west of the fifth (5th) principal meridian, in Decatur County,
8 Iowa,
9 upon the payment of all sums of money due or to become due upon the
10 contract for sale of said property, and when the same has been trans-
11 mitted to the secretary of state the governor and the secretary of state
12 of the state of Iowa are hereby authorized, empowered and directed
13 to issue a patent to the said W. A. Rumley, his heirs, grantees or
14 assigns for the use and benefit of the successive owners of said land.

1 SEC. 3. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its publication in the Leon
3 Journal-Reporter, a newspaper published at Leon, Iowa, and in the
4 Lamoni Chronicle, a newspaper published at Lamoni, Iowa, said pub-
5 lication to be without expense to the state.

Approved April 5, 1955.

I hereby certify that the foregoing Act, House File 356, was published in the Leon Journal-Reporter, Leon, Iowa, April 14, 1955, and in the Lamoni Chronicle, Lamoni, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 293

TOWN OF DECATUR LAND PATENT

H. F. 357

AN ACT to legalize a contract for sale and authorizing the issuance of a patent to lots three (3) and four (4), block twelve (12) of the town of Decatur, Decatur County, Iowa.

WHEREAS, the state of Iowa, for the use and benefit of the permanent school fund, acquired title to the following described lands:

Lots three (3) and four (4), Block twelve (12) of the town of Decatur, Decatur County, Iowa; and,

WHEREAS, it appears that the state of Iowa, for the use and benefit of the permanent school fund, acquired the above-described premises by a warranty deed executed by Chloe Maude Ross, dated February 3, 1937, based on a school-fund mortgage executed by said Chloe Maude Ross on March 10, 1919, and satisfied February 3, 1937; and,

WHEREAS, it appears that a contract of sale of the foregoing described premises was executed by the county auditor of Decatur County, Iowa, October 14, 1948, to M. Bronson; and,

WHEREAS, it does not appear of record that the county auditor or county board of supervisors of Decatur County complied with the provisions of the law governing the sale of school lands in contracting to sell the aforesaid described property to the said M. Bronson in that there is no showing of record that:

(a) The county board of supervisors of Decatur County passed a resolution providing for the sale of said property and directing and authorizing the trustees of the township to appraise the value of said property.

(b) The trustees of the township certified to the said county board of supervisors their appraisal thereof finding and fixing the value of said property and action of the board thereon.

(c) The county auditor posted notice and advertised said property for sale at public auction to the highest and best bidder therefor as provided by statute.

(d) The county auditor exposed, offered for sale and struck off said property to the highest and best bidder therefor; and

WHEREAS, the said M. Bronson, his assigns or grantees have been in open, actual, notorious and adverse possession of said lands at all times since the execution of the contract for sale on the 14th day of October, 1948; and

WHEREAS, the state of Iowa has no claims upon said property adverse to those of the said M. Bronson, his assigns or grantees, and it appears that the said M. Bronson, his assigns or grantees are entitled to a patent conveying the foregoing described property to him, his assigns or grantees upon payment of all sums due or to become due under the contract for sale, now, therefore,

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

1 SECTION 1. The contract for sale executed by the county auditor
2 of Decatur County, Iowa, to M. Bronson on the 14th day of October,
3 1948, for the sale of the following described property, to wit:
4 Lots three (3) and four (4), Block twelve (12), of the town of
5 Decatur, Decatur County, Iowa,
6 is hereby legalized, validated and confirmed.

1 SEC. 2. The auditor of Decatur County, Iowa, is hereby author-
2 ized, empowered and directed to issue a certificate of purchase and of
3 final payment, which certificate shall contain reference to this Act,
4 to M. Bronson, his heirs, grantees or assigns for the following de-
5 scribed property, to wit:
6 Lots three (3) and four (4), Block twelve (12), of the town of
7 Decatur, Decatur County, Iowa,
8 upon payment of all sums due or to become due upon the contract for
9 sale of said property, and when the same has been transmitted to the
10 secretary of state, the Governor and the secretary of state are hereby
11 authorized, empowered and directed to issue a patent to the said M.
12 Bronson, his heirs, grantees or assigns for the use and benefit of the
13 successive owners of said land.

Approved April 6, 1955.

CHAPTER 294

DECATUR COUNTY LAND PATENT

H. F. 358

AN ACT to legalize a contract for sale and authorizing the issuance of a patent to the fractional west half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of section eighteen (18) in Township sixty-eight (68) North, Range twenty-four (24) West of the fifth (5th) P. M., in Decatur County, Iowa.

WHEREAS, the state of Iowa for the use and benefit of the school fund, acquired title to the following described lands:

The fractional west half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$) of section eighteen (18) in township sixty-eight (68) north, range twenty-four (24) west of the fifth (5th) P. M., in Decatur County, Iowa; and

WHEREAS, it appears that the state of Iowa, for the use and benefit of the school fund, acquired the above-described premises by a warranty deed executed by T. James Griffin, Margaret Griffin Reader and Winford Griffin, sole heirs of T. J. Griffin, deceased, dated February 5, 1937, given in satisfaction, dated February 5, 1937, of a school-fund mortgage executed by T. J. Griffin on June 25, 1938; and

WHEREAS, it appears that a contract of sale of the foregoing described premises was executed by the county auditor of Decatur County, Iowa, October 14, 1948, to J. D. King who assigned said contract to A. E. Gochenour on September 17, 1949, who assigned said contract to O. M. Peterson on May 1, 1951; and

WHEREAS, it does not appear of record that the county auditor or county board of supervisors of Decatur County complied with the pro-

visions of the law governing the sale of school lands in contracting to sell the aforesaid described property to the said J. D. King in that there is no showing of record that:

(a) The county board of supervisors of Decatur County passed a resolution providing for the sale of said property and directing and authorizing the trustees of the township to appraise the value of said property.

(b) The trustees of the township certified to the said county board of supervisors their appraisalment thereof finding and fixing the value of said property and action of the board thereon.

(c) The county auditor posted notice and advertised said property for sale at public auction to the highest and best bidder therefor as provided by statute.

(d) The county auditor exposed, offered for sale and struck off said property to the highest and best bidder therefor; and

WHEREAS, the said J. D. King, his assigns or grantees have been in open, actual, notorious and adverse possession of said lands at all times since the execution of the contract for sale on the 14th day of October, 1948; and

WHEREAS, the state of Iowa has no claims upon said property adverse to those of the said J. D. King, his assigns or grantees, and it appears that the said J. D. King, his assigns or grantees are entitled to a patent conveying the foregoing described property to him, his assigns or grantees upon payment of all sums due or to become due under the contract for sale, now, therefore,

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

1 SECTION 1. The contract for sale executed by the county auditor
2 of Decatur County, Iowa, to J. D. King on the 14th day of October,
3 1948, for the sale of the following described property, to wit:

4 The fractional west half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$)
5 of section eighteen (18) in township sixty-eight (68) north, range
6 twenty-four (24) west of the fifth (5th) P. M., in Decatur County,
7 Iowa,
8 is hereby legalized, validated and confirmed.

1 SEC. 2. The auditor of Decatur County, Iowa, is hereby author-
2 ized, empowered and directed to issue a certificate of purchase and of
3 final payment, which certificate shall contain reference to this Act,
4 to J. D. King, his heirs, grantees or assigns for the following described
5 property, to wit:

6 The fractional west half ($W\frac{1}{2}$) of the southwest quarter ($SW\frac{1}{4}$)
7 of section eighteen (18) in township sixty-eight (68) north, range
8 twenty-four (24) west of the fifth (5th) P. M., in Decatur County,
9 Iowa,

10 upon payment of all sums due or to become due upon the contract for
11 sale of said property, and when the same has been transmitted to the
12 secretary of state, the governor and the secretary of state are hereby
13 authorized, empowered and directed to issue a patent to the said J. D.
14 King, his heirs, grantees or assigns for the use and benefit of the
15 successive owners of said land.

Approved April 6, 1955.

CHAPTER 295

DECATUR COUNTY LEGALIZING ACT

H. F. 359

AN ACT to legalize the action of the county board of supervisors, the board of hospital trustees and county auditor of Decatur County, Iowa, in making expenditures, allowing claims, incurring indebtedness, and issuing warrants for operation and maintenance of the Decatur County hospital; to declare said indebtedness to be a valid, binding, general obligation of Decatur County, Iowa.

WHEREAS, the board of supervisors and the board of hospital trustees of Decatur County, Iowa, incurred indebtedness during the years prior to 1955 for operation and maintenance of the Decatur County Hospital, and allowed and authorized prior to January 1st, 1955, payment of all said claims against the Decatur County Hospital fund, and

WHEREAS, the expenditures and claims allowed and authorized by the county board of supervisors and the board of hospital trustees for the years prior to January 1st, 1955, are in excess of an amount equal to the collectible revenue in the Decatur county hospital maintenance fund for said years and in excess of any unexpended balance in said fund for any previous years in the aggregate sum of forty-nine thousand nine hundred one dollars and nineteen cents (\$49,901.19), and

WHEREAS, the county auditor of Decatur County, Iowa, prior to January 1, 1955, issued warrants for said claims allowed and authorized by the board of supervisors against the Decatur county hospital maintenance fund in excess of an amount equal to the collectible revenue in said fund for said years and in excess of any unexpended balance in said fund for any previous years in an aggregate sum of forty-nine thousand nine hundred one dollars and nineteen cents (\$49,901.19), and

WHEREAS, the said warrants in the sum of forty-nine thousand nine hundred one dollars and nineteen cents (\$49,901.19), with interest, are unpaid and outstanding and there is no money in the Decatur county hospital maintenance fund adequate to pay said indebtedness, and they are bona fide claims against Decatur County and should be paid, and

WHEREAS, the expenditures and claims allowed and authorized were all necessary for proper operation and maintenance of the Decatur County Hospital, and

WHEREAS, the indebtedness of Decatur County at the time said expenditures were made and said claims allowed and authorized did not, and does not, now exceed the constitutional limit of indebtedness, and

WHEREAS, doubts have arisen as to the authority of the board of supervisors and board of hospital trustees to make said expenditures, approve and authorize said claims and incur said indebtedness, and it is deemed advisable that said doubts and all questions concerning the validity of said indebtedness and said proceedings be forever put at rest, and

WHEREAS, doubts have arisen as to the authority of the county auditor to issue warrants for payment of the said claims allowed and authorized by the county board of supervisors and board of hospital trustees and it is deemed advisable that said doubts and all questions concerning the validity of said warrants and the issuance thereof be forever put at rest; now, therefore,

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

1 SECTION 1. That all of the acts and proceedings of the board of
2 supervisors and board of hospital trustees of Decatur County, Iowa,
3 in making expenditures, allowing and authorizing claims, and in-
4 ccurring indebtedness prior to January 1, 1955, for the operation and
5 maintenance of the Decatur County Hospital, and all of the acts and
6 proceedings of the county auditor of Decatur County, Iowa, in issuing
7 warrants for payment of said claims be, and the same are hereby
8 legalized and validated.

1 SEC. 2. That the unpaid and outstanding warrants issued by
2 the Decatur county auditor for the expenditures and claims allowed
3 and authorized by the county board of supervisors and board of hos-
4 pital trustees for operation and maintenance of the Decatur County
5 Hospital in the aggregate sum of forty-nine thousand nine hundred
6 one dollars and nineteen cents (\$49,901.19), with interest, be, and the
7 same are hereby legalized and declared to be binding, valid, legal
8 general obligations and indebtedness of Decatur County, Iowa.

1 SEC. 3. This Act, being deemed of immediate importance, shall
2 take effect and be in full force from and after its passage and publi-
3 cation in the Leon Journal-Reporter, a newspaper published at Leon,
4 Iowa, and in the Lamoni Chronicle, a newspaper published at Lamoni,
5 Iowa, said publication to be without expense to the state.

Approved April 6, 1955.

I hereby certify that the foregoing Act, House File 359, was published in the Leon Journal-Reporter, Leon, Iowa, April 21, 1955, and in the Lamoni Chronicle, Lamoni, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 296

OTLEY TELEPHONE COMPANY LEGALIZING ACT

H. F. 107

AN ACT to legalize the corporate acts and proceedings in connection with the adoption of the amended and substituted articles of incorporation of the Otley Telephone Company of Otley, Marion County, Iowa, and to legalize all the past corporate acts of the officers and stockholders of the said company.

WHEREAS, the period of the corporate existence of the Otley Telephone Company, a corporation organized under the laws of the state of Iowa, with its principal place of business in the town of Otley, Iowa, expired the 7th day of July, 1923, and through inadvertence the same was not renewed within the period prescribed by statute; and

WHEREAS, the Otley Telephone Company has continued thereafter to conduct its business and affairs as a corporation, and

WHEREAS, on the 22nd day of October, 1954, at a special meeting called for that purpose the amended and substituted articles of incorporation of the Otley Telephone Company were adopted by a majority vote of the requisite number of stockholders, and

WHEREAS, the Otley Telephone Company has now been organized as a co-operative association under chapter four hundred ninety-nine (499) of the 1954 Code of Iowa and has elected to be bound by and to accept the benefits of chapter four hundred ninety-nine (499) of the 1954 Code of Iowa, and

WHEREAS, the secretary of the state of Iowa did on the ninth (9th) day of November, 1953, issue to the said co-operative a certificate of incorporation granting perpetual existence to the said co-operative, now therefore,

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

1 SECTION 1. All proceedings had with respect to the adoption of the
2 amended and substituted articles of incorporation of the Otley Tele-
3 phone Company, a corporation with its principal place of business at
4 Otley, Marion County, Iowa, and all corporate acts of the said corpora-
5 tion, its officers and stockholders, since the expiration of the corporate
6 existence of said corporation on the seventh (7th) day of July, 1923,
7 are hereby legalized and shall have the same force and effect as though
8 the said proceedings had been adopted pursuant to law and within
9 the period prescribed by the statute and shall be held and considered
10 as an extension of the period of the corporate existence of said cor-
11 poration which expired July 7, 1923; and all corporate acts and pro-
12 ceedings of said corporation, including the proceedings had in con-
13 nection with the adoption of the amended and substituted articles of
14 incorporation are hereby declared to be valid and legal.

1 SEC. 2. Nothing in this act shall be deemed or construed to affect
2 pending litigation, if any, involving said corporation.

Approved April 5, 1955.

CHAPTER 297

AMES SCHOOL DISTRICT LEGALIZING ACT

S. F. 404

AN ACT to legalize and validate the proceedings of the board of directors of the Independent School District of Ames, in the county of Story, state of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

WHEREAS, it appears from the records of the board of directors of the independent school district of Ames, in the county of Story, state of Iowa, that pursuant to a sufficient petition theretofore filed, said board of directors called and ordered a special election to be held in said school district on March 2, 1955, for the purpose of voting on the proposition of issuing bonds of said school district in not to exceed the sum of three hundred ninety thousand dollars (\$390,000) for the purpose of carrying out a school building program consisting of constructing and equipping an addition to the Warren H. Meeker school, an addition to the Whittier

school and an addition to an existing school building in the fourth ward of the city of Ames and notice of said election was published once each week for four consecutive weeks prior to the day of said election in the manner and form required by law; and

WHEREAS, during the night preceding said election the vault in which were stored the ballots and other election supplies for the first and second precincts was tampered with by unknown persons with the result that it was impossible to get the vault open before noon of the day of said election and while the polls in all other precincts were open from seven o'clock in the morning until seven o'clock in the evening, the polls in the first and second precincts for said election could not be opened until the ballots and supplies were made available at noon, but the polls in these two precincts were kept open until ten o'clock in the evening of the day of said election; and

WHEREAS, every effort was made to advise the voters residing in the first and second precincts of the changes in the hours for voting in these precincts and approximately the same percentage of the voters residing in these precincts voted at said election as had voted in previous bond elections and after canvassing the results of said election it was found and determined that said bond proposition was approved by more than eighty per cent (80%) of the total number of votes cast for and against said proposition throughout said school district, there being 2182 votes cast in favor of said proposition and 481 votes cast against the same; and

WHEREAS, in reliance upon the favorable vote cast at said election the board of directors of said school district has by resolution authorized and provided for the issuance of school building bonds to the amount and for the purpose aforesaid and has made provision for the levy of taxes to pay said bonds and the interest thereon; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said election and proceedings and provisions made for the issuance and payment of said bonds and it is deemed advisable to put such doubts and all others that might arise concerning same forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken by the board of
2 directors of the independent school district of Ames, in the county
3 of Story, state of Iowa, preliminary to and in connection with the
4 special election held in said school district on March 2, 1955, and pro-
5 viding for the issuance of school building bonds of said school district
6 to the amount of three hundred ninety thousand dollars (\$390,000)
7 pursuant to said election, and for the levy of taxes to pay said bonds
8 and interest thereon, are hereby legalized, validated and confirmed,
9 and said school building bonds issued, sold and delivered pursuant
10 to and in accordance with said proceedings are hereby declared to be
11 legal and to constitute valid and binding obligations of said school
12 district.

1 SEC. 2. This Act being deemed of immediate importance shall
2 take effect and be in force from and after its passage and publica-

3 tion in the Ames Daily Tribune, a newspaper published in Ames,
4 Iowa, and in the Herald, a newspaper published in Story City, Iowa,
5 all without expense to the state.

Approved March 29, 1955.

I hereby certify that the foregoing Act, Senate File 404, was published in the Ames Daily Tribune, Ames, Iowa, April 6, 1955, and in the Herald, Story City, Iowa, April 7, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 298

BELMOND SCHOOL LEGALIZING ACT

H. F. 397

AN ACT to legalize and validate the proceedings for the organization and establishment of the Belmond Community School District, in the counties of Wright and Hancock, state of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

WHEREAS, the Belmond Community School District, in the Counties of Wright and Hancock, State of Iowa, was organized and established pursuant to the provisions of Chapter two hundred seventy-five (275), Code of 1954, and the existence of said District is of general public interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of the proceedings for the organization and establishment of said District, and it is deemed advisable and necessary to put such doubts and all others that might arise concerning same forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
2 with the organization, creation, and establishment of the Belmond
3 Community School District, in the Counties of Wright and Hancock,
4 State of Iowa, are hereby declared to be valid, legal and sufficient to
5 create and establish the body corporate and politic known as the Bel-
6 mond Community School District in the Counties of Wright and Han-
7 cock, State of Iowa, and the same are hereby legalized, validated, and
8 confirmed, and said School District is declared to be a legal entity and
9 municipality created under the provisions of Chapter two hundred and
10 seventy-five (275), Code of 1954.

1 SEC. 2. This Act being of immediate importance shall be in full
2 force and effect from and after its passage and publication in the
3 Belmond Independent, a newspaper published at Belmond, Iowa, and
4 the Wright County Monitor, a newspaper published at Clarion, Iowa,
5 without expense to the state.

Approved April 6, 1955.

I hereby certify that the foregoing Act, House File 397, was published in the Belmond Independent, Belmond, Iowa, April 28, 1955, and in the Wright County Monitor, Clarion, Iowa, April 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 299

BLOCKTON SCHOOL LEGALIZING ACT

S. F. 434

AN ACT to legalize and validate the special election and the proceedings authorizing and providing for the issuance, sale, and delivery of school district indebtedness bonds of the Blockton School District of Blockton, in the county of Taylor, state of Iowa.

WHEREAS, the Blockton School District of Blockton, in the county of Taylor, state of Iowa, completed publication of the notice of a school district indebtedness bond issue election on Thursday, March 10, 1955; and

WHEREAS, a school election was held on Monday, March 14, 1955, in which the proposal of issuing said bonds to the amount of thirty-two thousand dollars (\$32,000.00) was submitted to the voters, and carried to 180 to 37; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said election and proceedings and provisions made for the payment of the bonds and since it is deemed advisable to put said doubts and all others that might arise concerning the same forever at rest; now therefore,

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

1 SECTION 1. That the special school election held on March 14,
2 1955, and all proceedings in connection therewith and heretofore
3 taken in the Blockton School District of Blockton, in the county of Tay-
4 lor, state of Iowa, authorizing and providing for the issuance, sale,
5 and delivery of school district indebtedness bonds of said school dis-
6 trict to the amount of thirty-two thousand dollars (\$32,000.00) and
7 providing for the levy of annual taxes to pay the interest on and
8 principal of said bonds, are hereby legalized, validated and confirmed.

1 SEC. 2. This Act being deemed of immediate importance shall
2 take effect and be in force from and after its publication in The Bed-
3 ford Times-Press, a newspaper published at Bedford, Iowa, and in the
4 Clearfield News, a newspaper published at Clearfield, Iowa, all without
5 expense to the state.

Approved May 6, 1955.

I hereby certify that the foregoing Act, Senate File 434, was published in The Bedford Times-Press, Bedford, Iowa, May 19, 1955, and in the Clearfield News, Clearfield, Iowa, May 12, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 300

BUFFALO CENTER SCHOOL LEGALIZING ACT

S. F. 402

AN ACT to legalize and validate the proceedings for the organization of Buffalo Center Community School District, in the counties of Winnebago and Kossuth, state of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

WHEREAS, the Buffalo Center community school district, in the counties of Winnebago and Kossuth, state of Iowa, was organized on July 1, 1954, pursuant to an election held on the 10th day of November, 1953, and the existence of said Buffalo Center community school district in the counties of Winnebago and Kossuth, state of Iowa, is of general public interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, on January 6, 1955, the board of directors of said Buffalo Center community school district, pursuant to a petition therefor filed by certain voters of said school district, called a special election of the voters of said district for February 9, 1955, on the question of the issuance of forty-eight thousand dollars (\$48,000.00) of school bonds of said school district for the purpose of purchasing adjacent lands to be added to the school site owned by said district in Buffalo Center, Iowa; and

WHEREAS, doubts have arisen concerning the validity of the proceedings had for the formation of the Buffalo Center community school district, and as to the present legal existence of said school district, and as to the validity of the action of the board of directors of said district in calling said special school bond election for February 9, 1955, on said petition for election, and as to the validity of said election petition: Now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
2 with the formation of the territory of the Buffalo Center community
3 school district in the counties of Winnebago and Kossuth, state of
4 Iowa, and the legal existence of said school district, are hereby de-
5 clared to be valid, legal and sufficient to create and establish within
6 said territory by the proceedings hereinbefore referred to, a school
7 district known as "Buffalo Center community school district in the
8 counties of Winnebago and Kossuth, state of Iowa" and the same are
9 hereby legalized, validated and confirmed and said school district is
10 declared to be a legal entity.

1 SEC. 2. That all proceedings heretofore taken by the board of
2 directors of the Buffalo Center community school district in the
3 counties of Winnebago and Kossuth, state of Iowa, preliminary to
4 and in connection with the call of the special election for the sub-
5 mission of the proposition for the authorization and issuance of forty-
6 eight thousand dollars (\$48,000.00) in bonds of said district for the
7 purpose of purchasing adjacent lands to be added to the school site
8 owned by said school district in Buffalo Center, Iowa, including also
9 the petition calling for said election, be and the same are hereby
10 legalized, validated and confirmed.

1 SEC. 3. This Act, being deemed of immediate importance, shall be
 2 in full force and effect from and after its passage and publication in
 3 The Buffalo Center Tribune, a newspaper published at Buffalo Center,
 4 Iowa and in the Register, a newspaper published at Rake, Iowa, all
 5 without expense to the state.

Approved April 6, 1955.

I hereby certify that the foregoing Act, Senate File 402, was published in The Buffalo Center Tribune, Buffalo Center, Iowa, April 21, 1955, and in the Register, Rake, Iowa, April 14, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 301

CEDAR RAPIDS SCHOOL LEGALIZING ACT

H. F. 421

AN ACT to legalize and validate the proceedings of boards of directors providing for changes in the boundaries of the Independent School District of Cedar Rapids, in the county of Linn, state of Iowa.

WHEREAS, the Independent School District of Cedar Rapids, in the county of Linn, state of Iowa, has been continuously organized and existing for over twenty (20) years and by reason of the growth and development of the city of Cedar Rapids and its surrounding area and in order to more efficiently provide for the education of pupils residing therein, changes have been made from time to time in the corporate boundaries of said School District; and

WHEREAS, such changes in the boundaries of said School District have been made pursuant to the concurrent proceedings of the board of directors of said School District and the boards of directors of adjacent school corporations which were affected by such changes; and

WHEREAS, in order to effectively administer the schools within said School District it is in the public interest to put any doubt which might arise concerning the validity and legal sufficiency of any such boundary change proceedings forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken by the board of
 2 directors of the Independent School District of Cedar Rapids, in the
 3 county of Linn, state of Iowa, and by the boards of directors of ad-
 4 jacent school corporations purporting to change the boundaries of the
 5 Independent School District of Cedar Rapids, in the county of Linn,
 6 state of Iowa, are hereby legalized, validated and confirmed and the
 7 boundaries of said School District as now shown by the records of the
 8 county auditor of Linn County, Iowa, are hereby declared to be the
 9 legally established boundaries of said School District.

1 SEC. 2. This Act, being deemed of immediate importance, shall
 2 take effect and be in full force from and after its passage and publica-

3 tion in The Cedar Rapids Gazette, a newspaper published at Cedar
 4 Rapids, Iowa, and in the Cedar Rapids Tribune, a newspaper published
 5 at Cedar Rapids, Iowa, all without expense to the state.

Approved April 6, 1955.

I hereby certify that the foregoing Act, House File 421, was published in The Cedar Rapids Gazette, Cedar Rapids, Iowa, April 19, 1955, and in the Cedar Rapids Tribune, Cedar Rapids, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 302

CLERMONT-ELGIN SCHOOL LEGALIZING ACT

S. F. 216

AN ACT to legalize and validate the proceedings of the board of directors of the consolidated school district of Clermont-Elgin, in the counties of Fayette and Clayton, state of Iowa, authorizing and providing for the issuance and delivery of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

WHEREAS, it appears from the records of the board of directors of the consolidated school district of Clermont-Elgin, in the counties of Fayette and Clayton, state of Iowa, that at a special election held in and for said school district on November 29, 1954, the proposition of issuing bonds of said school district in an amount not exceeding five hundred twenty-five thousand dollars (\$525,000.00) for the purpose of carrying out a school building program consisting of building and furnishing a new high school building and procuring a site therefor and procuring and improving a site for an athletic field in and for said school district was approved by more than sixty percent (60%) of the total number of votes cast for and against said proposition and in reliance upon said election said board of directors thereafter by resolution authorized and provided for the issuance of school building bonds to the amount and for the purpose aforesaid and made provision for the levy of taxes to pay said bonds and interest thereon; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said election and proceedings and provisions made for the issuance and payment of said bonds and it is deemed advisable to put such doubts and all others that might arise concerning same forever at rest:

Now, Therefore,

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

1 SECTION 1. That all proceedings heretofore taken by the board
 2 of directors of the consolidated school district of Clermont-Elgin, in
 3 the counties of Fayette and Clayton, state of Iowa, preliminary to and
 4 in connection with the special election held in said school district
 5 on November 29, 1954, and providing for the issuance and delivery of
 6 school building bonds of said school district to the amount of five
 7 hundred twenty-five thousand dollars (\$525,000.00) pursuant to said
 8 election, and for the levy of taxes to pay said bonds and interest
 9 thereon, are hereby legalized, validated and confirmed, and said

10 school building bonds issued, sold and delivered pursuant to and in
 11 accordance with said proceedings are hereby declared to be legal and
 12 to constitute valid and binding obligations of said school district.

1 SEC. 2. This Act being deemed of immediate importance shall
 2 take effect and be in force from and after its passage and publication
 3 in Elgin Echo, a newspaper published at Elgin, Iowa, and in the
 4 Fayette County Union, a newspaper published at West Union, Iowa,
 5 all without expense to the state.

Approved April 6, 1955.

I hereby certify that the foregoing Act, Senate File 216, was published in the Elgin Echo, Elgin, Iowa, April 21, 1955, and in the Fayette County Union, West Union, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 303

DOWS SCHOOL LEGALIZING ACT

H. F. 395

AN ACT to legalize and validate the proceedings for the organization and establishment of the Dows Community School District, in the counties of Wright and Franklin, state of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

WHEREAS, the Dows Community School District, in the Counties of Wright and Franklin, State of Iowa, was organized and established pursuant to the provisions of Chapter two hundred seventy-five (275), Code of 1954, and the existence of said District is of general public interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of the proceedings for the organization and establishment of said District, and it is deemed advisable and necessary to put such doubts and all others that might arise concerning same forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
 2 with the organization, creation, and establishment of the Dows Com-
 3 munity School District, in the Counties of Wright and Franklin, State
 4 of Iowa, are hereby declared to be valid, legal and sufficient to
 5 create and establish the body corporate and politic known as the Dows
 6 Community School District in the Counties of Wright and Franklin,
 7 State of Iowa, and the same are hereby legalized, validated, and con-
 8 firmed, and said School District is declared to be a legal entity and
 9 municipality created under the provisions of Chapter two hundred
 10 seventy-five (275), Code of 1954.

1 SEC. 2. This Act being of immediate importance shall be in full
 2 force and effect from and after its passage and publication in the
 3 Wright County Reporter, a newspaper published at Dows, Iowa, and

4 the Wright County Monitor, a newspaper published at Clarion, Iowa,
5 without expense to the state.

Approved April 6, 1955.

I hereby certify that the foregoing Act, House File 395, was published in the Wright County Reporter, Dows, Iowa, April 21, 1955, and in the Wright County Monitor, Clarion, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 304

FORT DODGE SCHOOL DISTRICT LEGALIZING ACT

H. F. 526

AN ACT to legalize and validate the proceedings of the board of directors of the Independent School District of Fort Dodge, in the county of Webster, state of Iowa, authorizing and providing for the issuance and delivery of school building bonds, and for the levy of taxes for the payment of said bonds, and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

WHEREAS, it appears from the records of the board of directors of the Independent School District of Fort Dodge, in the county of Webster, state of Iowa, that at a special election held in and for said school district on January 25, 1955, the proposition of issuing bonds of said school district in the sum of not to exceed two million one hundred fifty thousand dollars (\$2,150,000.00) for the purpose of carrying out a long-range school building program consisting of building and equipping schoolhouses and additions to schoolhouses, procuring sites for such buildings, purchasing land to add to sites already owned and reconstructing existing schoolhouses was approved by more than sixty per cent (60%) of the total number of votes cast for and against said proposition, there being four thousand forty-seven (4,047) votes cast in favor of said proposition and one thousand four hundred ninety-three (1,493) votes cast against the same; and

WHEREAS, the board of directors of said school district, in reliance upon said election, has by resolutions authorized and provided for the issuance and sale of said school building bonds to the amount and for the purpose aforesaid, and in and by said proceedings has provided for the levy of taxes to pay said bonds and the interest thereon; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said election and proceedings and provisions made for the issuance and the sale of said bonds on the basis of said election and for the levy and collection of taxes to pay the principal of and the interest on said bonds as the same become due, and it is deemed advisable to put such doubts and all others that might arise concerning same forever at rest; now, therefore.

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

1 SECTION 1. All proceedings heretofore taken by the board of di-
2 rectors of the Independent School District of Fort Dodge, in the
3 county of Webster, state of Iowa, preliminary to and in connection

4 with the special election held in said school district on January 25,
 5 1955, and providing for the issuance, sale and delivery of school
 6 building bonds of said school district to the amount of two million
 7 one hundred fifty thousand dollars (\$2,150,000.00) pursuant to said
 8 election, and for the levy of taxes to pay said bonds and interest
 9 thereon, are hereby legalized, validated and confirmed, and said
 10 school building bonds issued, sold and delivered pursuant to and in
 11 accordance with said proceedings are hereby declared to be legal
 12 and to constitute valid and binding obligations of said school district.

1 SEC. 2. This Act being deemed of immediate importance shall
 2 take effect and be in force from and after its passage and publi-
 3 cation in the Fort Dodge Messenger and Chronicle, a newspaper
 4 published in Fort Dodge, Iowa, and in The Gowrie News, a news-
 5 paper published in Gowrie, Iowa, all without expense to the state.

Approved April 4, 1955.

I hereby certify that the foregoing Act, House File 526, was published in the Fort Dodge Messenger and Chronicle, Fort Dodge, Iowa, April 7, 1955, and in The Gowrie News, Gowrie, Iowa, April 7, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 305

GOLDFIELD SCHOOL LEGALIZING ACT

H. F. 396

AN ACT to legalize and validate the proceedings for the organization and establishment of the Goldfield Community School District, in the counties of Wright and Humboldt, state of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

WHEREAS, the Goldfield Community School District, in the Counties of Wright and Humboldt, State of Iowa, was organized and established pursuant to the provisions of Chapter two hundred seventy-five (275), Code of 1954, and the existence of said District is of general public interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of the proceedings for the organization and establishment of said District, and it is deemed advisable and necessary to put such doubts and all others that might arise concerning same forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
 2 with the organization, creation, and establishment of the Goldfield
 3 Community School District, in the Counties of Wright and Humboldt,
 4 State of Iowa, are hereby declared to be valid, legal and sufficient to
 5 create and establish the body corporate and politic known as the Gold-
 6 field Community School District in the Counties of Wright and Hum-
 7 boldt, State of Iowa, and the same are hereby legalized, validated, and
 8 confirmed, and said School District is declared to be a legal entity and

9 municipality created under the provisions of Chapter two hundred
10 seventy-five (275), Code of 1954.

1 SEC. 2. This Act being of immediate importance shall be in full
2 force and effect from and after its passage and publication in the
3 Eagle Grove Eagle, a newspaper published at Eagle Grove, Iowa, and
4 The Humboldt Republican, a newspaper published at Humboldt, Iowa,
5 without expense to the state.

Approved April 6, 1955.

I hereby certify that the foregoing Act, House File 396, was published in the Eagle Grove Eagle, Eagle Grove, Iowa, April 21, 1955, and in The Humboldt Republican, Humboldt, Iowa, April 22, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 306

LAKE CITY SCHOOL LEGALIZING ACT

H. F. 257

AN ACT to legalize and validate the proceedings for the organization of Lake City Community School District in the counties of Calhoun and Carroll, state of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

WHEREAS, the Lake City Community School District, in the Counties of Calhoun and Carroll, State of Iowa, was organized on July 1, 1954, pursuant to an election held on April 26, 1954, and the existence of said school district is of general public interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, on January 7, 1955, the Board of Directors of said Lake City Community School District, pursuant to a petition filed by certain voters of said school district, called a special election of the voters of said district for February 14, 1955, on the question of issuance of school bonds by said school district in the sum of five hundred fifty thousand dollars (\$550,000.00) for the purpose of building and furnishing an addition to the school building in said district; and

WHEREAS, doubts have arisen concerning the validity of the proceedings for the formation of said Lake City Community School District, and as to the present legal existence of said school district, and as to the validity of the action of the board of directors of said district in calling a special school bond election for February 14, 1955, on said petition for election, and as to the validity of said petition for election; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
2 with the formation of the Lake City Community School District, in
3 the counties of Calhoun and Carroll, state of Iowa, are hereby de-
4 clared to be validated, legalized and confirmed, and the school dis-
5 trict hereinbefore referred to and known as "Lake City Community

6 School District, in the counties of Calhoun and Carroll, State of
7 Iowa" is hereby declared to be a legal entity.

1 SEC. 2. That all proceedings heretofore taken by the board of
2 directors of the Lake City Community School District, in the counties
3 of Calhoun and Carroll, state of Iowa, preliminary to and in connec-
4 tion with the submission of the proposition for the authorization and
5 issuance of five hundred fifty thousand dollars (\$550,000.00) in bonds
6 of said district for school building purposes, including the petition
7 calling for said election, be and the same are hereby legalized, vali-
8 dated and confirmed.

1 SEC. 3. This Act, being deemed of immediate importance, shall
2 be in full force and effect from and after its passage and publication
3 in Lake City Graphic, a newspaper published at Lake City, Iowa,
4 and the Lohrville Enterprise, a newspaper published at Lohrville,
5 Iowa, all without expense to the state.

Approved March 28, 1955.

I hereby certify that the foregoing Act, House File 257, was published in the Lake City Graphic, Lake City, Iowa, April 7, 1955, and in the Lohrville Enterprise, Lohrville, Iowa, April 7, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 307

LAMONI SCHOOL DISTRICT LEGALIZING ACT

H. F. 104

AN ACT to legalize and validate the proceedings of the board of directors of the Independent School District of Lamoni, in the county of Decatur, state of Iowa, authorizing and providing for the issuance and delivery of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

WHEREAS, it appears from the records of the board of directors of the Independent School District of Lamoni, in the County of Decatur, State of Iowa, that at a special election held in and for said School District on September 22, 1954, the proposition of issuing bonds of said School District in an amount not exceeding one hundred twenty-seven thousand dollars for the purpose of erecting and equipping a gymnasium, auditorium and stage in said School District was approved by more than sixty per cent of the total number of votes cast for and against said proposition and in reliance upon said election said board of directors thereafter by resolution authorized and provided for the issuance of school building bonds to the amount and for the purpose aforesaid and made provision for the levy of taxes to pay said bonds and interest thereon; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said election and proceedings and provisions made for the issuance and payment of said bonds and it is deemed advisable to put such doubts and all others that might arise concerning same forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken by the board of
2 directors of the Independent School District of Lamoni, in the County
3 of Decatur, State of Iowa, preliminary to and in connection with the
4 special election held in said School District on September 22, 1954,
5 and providing for the issuance and delivery of school building bonds
6 of said school district to the amount of one hundred twenty-seven
7 thousand dollars pursuant to said election, and for the levy of taxes
8 to pay said bonds and interest thereon, are hereby legalized, validated
9 and confirmed, and said school building bonds issued, sold and delivered
10 pursuant to and in accordance with said proceedings are hereby de-
11 clared to be legal and to constitute valid and binding obligations of
12 said School District.

1 SEC. 2. This Act being deemed of immediate importance shall take
2 effect and be in force from and after its passage and publication in
3 the Leon Journal-Reporter, a newspaper published in Leon, Iowa, and
4 in the Lamoni Chronicle, a newspaper published in Lamoni, Iowa, all
5 without expense to the state.

Approved April 6, 1955.

I hereby certify that the foregoing Act, House File 104, was published in the Leon Journal-Reporter, Leon, Iowa, April 21, 1955, and in the Lamoni Chronicle, Lamoni, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 308

LECLAIRE SCHOOL LEGALIZING ACT

S. F. 436

AN ACT to legalize the proceedings of the boards of directors of the school township of LeClaire in the county of Scott, state of Iowa, and of rural independent school district Number 1, township of LeClaire, in the county of Scott, state of Iowa, whereby and whereunder the boundaries of the school township have been extended to include the area constituting said rural independent school district.

WHEREAS, the School Township of LeClaire, in the County of Scott, State of Iowa, heretofore included within its boundaries and entirely surrounded an area constituting Rural Independent School District Number 1, Township of LeClaire, in the County of Scott, State of Iowa, and in order to more economically and adequately provide school facilities for the education of pupils residing in LeClaire Township, Scott County, Iowa, it was found necessary and advisable by the Boards of Directors of said school corporations that the boundaries of the School Township of LeClaire, in the County of Scott, State of Iowa, be extended to include the area theretofore constituting Rural Independent School District Number 1, Township of LeClaire, in the County of Scott, State of Iowa, and

WHEREAS, the Boards of Directors of said school corporations have by concurrent resolutions provided for the extension of the boundaries of said School Township to include as a subdistrict, the area theretofore constituting said Rural Independent School District, and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said proceedings and it is deemed advisable that said doubts be forever put at rest.

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

1 SECTION 1. That all acts and proceedings heretofore taken by the
2 Board of Directors of the School Township of LeClaire, in the County
3 of Scott, State of Iowa, and the Board of Directors of Rural Independ-
4 ent School District Number 1, Township of LeClaire, in the County of
5 Scott, State of Iowa, providing for the extension of the boundaries
6 of said School Township to include the area formerly constituting
7 said Rural Independent School District, including all acts and pro-
8 ceedings with respect to the merger of the contracts, indebtedness
9 and other obligations of said school corporations and for the payment
10 thereof, are hereby legalized and validated and the territory formerly
11 constituting Rural Independent School District Number 1, Township
12 of LeClaire, in the County of Scott, State of Iowa, shall henceforth
13 be considered within the limits of the School Township of LeClaire, in
14 the County of Scott, State of Iowa and a subdistrict thereof.

1 SEC. 2. This Act being deemed of immediate importance shall be
2 in force and effect from and after its publication in the Farm Bureau
3 News, a newspaper published at Bettendorf, Iowa, and in The Daily
4 Times, a newspaper published at Davenport, Iowa, without expense
5 to the State.

Approved May 17, 1955.

I hereby certify that the foregoing Act, Senate File 436, was published in the Farm Bureau News, Bettendorf, Iowa, June 2, 1955, and in The Daily Times, Davenport, Iowa, May 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 309

LYTTON SCHOOL DISTRICT LEGALIZING ACT

H. F. 256

AN ACT to legalize and validate the proceedings for the organization of Lytton Community School District, in the counties of Calhoun and Sac, state of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

WHEREAS, the Lytton Community School District, in the Counties of Calhoun and Sac, State of Iowa, was organized on July 1, 1954, pursuant to an election held on September 15, 1953, and the existence of said Lytton Community School District, in the Counties of Calhoun and Sac, State of Iowa, is of general interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, on January 15, 1955, the Board of Directors of said Lytton Community School District, pursuant to a petition therefor filed by certain voters of said School District, called a special election of the voters of said District for February 17, 1955, on the question of the issuance of \$225,000.00 of School Bonds of said School District for the purpose of

reconstructing its present school building and constructing and furnishing an addition thereto in said District; and

WHEREAS, doubts have arisen concerning the validity of the proceedings had for the formation of said Lytton Community School District, and as to the present legal existence of said School District, and as to the validity of the action of the Board of Directors of said District in calling said special School Bond election for February 17, 1955, on said petition for election, and as to the validity of said election petition: now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
2 with the formation of the territory of the Lytton Community School
3 District, in the Counties of Calhoun and Sac, State of Iowa, and the
4 legal existence of said School District, are hereby declared to be valid,
5 legal and sufficient to create and establish within said territory by
6 the proceedings hereinbefore referred to, a School District known
7 as "Lytton Community School District, in the Counties of Calhoun
8 and Sac, State of Iowa", and the same are hereby legalized, validated
9 and confirmed and said School District is declared to be a legal entity.

1 SEC. 2. That all proceedings heretofore taken by the Board of
2 Directors of the Lytton Community School District, in the Counties
3 of Calhoun and Sac, State of Iowa, preliminary to and in connection
4 with the call of the special election for the submission of the propo-
5 sition for the authorization and issuance of two hundred twenty-five
6 thousand dollars (\$225,000.00) in bonds of said District for school
7 building purposes, including also the petition calling for said election,
8 be and the same are hereby legalized, validated and confirmed.

1 Sec. 3. This Act, being deemed of immediate importance, shall be
2 in full force and effect from and after its passage and publication in
3 The Sac Sun, a newspaper published at Sac City, Iowa, and the Rock-
4 well City Advocate, a newspaper published at Rockwell City, Iowa, all
5 without expense to the State.

Approved April 6, 1955.

I hereby certify that the foregoing Act, House File 256, was published in The Sac Sun, Sac City, Iowa, April 21, 1955, and in the Rockwell City Advocate, Rockwell City, Iowa, April 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 310

MIDDLETOWN SCHOOL LEGALIZING ACT

S. F. 419

AN ACT to legalize and validate an election for two directors of Middletown Independent School District No. 9, held March 14, Des Moines County, Iowa.

WHEREAS, pursuant to notice an election was held on March 14, 1955, for election of two directors of Middletown Independent School District No. 9, Des Moines County, Iowa, and said election carried by more than a

majority required by law, and the validity of said election is of general public interest and vital to the public interest and welfare of the area contained within the boundaries of said school district; and

WHEREAS, doubts have arisen concerning the conduct of said election: now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken, in connection
2 with and the conduct of the holding of the election for two directors
3 of the Middletown Independent School District No. 9, Des Moines
4 County, Iowa, on March 14, 1955, are hereby declared to be valid,
5 legal and sufficient to authorize the formation of the board to include
6 said two directors which were elected at the election herein before de-
7 scribed, and said election is declared to be legal in all respects.

1 SEC. 2. This Act, being deemed of immediate importance, shall be
2 in full force and effect from and after its passage and publication
3 in the Mediapolis New Era, a newspaper published at Mediapolis,
4 Iowa, and The Burlington Hawk-Eye Gazette, a newspaper published
5 at Burlington, Iowa, all without expense to the state.

Approved May 9, 1955.

I hereby certify that the foregoing Act, Senate File 419, was published in the Mediapolis New Era, Mediapolis, Iowa, June 2, 1955, and in The Burlington Hawk-Eye Gazette, Burlington, Iowa, May 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 311

MONMOUTH SCHOOL LEGALIZING ACT

H. F. 375

AN ACT to legalize and validate the proceedings for the enlargement of the boundaries of the consolidated school district of Monmouth, in the counties of Jackson and Jones, state of Iowa, and to designate and establish the name of said district as the "Consolidated School District of Monmouth, in the counties of Jackson and Jones, state of Iowa."

WHEREAS, the Consolidated School District of Monmouth, in the counties of Jackson and Jones, state of Iowa, heretofore pursuant to an election held on March 10, 1952, enlarged its boundary lines to take in all the territory of the Brandon Independent School District of Brandon Township, Jackson county, Iowa, and

WHEREAS, the Consolidated School District of Monmouth, in the counties of Jackson and Jones, state of Iowa, heretofore pursuant to an election held on January 26, 1953, enlarged its boundary lines to take in a portion of the Oxford Junction Consolidated School District, described as the north half of section 25, and the northeast quarter of the northeast quarter of section 26, all in township 84 north range one west of the 5th P.M., Jones county, Iowa, and

WHEREAS, the existence of said Consolidated School District of Monmouth, in the counties of Jackson and Jones, state of Iowa, is of general

public interest and vital to the public interest and welfare of the area contained within its boundaries, and

WHEREAS, the designation and name of the Consolidated School District of Monmouth, in the counties of Jackson and Jones, state of Iowa, is sometimes referred to as the Consolidated Independent School District of Monmouth, in the counties of Jackson and Jones, state of Iowa, and the correct designation and establishment of the name of the Consolidated School District of Monmouth, in the counties of Jackson and Jones, state of Iowa, is of general public interest and welfare, and

WHEREAS, doubts have arisen concerning the validity of the proceedings for the enlargement of the territory of said Consolidated School District of Monmouth, in the counties of Jackson and Jones, state of Iowa, and as to the present legal existence of said district, and as to the proper and legal designation and name of the said Consolidated School District of Monmouth, in the counties of Jackson and Jones, state of Iowa, and it is deemed advisable and necessary to put such doubts and all others that might arise concerning same forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
2 with the enlargement of the territory of the Consolidated School Dis-
3 trict of Monmouth, in the counties of Jackson and Jones, state of
4 Iowa, and the legal existence of said district thereafter as enlarged,
5 are hereby declared to be valid, legal and sufficient to create and es-
6 tablish within said territory as enlarged by the proceedings herein-
7 before referred to, a district known as the "Consolidated School
8 District of Monmouth, in the counties of Jackson and Jones, state of
9 Iowa," and the same are hereby legalized, validated and confirmed
10 and said school district is declared to be a legal entity.

1 SEC. 2. That all proceedings heretofore taken with reference to
2 the designation and establishment of the name of the Consolidated
3 School District of Monmouth, in the counties of Jackson and Jones,
4 state of Iowa, and which is sometimes also referred to as the "Con-
5 solidated Independent School District of Monmouth, in the counties
6 of Jackson and Jones, state of Iowa," and any other reference or
7 designation of name of said district, are hereby quieted and the name
8 of said district is hereby established, legalized, validated and confirmed
9 as the "Consolidated School District of Monmouth, in the counties of
10 Jackson and Jones, state of Iowa."

1 SEC. 3. This Act, being deemed of immediate importance, shall
2 be in full force and effect from and after its passage and publication
3 in the Anamosa Eureka, a newspaper published at Anamosa, Iowa,
4 and the Jackson Sentinel, a newspaper published at Maquoketa, Iowa,
5 without expense to the state.

Approved March 28, 1955.

I hereby certify that the foregoing Act, House File 375, was published in the Anamosa Eureka, Anamosa, Iowa, April 14, 1955, and in the Jackson Sentinel, Maquoketa, Iowa, April 15, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 312

ORANGE AND CEDAR TOWNSHIPS SCHOOL LEGALIZING ACT

H. F. 16

AN ACT to legalize the proceedings of the boards of directors of the consolidated school district of Orange township, in the county of Black Hawk, state of Iowa, and the school township of Cedar, in the county of Black Hawk, state of Iowa, for the annexation of certain territory by said consolidated school district of Orange Township.

WHEREAS, pursuant to petitions theretofore filed elections were called and held on May 5, 1953, in the Consolidated School District of Orange Township, in the County of Black Hawk, State of Iowa, and in the School Township of Cedar, in the County of Black Hawk, State of Iowa, on the proposition of annexing territory lying within certain subdistricts of said School Township to said Consolidated School District of Orange Township and said proposition carried by a substantial majority in each of said school corporations; and

WHEREAS, in reliance upon the approval of said propositions at said elections and pursuant to resolutions adopted by the boards of directors of said school corporations the following areas were, on the 10th day of June, 1953, transferred to said Consolidated School District of Orange Township, to-wit:

The following described premises in Cedar Township, being Township 87 North Range 12, West of the 5th P. M., Blackhawk County, Iowa:
The Southwest Quarter of Section 4.

The North one-half of Section 4 West of the Rock Island Railroad.
Section 5 and Section 6.

The following described premises in Cedar Township being Township 88 North Range 12, West of the 5th P. M., Black Hawk County, Iowa:

All of Section 7 South of the Cedar River.

All of Section 8 West of the Cedar River.

All of Section 17 Southwest of the Cedar River.

Section 18.

East one-half of Section 19.

Section 20.

All of Section 21 Southwest of the Cedar River.

All of Section 16 South of the Cedar River.

All of Section 22 Southwest of the Cedar River.

All of Section 27 West of the Cedar River.

Section 28.

Section 29.

East one-half of Section 30.

All of Section 31 except the Southwest Quarter.

Section 32.

Section 33.

Section 34.

All of Section 35 West of the Cedar River.

All that part of the West one-half of the Northwest Quarter of Section 15 West of the River.

Lots Nos. 8, 9, 10, 11, 12, 13 and 14 in that part of the East one-half of the East one-half of Section 16 that is East of the River.

Lot No. 5 in the Northwest Quarter of the Northwest Quarter of Section 26, West of the River.

Lot No. 6 in the Southwest Quarter of the Southwest Quarter of Section 26.

Lot No. 3 in the Southwest Quarter of the Southwest Quarter of Section 23 Southwest of the River.

The following described premises in Orange Township in Black Hawk County, Iowa:

The east one-half of the Northeast Quarter of the Northeast Quarter of Section 13, Township 88 North Range 13 West of the 5th P. M., Black Hawk County, Iowa; and

WHEREAS, the annexation of said territory by the Consolidated School District of Orange Township was accomplished in accordance with the county plan and with the approval of the County Board of Education of Black Hawk County and since the 10th day of June, 1953, the above described territory has been recognized for all purposes as being a part of said Consolidated School District of Orange Township and has been administered as such; and

WHEREAS, since the reorganization of said school corporations doubts have arisen concerning the validity and legal sufficiency of said proceedings, elections and provisions made for the annexation of said territory by said Consolidated School District of Orange Township, and it is deemed advisable to put such doubts and all others that might arise concerning same forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken by the boards
2 of directors of the Consolidated School District of Orange Township,
3 in the County of Black Hawk, State of Iowa, and the School Town-
4 ship of Cedar, in the County of Black Hawk, State of Iowa, preliminary
5 to and in connection with the special elections held in said School
6 Districts on May 5, 1953 and providing for the annexation by said
7 Consolidated School District of Orange Township of the areas de-
8 scribed in the preamble hereof are hereby legalized, validated and
9 confirmed and said territory is hereby declared to have become a part
10 of said Consolidated School District of Orange Township as of the
11 10th day of June, 1953.

1 SEC. 2. This Act being deemed of immediate importance shall take
2 effect and be in force from and after its passage and publication in
3 the Waterloo Daily Courier, a newspaper published in Waterloo, Iowa,
4 and in the Progress-Review, a newspaper published in LaPorte City,
5 Iowa, all without expense to the state.

Approved March 28, 1955.

I hereby certify that the foregoing Act, House File 16, was published in the Waterloo Daily Courier, Waterloo, Iowa, April 1, 1955, and in the Progress-Review, LaPorte City, Iowa, April 7, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 313

POMEROY SCHOOL DISTRICT LEGALIZING ACT

H. F. 269

AN ACT to legalize and validate the proceedings for the organization of the Pomeroy Community School District in the counties of Calhoun and Pocahontas, state of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

WHEREAS, the Pomeroy Community School District in the Counties of Calhoun and Pocahontas, State of Iowa, was organized on July 1, 1954, pursuant to an election held on May 24, 1954, and the existence of said school district is of general public interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, on January 14, 1955, the board of directors of said Pomeroy Community School District, pursuant to a petition filed by certain voters of said school district, called a special election of the voters of said district for February 17, 1955, on the question of the issuance of school bonds by said school district in the sum of two hundred sixty-five thousand dollars (\$265,000.00) for the purpose of building and furnishing an addition to the school building in said district; and

WHEREAS, doubts have arisen concerning the validity of the proceedings for the formation of said Pomeroy Community School District, and as to the present legal existence of said school district, and as to the validity of the action of the board of directors of said school district in calling a special school bond election for February 17, 1955, on petition for election, and as to the validity of said petition for election; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
2 with the formation of the Pomeroy Community School District, in
3 the Counties of Calhoun and Pocahontas, State of Iowa, are hereby
4 declared to be validated, legalized and confirmed, and the school
5 district hereinbefore referred to and known as "Pomeroy Commu-
6 nity School District, in the Counties of Calhoun and Pocahontas,
7 State of Iowa," is hereby declared to be a legal entity.

1 SEC. 2. That all proceedings heretofore taken by the board of
2 directors of the Pomeroy Community School District, in the Counties
3 of Calhoun and Pocahontas, State of Iowa, preliminary to and in
4 connection with the submission of the proposition for the authori-
5 zation and issuance of two hundred sixty-five thousand dollars
6 (\$265,000.00) in bonds of said district for school building purposes,
7 including the petition calling for said election, be and the same are
8 hereby legalized, validated and confirmed.

1 SEC. 3. This Act, being deemed of immediate importance, shall
2 be in full force and effect from and after its passage and publication
3 in The Pomeroy Herald, a newspaper published at Pomeroy, Iowa,

4 and The Manson Journal, a newspaper published at Manson, Iowa,
5 all without expense to the state.

Approved March 24, 1955.

I hereby certify that the foregoing Act, House File 269, was published in The Pomeroy Herald, Pomeroy, Iowa, March 31, 1955, and in The Manson Journal, Manson, Iowa, March 31, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 314

RAKE SCHOOL DISTRICT LEGALIZING ACT

H. F. 106

AN ACT to legalize and validate the proceedings for the organization of Rake Community School District, in the counties of Winnebago and Kossuth, state of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

WHEREAS, the Rake Community School District, in the counties of Winnebago and Kossuth, State of Iowa, was organized on July 1, 1954, pursuant to an election held on February 11, 1954, and the existence of said Rake Community School District, in the counties of Winnebago and Kossuth, State of Iowa, is of general public interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, on January 17, 1955, the board of directors of said Rake Community School District, pursuant to a petition therefor filed by certain voters of said school district, called a special election of the voters of said district for February 17, 1955, on the question of the issuance of \$180,000.00 of school bonds of said school district for the purpose of building and furnishing an addition to the main school building in said district; and

WHEREAS, doubts have arisen concerning the validity of the proceedings had for the formation of said Rake Community School District, and as to the present legal existence of said school district, and as to the validity of the action of the board of directors of said district in calling said special school bond election for February 17, 1955, on said petition for election, and as to the validity of said election petition; now therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
2 with the formation of the territory of the Rake Community School
3 District, in the counties of Winnebago and Kossuth, state of Iowa,
4 and the legal existence of said school district, are hereby declared to
5 be valid, legal and sufficient to create and establish within said ter-
6 ritory by the proceedings hereinbefore referred to, a school district
7 known as "Rake Community School District, in the counties of Winne-
8 bago and Kossuth, State of Iowa," and the same are hereby legalized,
9 validated and confirmed and said school district is declared to be a
10 legal entity.

1 SEC. 2. That all proceedings heretofore taken by the board of
2 directors of the Rake Community School District, in the counties of

3 Winnebago and Kossuth, State of Iowa, preliminary to and in con-
 4 nection with the call of the special election for the submission of the
 5 proposition for the authorization and issuance of one hundred eighty
 6 thousand dollars (\$180,000.00) in bonds of said district for school
 7 building purposes, including also the petition calling for said election,
 8 be and the same are hereby legalized, validated and confirmed.

1 SEC. 3. This Act being deemed of immediate importance, shall be
 2 in full force and effect from and after its passage and publication in
 3 the Rake Register, a newspaper published at Rake, Iowa, and The
 4 Thompson Courier, a newspaper published at Thompson, Iowa, all
 5 without expense to the State.

Approved March 18, 1955.

I hereby certify that the foregoing Act, House File 106, was published in the Rake Register, Rake, Iowa, March 31, 1955, and in The Thompson Courier, Thompson, Iowa, March 31, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 315

WYOMING SCHOOL DISTRICT LEGALIZING ACT

H. F. 6

AN ACT to legalize and validate the proceedings for the enlargement of the boundaries of the Consolidated Independent School District of Wyoming, county of Jones, state of Iowa, and to legalize and validate an election authorizing the issuance of \$214,000.00 of school bonds of said district.

WHEREAS, the Consolidated Independent School District of Wyoming, County of Jones, State of Iowa, heretofore pursuant to an election held on April 21, 1954, enlarged its boundaries to take in a portion of the Oxford Junction Consolidated School District, and the existence of said Consolidated Independent School District of Wyoming, Jones County, Iowa, is of general public interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, on October 29, 1954, the voters of the Consolidated Independent School District of Wyoming, Jones County, Iowa, authorized the issuance of \$214,000.00 of bonds for School building purposes; and

WHEREAS, doubts have arisen concerning the validity of the proceedings for the enlargement of the territory of said Consolidated Independent School District of Wyoming, Jones County, Iowa, and as to the present legal existence of said District, and as to the validity of the election held on October 29, 1954, and it is deemed advisable and necessary to put such doubts and all others that might arise concerning same forever at rest; now therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection
 2 with the enlargement of the territory of the Consolidated Independ-
 3 ent School District of Wyoming, Jones County, Iowa, and the legal
 4 existence of said District thereafter as enlarged, are hereby declared

5 to be valid, legal and sufficient to create and establish within said
6 territory as enlarged by the proceedings hereinbefore referred to, a
7 School District known as the "Consolidated Independent School Dis-
8 trict of Wyoming, Jones County, Iowa," and the same are hereby
9 legalized, validated and confirmed and said School District is de-
10 clared to be a legal entity.

1 SEC. 2. That all proceedings heretofore taken by the Board of
2 Directors of the Consolidated Independent School District of Wyom-
3 ing, Jones County, Iowa, preliminary to and in connection with the
4 submission of the proposition for the authorization and issuance of
5 \$214,000.00 in bonds of said District for school building purposes,
6 including also the petition calling for said election and the notice
7 thereof, be and the same are hereby legalized, validated and confirmed,
8 and the proposition as the same appeared on the ballot in said elec-
9 tion be and the same is declared to be legalized, validated and con-
10 firmed as the action of the qualified voters of the said District.

1 SEC. 3. This Act, being deemed of immediate importance, shall
2 be in in full force and effect from and after its passage and publica-
3 tion in The Monticello Express, a newspaper published at Monticello,
4 Iowa, and the Anamosa Journal, a newspaper published at Anamosa,
5 Iowa, without expense to the state.

Approved March 18, 1955.

I hereby certify that the foregoing Act, House File 6, was published in The Monticello Express, Monticello, Iowa, March 31, 1955, and in the Anamosa Journal, Anamosa, Iowa, April 4, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 316

SCHALLER SCHOOL LEGALIZING ACT

S. F. 359

AN ACT to legalize and validate a special election for the formation of Schaller Community School District, in the counties of Ida and Sac, state of Iowa.

WHEREAS, pursuant to notice a special election was held on February 17, 1955, on the question of establishing within Ida county and Sac county a school district designated "Schaller community school district, in the counties of Ida and Sac, state of Iowa" and said election carried by more than a majority required by law, and the validity of said election is of general public interest and vital to the public interest and welfare of the area contained within the boundaries of said proposed school district; and

WHEREAS, doubts have arisen concerning the validity of the proceedings had for the calling and conducting of said special election held on February 17, 1955, and as to the validity of all proceedings leading up to the holding of said special election: now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken, in connection
2 with and preceding the holding of the special election of February 17,

3 1955, for the formation of the territory of the Schaller community
 4 school district, in the counties of Ida and Sac, state of Iowa, are hereby
 5 declared to be valid, legal and sufficient to authorize the creation and
 6 establishment within said territory by the proceedings hereinbefore
 7 referred to, a school district known as "Schaller community school
 8 district, in the counties of Ida and Sac, state of Iowa", and the same
 9 are hereby legalized, validated and confirmed, and said election is de-
 10 clared to be legal in all respects.

1 SEC. 2. This Act, being deemed of immediate importance, shall
 2 be in full force and effect from and after its passage and publication
 3 in the Schaller Herald, a newspaper published at Schaller, Iowa, and
 4 the Sac Sun, a newspaper published at Sac City, Iowa, all without
 5 expense to the state.

Approved April 6, 1955.

I hereby certify that the foregoing Act, Senate File 359, was published in the Schaller Herald, Schaller, Iowa, April 29, 1955, and in The Sac Sun, Sac City, Iowa, April 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 317

TOWN OF SCHALLER LEGALIZING ACT

S. F. 318

AN ACT to legalize and validate the special election and the proceedings authorizing and providing for the issuance, sale and delivery of city hall bonds by Schaller, Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued and sold pursuant to said election, and proceedings to be valid obligations of said municipality.

WHEREAS, a special election was held in Schaller, Iowa, on the 17th day of May, 1954, on the proposition of issuing bonds of said municipality in the amount of fifteen thousand dollars (\$15,000.00) for the purpose of procuring a site and erecting a city hall and levying a tax not to exceed one and one-half (1½) mills to retire the said bonds, all as by law provided, and one hundred eighty-four (184) votes were cast in favor and ninety-two (92) votes were cast against said proposition, and the same was duly carried; and

WHEREAS, the town council of Schaller, Iowa, did on the 9th day of September, 1954, in reliance upon said special election, pass and approve a resolution authorizing and providing for the issuance, sale and delivery to the purchaser of city hall bonds of said town in the principal amount of fifteen thousand dollars (\$15,000.00) for the purpose aforesaid, said bonds to mature serially in numerical order, one thousand dollars (\$1,000.00) on October 1st of each year commencing in 1955 and continuing until 1967, and two thousand dollars (\$2,000.00) on October 1st, 1968, and by said resolution provided for the levy and collection of annual taxes on all the taxable property in said municipality sufficient to pay the principal thereof and interest thereon; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said election, proceedings, bonds, the sale thereof, and the provi-

sions made for the payment of the same, and it is deemed advisable to put said doubts, and all others that might arise concerning the same, forever at rest; now therefore

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

1 SECTION 1. That the special election held on May 17th, 1954, in
2 said municipality as referred to in the preamble hereof, and the pro-
3 ceedings heretofore taken by the town council of said municipality in
4 connection therewith, and the resolution, and proceedings of the town
5 council adopting the same on the 9th day of September, 1954, and
6 authorizing and providing for the issuance, sale and delivery of city
7 hall bonds of Schaller, Iowa, in the amount of fifteen thousand dollars
8 (\$15,000.00) and providing for the levy and collection of annual taxes
9 on all the taxable property in said municipality, sufficient to pay the
10 interest on and principal of said bonds, are hereby legalized, validated
11 and confirmed, and the said city hall bonds issued and delivered pur-
12 suant to said proceedings are hereby declared to be legal and to con-
13 stitute valid and binding obligations of said municipality.

1 SEC. 2. This Act, being deemed of immediate importance, shall
2 take effect and be in force from and after its publication in the
3 Schaller Herald, a newspaper published in Schaller, Iowa, and in the
4 Odebolt Chronicle, a newspaper published in Odebolt, Iowa, all with-
5 out expense to the state.

*Approved April 6, 1955.

I hereby certify that the foregoing Act, Senate File 318, was published in the Schaller Herald, Schaller, Iowa, May 27, 1955, and in the Odebolt Chronicle, Odebolt, Iowa, May 26, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 318

CITY OF CHARITON LEGALIZING ACT

S. F. 167

AN ACT to legalize and validate petition to and proceedings had by the city of Chariton, Iowa, and the city officials, relating to the submission at the regular city election held in said city on November 3, 1953, and the election itself, on the proposition of constructing and erecting a municipal swimming pool and contracting indebtedness for such purpose not exceeding one hundred twenty-five thousand dollars (\$125,000) and issuing bonds for such purpose not exceeding one hundred twenty-five thousand dollars (\$125,000) and levying a tax annually upon the property in said city sufficient to pay said bonds and interest thereon, and declaring the same to be legally sufficient authority for the city council and city officials of said city to contract indebtedness and issue bonds in reliance thereon and to levy taxes to pay said bonds and the interest thereon.

WHEREAS, pursuant to a petition with the requisite signatures, the city council of the city of Chariton, Iowa, provided for the submission to the voters of said city at the regular city election held November 3, 1953, pursuant to the provisions of chapter four hundred seven (407) of the Code of Iowa, 1950, as amended, a proposition as follows:

Shall the City of Chariton, Iowa, construct and erect a Municipal Swimming pool and contract indebtedness for such purpose not exceed-

ing \$125,000 and issue bonds for such purpose not exceeding \$125,000, and levy tax annually upon the property in the City of Chariton in a sufficient number of mills as will liquidate, at maturity, bonds issued for its acquirement; and

WHEREAS, at said election said proposition carried by a majority of more than sixty (60) votes in excess of sixty per cent (60%) of the total vote cast for and against said proposition at said election; and

WHEREAS, doubts have arisen as to the legal sufficiency of said petition, election proceedings, election, the giving of notice thereof and the authority of the city council and city officials of said city to contract indebtedness and issue bonds for such purpose and to levy a sufficient tax to pay said bonds and the interest thereon, and it is deemed advisable to put said doubts and all other doubts concerning the same that might arise forever at rest; now therefore

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

1 SECTION 1. The petition, and all acts and proceedings of the city
2 council and city officials of the city of Chariton, Iowa, in authorizing
3 and providing for the submission of the proposition set out in the pre-
4 amble hereof to the voters of said city at the election held in said city
5 on November 3, 1953, the election itself and the adoption of said prop-
6 osition at said election by the voters of said city are hereby validated
7 and legalized, notwithstanding any irregularities or omissions therein,
8 and shall constitute full authority for the city council and city officials
9 of and for said city to contract said indebtedness, to issue said bonds
10 in an amount not exceeding one hundred twenty-five thousand dollars
11 (\$125,000) and to levy a sufficient continuing annual tax to pay the
12 principal of and interest on said bonds as they become due in accord-
13 ance with other applicable statutory provisions and said bonds when
14 issued shall constitute valid and binding obligations of said city.

1 SEC. 2. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its passage and publication in
3 the Chariton Herald-Patriot, a newspaper published at Chariton, Iowa,
4 and in The Union-Tribune, a newspaper published at Russell, Iowa, all
5 without expense to the state.

Approved April 21, 1955.

I hereby certify that the foregoing Act, Senate File 167, was published in the Chariton Herald-Patriot, Chariton, Iowa, May 5, 1955, and in The Union-Tribune, Russell, Iowa, May 12, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 319

CITY OF GLENWOOD LEGALIZING ACT

S. F. 353

AN ACT to legalize a levy for cemetery purposes made by the city of Glenwood, Iowa, and to authorize the transfer of funds collected to the cemetery association fund of the city of Glenwood, Iowa.

WHEREAS, the city council of the city of Glenwood in 1951 levied a tax on the taxable property within the city of Glenwood for taxes to be collected in 1952 for cemetery purposes outside the city limits of the city of Glenwood; and

WHEREAS, under such levy there was collected the sum of \$2,199.98, which sum is now in the hands of the city treasurer of Glenwood, Iowa; and

WHEREAS, the authority to make such a levy and collect the foregoing sum has been questioned and regarded as doubtful and for that reason no disposition or use of such money has been made; and

WHEREAS, the refunding of these payments to the taxpayers of the city of Glenwood would involve large expense and placing the same in the cemetery association fund of the city of Glenwood will operate to the benefit of all of the taxpayers of the city of Glenwood and result in a reduction of the tax revenues needed by the city of Glenwood; now therefore

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

1 SECTION 1. That the action of the city of Glenwood by its city
2 council in making the cemetery levy in 1951 against all the taxable
3 property in the city of Glenwood for cemetery uses outside the city
4 limits of the city of Glenwood and the money collection made under
5 such levy be and hereby is legalized and said levy and money collec-
6 tion therefrom shall have same force and effect as if they had been
7 made under statutory authority and power.

1 SEC. 2. The foregoing sum so collected under the levy described
2 may be transferred to the cemetery association* fund of the city of
3 Glenwood with the same force and effect as if the levy and the collec-
4 tion thereunder had been lawful.

1 SEC. 3. This Act being deemed of immediate importance shall
2 take effect and be in force from and after its publication in Opinion-
3 Tribune, a newspaper published in Glenwood, Iowa and in The Mal-
4 vern Leader, a newspaper published in Malvern, Iowa, all without
5 expense to the state.

Approved March 29, 1955.

I hereby certify that the foregoing Act, Senate File 353, was published in the Opinion-Tribune, Glenwood, Iowa, April 21, 1955, and in The Malvern Leader, Malvern, Iowa, April 21, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

*According to enrolled Act.

CHAPTER 320

SIOUX CITY LEGALIZING ACT

H. F. 244

AN ACT to legalize and validate the proceedings of the city council of the city of Sioux City, Iowa, in entering into contract for street paving improvements, and to validate and legalize all proceedings preliminary thereto taken by the said city council.

WHEREAS, on October 11, 1954, the city council of Sioux City, Iowa, adopted a resolution approving a contract between said city and Jensen & Krage for the construction of certain paving improvements therein described, a part of the cost of which was to be specially assessed against benefited properties; and

WHEREAS, said construction contract was entered into pursuant to proceedings instituted by the city council of the city of Sioux City, Iowa, by the introduction of a resolution of necessity on August 17, 1954, the publication in the Sioux City Journal-Tribune on August 18 and 19, 1954, of a notice that a hearing on said resolution of necessity would be held on September 13, 1954; and

WHEREAS, said public hearing was duly and regularly held at the appointed time and place, said resolution was then regularly adopted, and said work was ordered constructed by requisite council action; and

WHEREAS, pursuant to publication of a proper notice to contractors said contract was awarded to Jensen & Krage, the lowest bidder; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said proceedings preliminary to the making of said construction contract, and it is deemed advisable to put said doubts and all others that might arise concerning same forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken by the city council of the city of Sioux City, Iowa, to authorize the making of said paving contract with Jensen & Krage and to provide for the assessment of the cost thereof against benefited properties, commencing with the introduction of said resolution of necessity on August 17, 1954, and the publication of notice of hearing thereon, and all other proceedings thereafter had by said city council up to and including the making of said contract, are hereby declared to be legal and valid, and the owners of all properties described in said resolution of necessity and the accompanying plats and schedules are hereby declared to have had legal and valid notice of all hearings required by statute to subject their properties to assessment for said paving improvements when constructed.

1 SEC. 2. This Act being deemed of immediate importance shall take effect from and after its publication in The Daily Reporter, a newspaper published in Sioux City, Iowa, and in The Daily Iowan, a newspaper published in Iowa City, Iowa, all without expense to the state.

Approved March 18, 1955.

I hereby certify that the foregoing Act, House File 244, was published in The Daily Reporter, Sioux City, Iowa, March 30, 1955, and in The Daily Iowan, Iowa City, Iowa, March 31, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 321

TOWN OF WELDON LEGALIZING ACT

H. F. 263

AN ACT to validate and legalize the acts of the mayor and members of the city council of the town of Weldon elected to office on March 30, 1953.

WHEREAS, statutory provisions require a town which held its last regular municipal election in March 1951 should hold its next municipal election in November 1953 and providing further that the term of office of such officers elected at such March 1951 elections were extended to the 31st day of December, 1953.

WHEREAS, the town of Weldon did not comply with the provisions of the foregoing statute although it was a town which held its last regular municipal election in March 1951 but did on March 30, 1953, hold an election for city officials to hold office for a period of twenty-one months to January 1, 1955, and the officers so elected qualified and assumed such offices and are still in occupancy thereof and performing the duties thereof.

WHEREAS, it now appears that such election of March 1953 at which the present city officials were elected and under which election they still hold office, was without authority of law, and

WHEREAS, by reason of the foregoing the validity of the acts of the foregoing officials has been drawn in question; now, therefore,

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

1 SECTION 1. That the right, power and authority of the foregoing
2 designated persons acting respectively as mayor and members of the
3 city council of the town of Weldon under the foregoing section in any
4 and all matters which have come before the said council or performed
5 by them in the course of their official duty shall be of the same force
6 and effect as if the said mayor and members of the city council of the
7 town of Weldon had been duly and legally elected and qualified as
8 such mayor and members of the city council.

Approved March 24, 1955.

CHAPTER 322

TOWN OF GIBSON LEGALIZING ACT

H. F. 548

AN ACT to legalize and validate the special election and proceedings relative thereto with reference to the incorporation of the town of Gibson, Iowa, and also to legalize and validate the special election and proceedings relative thereto with reference to the special election of officers of said incorporated town.

WHEREAS, the duly appointed commissioners called a special election in the town of Gibson, Iowa, on the 13th day of December on the proposition of the incorporation of the town of Gibson, Iowa, and thirty-three (33) votes were cast in favor of said proposition, and nine (9) votes were cast against said proposition, and said proposition was duly carried, and

WHEREAS, said commissioners did on the 28th day of March, 1955, in reliance upon said special election, call a special election for the purpose of electing officers for said town as provided by chapter three hundred and sixty-two (362), Code of 1954, and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said election and proceedings relative thereto, and it is deemed advisable to put said doubts, and all others that might arise concerning the same, forever at rest, now therefore,

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

1 SECTION 1. That the special election relative to the incorporation
2 of the town of Gibson, Iowa, held on the 13th day of December, 1954,
3 in said town as referred to in the preamble hereof, and the proceedings
4 heretofore taken by the commissioners of said election in connection
5 therewith, and the special election held on the 28th day of March,
6 1955, for the purpose of electing officers in said town as referred to
7 in the preamble hereof, and the proceedings heretofore taken by said
8 commissioners of said election in connection therewith be and the
9 same are hereby validated and declared to be legal and the said town
10 of Gibson, Iowa, is hereby declared to be duly incorporated.

1 SEC. 2. This Act, being deemed of immediate importance, shall
2 take effect and be in full force from and after its passage and publica-
3 tion in the What Cheer Patriot Chronicle, a newspaper published at
4 What Cheer, Iowa, and in The Hedrick Journal, a newspaper pub-
5 lished at Hedrick, Iowa, all without expense to the state.

Approved May 6, 1955.

I hereby certify that the foregoing Act, House File 548, was published in the What Cheer Patriot Chronicle, What Cheer, Iowa, June 9, 1955, and in The Hedrick Journal, Hedrick, Iowa, June 8, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 323

ADAMS COUNTY LEGALIZING ACT

H. F. 19

AN ACT to legalize and validate the special election and the proceedings authorizing and providing for the issuance, sale and delivery of courthouse bonds by Adams County, Iowa, and the provisions made for the levy of taxes for the payment of said bonds and declaring said bonds issued and sold pursuant to said election and proceedings to be valid obligations of said county.

WHEREAS, a special election was held in Adams County, Iowa, on the 19th day of January, 1954, on the proposition of issuing bonds of said county in an amount not exceeding two hundred twenty-five thousand dollars (\$225,000) for the purpose of erecting and equipping a courthouse and jail in said county and of levying an annual tax, in addition to all other taxes, sufficient to pay the interest on and principal of said bonds, and said proposition was declared carried by more than sixty per cent (60%) of the votes cast for and against said proposition at said election; and

WHEREAS, in reliance upon said special election the board of supervisors of Adams County, Iowa, did thereafter adopt resolutions authorizing and providing for the issuance, sale and delivery of Courthouse Bonds of said county in the sum of \$225,000.00 for the purpose aforesaid and for the levy of an annual tax on all the taxable property in said county sufficient to pay the principal thereof and interest thereon; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said proceedings, election and the provisions made for the issuance and the sale of said bonds pursuant to said election and for the levy of taxes to pay the principal of and the interest on said bonds as the same become due, and it is deemed advisable to put such doubts and all others that might arise concerning the same forever at rest; now, therefore,

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

1 SECTION 1. That the special election held on January 19, 1954, in
2 said county as referred to in the preamble hereof, and the proceedings
3 heretofore taken by the board of supervisors of said county in connec-
4 tion therewith, and the resolutions and proceedings of the board of
5 supervisors authorizing and providing for the issuance, sale and de-
6 livery of Courthouse Bonds of Adams County, Iowa, in the sum of
7 \$225,000.00 pursuant to said election and for the levy and collection
8 of annual taxes on all the taxable property in said county sufficient to
9 pay the interest on and principal of said bonds are hereby legalized,
10 validated and confirmed, and said Courthouse Bonds sold, issued and
11 delivered, pursuant to and in accordance with said proceedings are
12 hereby declared to be legal and to constitute valid and binding obliga-
13 tions of said county.

1 SEC. 2. This Act, being deemed of immediate importance, shall
2 take effect and be in force from and after its publication in the Adams
3 County Free Press, a newspaper published in Corning, Iowa, and the
4 Lenox Time Table, a newspaper published in Lenox, Iowa, all without
5 expense to the state.

Approved March 18, 1955.

I hereby certify that the foregoing Act, House File 19, was published in the Adams County Free Press, Corning, Iowa, March 31, 1955, and in the Lenox Time Table, Lenox, Iowa, March 31, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 324

LEE COUNTY LEGALIZING ACT

H. F. 243

AN ACT to legalize certain errors and omissions of the county auditor of Lee County, Iowa, to validate and legalize a levy against all property in the city of Fort Madison, Iowa and to authorize transfer of the funds collected to the general fund of the city of Fort Madison, Iowa.

WHEREAS, the auditor of Lee County did make an error in 1951 in spreading and computing a 1.250 mill tax against all agricultural lands within the corporate limits of the city levied by the City Council of Fort

Madison, Lee County, Iowa by erroneously applying said levy to all real estate within the city of Fort Madison, and

WHEREAS, the levy was originally made to collect about sixty-eight dollars (\$68.00) from agricultural lands but when applied to all real estate in the city, twelve thousand three hundred eighty-four dollars and sixty-nine cents (\$12,384.69) was collected and has been delivered to the city of Fort Madison, and

WHEREAS, refunding of these payments to the taxpayers would involve a great deal of expense and it is desired to place said sums in the general fund of the city of Fort Madison which will benefit all of the taxpayers of the city of Fort Madison and ultimately result in a comparable reduction of the tax revenues needed by the city of Fort Madison.

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

1 SECTION 1. That the act of the auditor of Lee County, Iowa in 1951
2 of erroneously applying to all real estate within the city of Fort
3 Madison a 1.250 mill tax levied only against agricultural lands within
4 the corporate limits of the city of Fort Madison, Iowa which levy was
5 made by the city council of Fort Madison, Lee County, Iowa and thus
6 erroneously spread and computed by the county auditor of Lee County,
7 Iowa, the collection of said levy by the county treasurer, the transfer
8 of said funds by the county treasurer to the city of Fort Madison, and
9 the transfer of said funds into the general fund of the city of Fort
10 Madison be and the same are hereby legalized and the said levy and
11 transfers shall have the same force and effect as if no error, irregu-
12 larity, or excess had occurred therein.

Approved April 5, 1955.

CHAPTER 325

MONROE COUNTY LEGALIZING ACT H. F. 433

AN ACT to legalize contracts entered into by the Board of supervisors of Monroe County, Iowa, for the construction of an addition to the Monroe County Home.

WHEREAS, on the 2nd day of February, 1954, the board of supervisors of Monroe county, Iowa, entered into a contract with Lyle P. Howard, architect, of Ottumwa, Iowa, for professional services in drawing plans, specifications and supervisory duties for an addition to the Monroe County Home; and

WHEREAS, the board of supervisors of Monroe county, Iowa, did on the 17th day of July, 1954, award a contract to Carl Huber of Blakesburg, Iowa, for the construction of an addition to the Monroe County Home; and

WHEREAS, said contract was awarded to said Carl Huber on competitive bidding; and

WHEREAS, some doubt has arisen as to the legality of said contracts in the matter of the inclusion of architect's fees in determining the cost

of said construction project under chapter three hundred forty-five (345) of the Code;

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

1 SECTION 1. The contract entered into on the 2nd day of February,
2 1954, by the board of supervisors of Monroe county, Iowa, and Lyle
3 P. Howard, of Ottumwa, Iowa, and the contract awarded by the
4 board of supervisors of Monroe county, Iowa, to Carl Huber of Blakes-
5 burg, Iowa, on the 17th day of July, 1954, are hereby declared legal
6 and valid the same as if all of the provisions of chapter three hundred
7 forty-five (345) of the Code had been in all respects strictly complied
8 with.

1 SEC. 2. Nothing in this act shall affect pending litigation.

1 SEC. 3. This Act being deemed of immediate importance shall be
2 in force and effect from and after its publication in the Monroe County
3 News, a newspaper published in Albia, Iowa, and the Lovilia Press,
4 a newspaper published in Lovilia, Iowa, said publication to be made
5 without expense to the state.

Approved April 15, 1955.

I hereby certify that the foregoing Act, House File 433, was published in the Monroe County News, Albia, Iowa, April 25, 1955, and in the Lovilia Press, Lovilia, Iowa, April 28, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

**JOINT RESOLUTIONS
AND
RULES OF CIVIL PROCEDURE**

JOINT RESOLUTIONS

CHAPTER 326

WATER STUDY COMMITTEE

H. J. R. 4

A JOINT RESOLUTION creating a special committee to make a study of the underground and surface waters of the state as they relate to water rights, irrigation and drainage, the laws of this state pertaining to such matters, and federal laws granting federal assistance in connection with such matters.

WHEREAS, the laws of Iowa relating to drainage districts should be reviewed together with legislation enacted subsequent thereto which necessarily involve drainage matters and in view of changing conditions, and

WHEREAS, it is apparent that there is a rapidly increasing use of irrigation in farming operations, and

WHEREAS, such matters also present questions relating to water rights, now therefore,

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

1 SECTION 1. A special committee of nine members is hereby creat-
2 ed. The membership of the committee shall include the chairman of
3 the Iowa Natural Resources Council, the chairman of the State Con-
4 servation Commission, the chairman of the State Soil Conservation
5 Committee, two members of the Senate of the 56th General Assembly to
6 be appointed by the Lieutenant Governor, two members of the House
7 of Representatives of the 56th General Assembly to be appointed
8 by the Speaker, and two citizens of the State of Iowa who shall not
9 be state officials, to be appointed by the Governor within sixty days
10 after the effective date of this Act. The committee shall choose a
11 chairman from its members and shall adopt rules for the conduct of
12 its proceedings.

1 SEC. 2. It shall be the duty of said committee to make a com-
2 prehensive study of drainage problems, drainage laws, underground
3 and surface waters within the borders of the State, the present and
4 prospective use of irrigation in farming operations, water rights,
5 existing legislation and court decisions affecting such matters, and
6 Federal laws providing for Federal assistance in such matters.

1 SEC. 3. The committee shall have the co-operation of the various
2 departments of state government whose functions are related to such
3 matters and is authorized to call on any department for appropriate
4 assistance.

1 SEC. 4. The committee shall generally have all the powers of a
2 legislative committee or of a joint legislative committee and any
3 member of the committee shall have power to administer oaths.

1 SEC. 5. The committee shall enter into its duties as soon as the
2 membership have been appointed. It shall make a report including
3 drafts of proposed bills, to the Governor on or before November 15,

4 1956. Proposed bills shall include such corrective measures and new
 5 legislation as the committee deems appropriate in the premises and
 6 shall include enabling legislation necessary to take full advantage of
 7 federal funds made available to the states that are applicable to the
 8 subject matter. The Governor shall cause copies of the report to be
 9 printed and shall mail copies to the elected members of the 57th Gen-
 10 eral Assembly on or before December 17, 1956.

1 SEC. 6. The committee is hereby empowered to employ a secretary
 2 and such other employees as are necessary for the proper conduct of
 3 the business of the committee, and to fix the compensation of such
 4 employees. All members of the committee shall be reimbursed for
 5 the actual and necessary expenses incurred by them in the discharge
 6 of their duties.

1 SEC. 7. The compensation of employees and expense of committee
 2 members and other authorized expenses of the committee incurred in
 3 the performance of the duties herein imposed, and the cost of printing
 4 the committee report, but not exceeding ten thousand dollars in total
 5 amount, shall be paid out of funds not otherwise appropriated.

Approved April 21, 1955.

CHAPTER 327

APPROPRIATION TO JUDD ESTATE

H. J. R. 7

A JOINT RESOLUTION making an appropriation to Mrs. William N. Judd, to equalize the proportionate compensation due members of the general assembly as provided in section two point fifteen (2.15), Code 1954.

WHEREAS, at the time the General Assembly of Iowa increased the compensation of its members, it failed to make any change in the pro rata compensation for part-time members reflecting such increase, and

WHEREAS, the Honorable William N. Judd served with distinction during the forty-seventh, forty-eighth, forty-ninth, fiftieth, fifty-fourth and fifty-fifth sessions; and

WHEREAS, Mr. Judd passed away after serving three days in the 56th General Assembly, and would be entitled to only the sum of three hundred dollars (\$300.00) in accordance with the provisions of section two point fifteen (2.15) of the Code, now therefore,

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

1 SECTION 1. That there is hereby appropriated out of the general
 2 funds of the State of Iowa to Mrs. William N. Judd, the sum of three
 3 hundred dollars (\$300.00), in addition to the compensation provided
 4 by section two point fifteen (2.15) of the Code.

Approved May 6, 1955.

CHAPTER 328

GOVERNMENTAL REORGANIZATION STUDY COMMITTEE

H. J. R. 9

A JOINT RESOLUTION creating a special research and study committee for the purpose of analyzing the report of the governmental reorganization commission of 1950 and drafting proposed legislation implementing this report, and to make an appropriation therefor.

WHEREAS, the Iowa governmental reorganization commission of 1950 has examined and recommended changes in all state agencies for the purpose of reducing expenditures and promoting economies, increasing governmental efficiency, eliminating duplication of efforts on the part of existing agencies, and

WHEREAS, such recommendations should be studied and legislation should be drafted and proposed to carry out such recommendations not in piecemeal fashion but in a manner that will give consideration to a complete revision to accomplish the purposes hereinbefore set out, now therefore,

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

1 SECTION 1. That a special committee is hereby created to study
2 and to draft proposed legislation recommended by the Iowa govern-
3 mental reorganization commission of 1950. Said committee shall be
4 composed of six (6) members, three (3) of whom shall be appointed
5 by the speaker of the house of representatives and three (3) of whom
6 shall be appointed by the president of the senate.

1 SEC. 2. The committee shall have full power and authority to
2 study, inquire into and examine all pertinent matters relating to the
3 recommendations made by the Iowa governmental reorganization
4 commission of 1950, and to draft proposed legislation that will effect
5 the recommended changes and revisions.

1 SEC. 3. The committee shall choose a chairman from its members
2 and shall adopt rules for conduct of its proceedings. The committee
3 is hereby authorized to employ a secretary or such other aides and
4 employees as are necessary in connection with the business of the
5 committee. The committee is also authorized to employ such expert
6 assistance as may be deemed necessary to assist the committee.

7 The committee shall have the power to fix the compensation of its
8 secretary and other aides and employees, and shall, if necessary, be
9 provided suitable office space for the conduct of its studies by the
10 state executive council.

11 The committee shall have access to all public records and be given
12 the cooperation of all public officials and shall generally have all the
13 power of any legislative committee. The committee may be divided
14 into sub-committees of one or more members, and any such sub-com-
15 mittee shall have the power to hold meetings.

1 SEC. 4. Vacancies in the committee shall be filled under the same
2 authority and restrictions as the original appointment. Members of
3 the committee shall receive compensation for actual and necessary
4 expenses incurred by them in the actual discharge of their duties.

1 SEC. 5. The committee shall enter into its duties as soon as the
2 membership has been appointed and shall submit its proposed legisla-
3 tion to any regular or special session of the general assembly of Iowa.

1 SEC. 6. There is hereby appropriated from the general fund of
2 the state not otherwise appropriated, the sum of five thousand dollars
3 (\$5,000.00), or so much thereof as may be necessary to carry out the
4 purposes of this Act. The compensation of employees and expenses
5 of said committee shall be paid out of the general fund of the state
6 on vouchers to be approved by the chairman or secretary of the com-
7 mittee and audited according to law.

1 SEC. 7. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its passage and publication in
3 the What Cheer Patriot-Chronicle, a newspaper published at What
4 Cheer, Iowa, and The Pella Chronicle, a newspaper published at
5 Pella, Iowa.

Approved May 24, 1955.

I hereby certify that the foregoing Act, House Joint Resolution 9, was published in the What Cheer Patriot-Chronicle, What Cheer, Iowa, June 2, 1955, and in The Pella Chronicle, Pella, Iowa, June 2, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 329

JUVENILE HOME SEWAGE DISPOSAL

H. J. R. 16

A JOINT RESOLUTION to authorize the board of control of state institutions to cooperate with the city of Toledo, Iowa, in financing the construction of and participating in the maintenance of a sewage disposal plant for the joint use of the city of Toledo and the state juvenile home located in said city and to make appropriation therefor.

WHEREAS, the board of control of state institutions has contemplated the construction of a sewage disposal plant to serve the state juvenile home at Toledo, Iowa; and

WHEREAS, the board of control of state institutions and the city council of said city of Toledo propose to institute proceedings for the construction of a sewage disposal plant, and it appears that the interests of the state juvenile home and the people of the city of Toledo would best be served by providing for the joint use by said state juvenile home and the city of Toledo of said sewage disposal plant; and

WHEREAS, an agreement has been entered into between the board of control and the city council of the city of Toledo that a fair pro rata share of the expense of the construction of said sewage disposal plant to be assumed by the board of control would be fifteen thousand dollars (\$15,000) and that a fair share of the annual maintenance cost of said sewage disposal plant to be assumed by the board of control would be equal to one dollar (\$1.00) per capita of the total number of residents of said state juvenile home with a minimum share of said annual maintenance cost to be not less than two hundred dollars (\$200); now therefore,

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

1 SECTION 1. There is hereby appropriated from the general fund
2 of the state the sum of fifteen thousand dollars (\$15,000) to be applied
3 to the expense of the construction of the sewage disposal plant at
4 Toledo, Iowa, said plant to thereafter be operated for the joint use of
5 the city of Toledo and the said state juvenile home. Payment of afore-
6 said construction cost in said amount shall be made by the board of
7 control to the city of Toledo when said state juvenile home has been
8 connected to said plant.

1 SEC. 2. The agreement between the board of control of state in-
2 stitutions and the city of Toledo, Iowa, referred to in the preamble
3 hereof is hereby authorized and approved.

Approved April 28, 1955.

CHAPTER 330

TAX STUDY COMMITTEE

S. J. R. 7

A JOINT RESOLUTION proposing to create a special committee to make a study of taxation embracing the adequacy and equity of the entire structure of state, county, municipal, and school methods of raising revenues, to make special inquiries into the present system of taxation, to make a study of the equalization of real and personal property assessments and exemptions throughout the state as between the various counties of the state and the various taxing districts of the state, to study the question of revision or improvement in the present laws relating to the public revenues of the state and its various political subdivisions and to make such recommendations to the governor and the next session or special session of the legislature as may be decided upon by the committee, and to make an appropriation therefor.

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

1 SECTION 1. A special committee is hereby created to be known
2 as the Iowa taxation study committee which shall be a bipartisan com-
3 mittee of twelve (12) members consisting of four (4) members to be
4 appointed by the governor, four (4) members from the senate to be
5 appointed by the president of the senate, and four (4) members of the
6 house to be appointed by the speaker of the house. Appointments by
7 the governor from the legislature, if any, shall be in equal numbers
8 from each house.

1 SEC. 2. The committee shall have full power and authority to in-
2 vestigate, inquire into and examine all matters relating to the ade-
3 quacy and equity of the provisions for revenue for the state govern-
4 ment and cities and towns, counties, and school districts of Iowa, and
5 shall make recommendations for changes deemed advisable for the
6 equalization of taxes for the support of the state or other political
7 subdivisions, and in general to inquire into and examine every matter
8 and thing whatsoever affecting the providing of revenue for govern-
9 mental purposes in Iowa, and the administration of laws relating to
10 taxation.

11 Activities of the committee shall cover, among other things, the fol-
12 lowing:

13 1. The present assessment system and methods of equalization of
14 individual assessments between the various taxing districts and coun-
15 ties;

16 2. The entire present system of exemptions, credits, and deductions
17 with respect to all taxes;

18 3. The methods of raising revenues from all other possible sources
19 than the taxation of real and personal property, the effects of such
20 methods upon the sources themselves, and the stability of such rev-
21 enues in the future;

22 4. The entire system of state aids to local taxing bodies and possible
23 replacement of direct property levies as a source of revenue for local
24 purposes.

1 SEC. 3. Said committee shall choose a chairman from its members,
2 adopt rules for conduct of its proceedings, and is hereby empowered
3 to employ a secretary and such other employees as are necessary for
4 the proper conduct of the business of the committee. It is hereby em-
5 powered also to employ such expert assistance as may be deemed nec-
6 essary for the studies and investigations herein authorized, including
7 the employment of recognized survey agencies to assist the committee
8 in arriving at its conclusions. The committee may hold public hear-
9 ings, may subpoena witnesses and compel the production of books,
10 documents or papers, pertaining to its investigations. Witnesses shall
11 be entitled to witness fees and to actual traveling expenses while at-
12 tending upon the committee, such expenses to be audited and approved
13 by the committee, but no Iowa public employee shall be entitled to wit-
14 ness fees, but may be allowed actual and necessary expenses. The com-
15 mittee shall have access to all public records and shall be given the
16 cooperation of all public officials and shall generally have all the pow-
17 ers of a joint legislative committee. The committee may at any time
18 or from time to time be divided into subcommittees of one or more
19 members, any of said subcommittees having the power to hold hear-
20 ings and conduct investigations in any part of the state. The commit-
21 tee may also, if deemed necessary, cause studies to be made of taxa-
22 tion systems and administration in other states, and may designate,
23 if necessary, subcommittees for the purpose of studying revenue
24 methods in other states than Iowa. The committee or any member
25 thereof, or the secretary of the committee, shall have the power to
26 administer oaths.

1 SEC. 4. The committee shall have the cooperation of the state tax
3 commission and its counsel in the performance of its duties and shall
4 be authorized to call upon any department of the state government,
5 including state educational institutions, for assistance in the obtain-
6 ing of information deemed useful to the committee.

1 SEC. 5. Should any vacancy occur in the committee, the governor
2 is empowered to fill it by appointment, in case the vacancy is that of
3 a member appointed by him. In case of a vacancy in the legislative
4 membership, the vacancy shall be filled by the appointment from the
5 representative body to which such member of the committee belonged,
6 by the speaker of the house or president of the senate, as the case
7 may be. Members of the committee shall be reimbursed for the actual
8 and necessary expenses incurred by them in the discharge of their
9 duties. Members of the committee appointed by the governor, other

10 other than members of the legislature, shall receive a compensation
11 of twenty dollars (\$20.00) per day for days actually engaged in work
12 of the committee. Legislative members of the committee shall receive
13 as compensation such amounts as the fifty-seventh general assembly
14 may allow. The committee shall have power to fix the compensation
15 of its secretary and other assistants and shall be provided a suitable
16 office for the conduct of its investigations by the state executive
17 council.

1 SEC. 6. The committee shall be appointed as promptly as possible
2 after the enactment of this measure and shall organize as soon there-
3 after as possible. It shall make its final report, including drafts of
4 proposed bills, to the governor at least sixty (60) days prior to the
5 convening of the general assembly in 1957 and in event said com-
6 mittee reports to the governor prior to the time above specified, the
7 governor may sooner convene said general assembly provided that
8 said general assembly should not be convened until thirty (30) days
9 have elapsed from the time of the submitting of said report to the
10 governor. Whereupon the governor shall cause to be printed the
11 necessary number of copies of said report including drafts of pro-
12 posed bills and cause copies of the same to be mailed to members of
13 the general assembly as soon as such report has been completed, the
14 expense thereof to be paid from funds herein appropriated. The
15 committee shall be discharged from its duties when it has submitted
16 its final report to the governor and the legislature.

1 SEC. 7. There is hereby appropriated from any funds of the state
2 treasury not otherwise appropriated, the sum of thirty thousand
3 dollars (\$30,000), or so much thereof as may be necessary, to carry
4 out the proposals of this act and for compensation and expenses of
5 such committee and its members as herein provided, to be paid out
6 of the state treasury on vouchers to be approved by the chairman or
7 secretary of the committee and audited according to law.

1 SEC. 8. This act being deemed of immediate importance shall be
2 in full force and effect from and after its passage and publication
3 in the Creston News Advertiser, a newspaper published at Creston,
4 Iowa, and in the Leon Journal-Reporter, a newspaper published at
5 Leon, Iowa.

Approved April 28, 1955.

I hereby certify that the foregoing Act, Senate Joint Resolution 7, was published in the Creston News Advertiser, Creston, Iowa, May 4, 1955, and in the Leon Journal-Reporter, Leon, Iowa, May 5, 1955.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 331

INDUSTRIAL SCHOOL SEWAGE PLANT

S. J. R. 10

A JOINT RESOLUTION to authorize the board of control to cooperate with the town of Mitchellville, Iowa, in financing the construction of and participating in the maintenance of a sewage disposal plant for the joint use of the town of Mitchellville and the industrial school located in said town of Mitchellville, and to make an appropriation therefor, and to authorize the state executive council to convey one acre of the state owned land on which the said industrial school is located to the said town of Mitchellville as a site on which to locate said sewage disposal plant.

WHEREAS, the board of control of State Institutions has contemplated the construction of a sewage disposal plant to serve the Industrial School at Mitchellville, Iowa; and

WHEREAS, the town council of said town of Mitchellville has instituted proceedings for the construction of a sewage disposal plant and it appears that the interests of the Industrial School and the people of the town of Mitchellville would best be served by providing for the joint use by said Industrial School and the town of Mitchellville of said sewage disposal plant; and

WHEREAS, an agreement has been entered into between the board of control of State Institutions and the town council of Mitchellville that a fair pro rata share of the expense for the construction of said sewage disposal plant to be assumed by the board of control would be \$12,145.00, and that a fair share of the annual maintenance cost of said sewage disposal plant to be assumed by the board of control would be equal to one dollar (\$1.00) per capita of the total number of residents of said Industrial School with a minimum share of said annual maintenance cost to be not less than two hundred dollars (\$200.00); and

WHEREAS, it is desirable that said sewage disposal plant be located in proximity to a flowing stream of water to afford further dilution of the final effluent from said sewage disposal plant as is most beneficially afforded by tract located on the land of said Industrial School, described as follows:

Beginning at a point 420 ft. west and 33 ft. south of the E. $\frac{1}{4}$ corner of Section 11, T79 N., R22 W.; thence south 137 ft.; thence west 318 ft.; thence north 137 ft.; thence east 318 ft. to point of beginning and containing 1.00 acres, more or less, exclusive of present highway right of way;

NOW, THEREFORE,

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

1 SECTION 1. There is hereby appropriated from the general fund
2 of the state the sum of \$12,145.00 to be applied to the expense of the
3 construction of the sewage disposal plant at Mitchellville, Iowa, said
4 plant to hereafter be operated for the joint use of the town of Mitchell-
5 ville and the said Industrial School. Payment of aforesaid construction
6 cost to said amount shall be made by the board of control to the town
7 of Mitchellville when said Industrial School has been connected to
8 said plant.

1 SEC. 2. That the agreement between the board of control of State
2 Institutions and the town of Mitchellville referred to in preamble
3 hereof be and the same is hereby authorized and approved.

1 SEC. 3. That the State Executive Council is authorized and di-
2 rected to convey to said town of Mitchellville the real estate described
3 in the preamble hereof for a consideration of one dollar (\$1.00).

Approved May 17, 1955.

CHAPTER 332

RULES OF CIVIL PROCEDURE

In The Matter Of
The
Rules Of Civil Procedure

Report Of
The Supreme Court
Of
The State Of Iowa

To the Fifty-sixth General Assembly of the State of Iowa:

1 In accordance with sections 684.18 and 684.19, Code of Iowa, 1954,
2 the Supreme Court of Iowa has prescribed and herewith reports to
3 you rules of practice and procedure in the nature of amendments to
4 the following designated Rules of Civil Procedure heretofore pre-
5 scribed. These amendments were recommended by the court's ad-
6 visory committee on Rules of Civil Procedure.

7 **RULE 102. What Admitted**

8 Rule 102 is revised to read:

9 Every fact pleaded and not denied in a subsequent pleading as
10 permitted by these rules shall be deemed admitted except (1) alle-
11 gations of value or amount of damage, (2) allegations of a reply,
12 and (3) facts not previously pleaded that are set forth in pleadings
13 filed subsequent to the seventh day preceding the trial, all of which
14 shall be deemed denied by operation of law.

15 (Explanation: This changes present Rule 102 by providing that
16 facts set forth in pleadings filed subsequent to the seventh day
17 preceding the trial, as well as allegations of value, amount of damage
18 and a reply, are deemed denied by operation of law.)

19 **RULE 185. Consolidation**

20 Rule 185 is amended to read:

21 Unless some party shows he will be prejudiced thereby the court
22 may consolidate separate actions which involve common questions
23 of law or fact or order a single trial of any or all issues therein.
24 In such cases it may make such orders concerning the proceedings
25 as tend to avoid unnecessary cost or delay.

26 (Explanation: This changes present Rule 185 by substituting
27 "shows," fourth word in new Rule 185, for "objects, stating that."
28 Under the literal wording of the present rule a mere statement that
29 a party will be prejudiced thereby prevents a consolidation of actions
30 or single trial of issues. The new rule requires a showing, rather
31 than a mere statement, of prejudice.)

32 **RULE 294. Attorney Fees**

33 Rule 294 is amended by substituting for subsection 4 thereof the
34 following:

35 4. On all sums in excess of one thousand dollars, two per cent.
36 Provided further that in contested partition cases, plaintiff's attor-
37 ney shall receive such additional reasonable compensation as the
38 court may allow, to be taxed as part of the costs.

39 (Explanation: This changes present Rule 294 by allowing as a
40 fee in favor of plaintiff's attorney in partition cases involving real
41 estate an amount not exceeding two per cent, rather than one per

42 cent, on all sums in excess of one thousand dollars on the sale price
 43 of the real estate. The amendment also permits the allowance of
 44 additional reasonable compensation for plaintiff's attorney in con-
 45 tested real estate partition cases.)

CERTIFICATE

46 I, Charles F. Wennerstrum, do hereby certify that I am the Chief
 47 Justice of the Supreme Court of Iowa; that the foregoing amend-
 48 ments and revisions to the Rules of Civil Procedure were adopted
 49 and approved by the Supreme Court of Iowa and are herewith re-
 50 ported to the Fifty-sixth General Assembly on January 27th, 1955,
 51 pursuant to Code Section 684.18 and 684.19 of the 1954 Code of
 52 Iowa by delivering same to the Secretary of the Senate and to the
 53 Chief Clerk of the House of Representatives on said date.

THE SUPREME COURT OF IOWA
 By (S) Charles F. Wennerstrum
 Chief Justice

ATTEST:

(S) Helen M. Lyman
 Clerk of the Supreme Court of Iowa

ACKNOWLEDGEMENT

54 I, Carroll Lane, Secretary of the Senate of the State of Iowa,
 55 herewith acknowledge delivery to me on January 27, 1955 of the
 56 within report of the Supreme Court of the State of Iowa pertaining
 57 to amendments and revisions to the Rules of Civil Procedure.

(S) Carroll A. Lane
 Secretary of the Senate
 Fifty-sixth General Assembly,
 of the State of Iowa

ACKNOWLEDGEMENT

58 I, A. C. Gustafson, Chief Clerk of the House of Representatives
 59 of the State of Iowa, herewith acknowledge delivery to me on Jan-
 60 uary 27, 1955 of the within report of the Supreme Court of the State
 61 of Iowa pertaining to amendments and revisions to the Rules of
 62 Civil Procedure.

(S) A. C. Gustafson
 Chief Clerk, House of Representatives
 Fifty-sixth General Assembly,
 of the State of Iowa.

CERTIFICATE

63 I, Leo Elthon, do hereby certify that I am the President of the
 64 Senate of the Fifty-sixth General Assembly of the State of Iowa;
 65 and I, Carroll A. Lane, do hereby certify that I am the Secretary
 66 of the Senate of the Fifty-sixth General Assembly of the State of
 67 Iowa, and we do hereby jointly certify that as such President and
 68 Secretary that on the 27th day of January, 1955 the Supreme Court
 69 of the State of Iowa reported to said Senate, and filed with it, the
 70 attached and foregoing modifications, amendments, revisions and

71 additions to the Rules of Civil Procedure, heretofore reported by said
72 Supreme Court to the Fiftieth General Assembly of the State of
73 Iowa;

74 THAT the date of making said report to the Fifty-sixth General
75 Assembly was within the twenty days subsequent to the convening
76 of the regular session of the Fifty-sixth General Assembly;

77 THAT no other report pertaining to the Rules of Civil Procedure
78 was made or filed by said Supreme Court with said Senate;

79 THAT no other or different changes, modifications, amendments,
80 revisions or additions to the Rules of Civil Procedure were made or
81 enacted at such regular session of said Fifty-sixth General Assembly.

82 Signed this 29th day of April, 1955, being the last legislative day
83 of the Fifty-sixth General Assembly.

(S) Leo Elthon, President

(S) Carroll A. Lane, Secretary

SENATE

Fifty-sixth General Assembly
of the State of Iowa

CERTIFICATE

84 I, A. C. Hanson, do hereby certify that I am the Speaker of the
85 House of Representatives of the Fifty-sixth General Assembly of the
86 State of Iowa; and I, A. C. Gustafson, do hereby certify that I
87 am the Chief Clerk of the House of Representatives of the Fifty-
88 sixth General Assembly of the State of Iowa, and we do hereby
89 jointly certify that as such Speaker and Chief Clerk that on the
90 27th day of January, 1955 the Supreme Court of the State of Iowa
91 reported to said House of Representatives, and filed with it, the
92 attached and foregoing modifications, amendments, revisions and
93 additions to the Rules of Civil Procedure, heretofore reported by
94 said Supreme Court to the Fiftieth General Assembly of the State
95 of Iowa;

96 THAT the date of making said report to the Fifty-sixth General
97 Assembly was within the twenty days subsequent to the convening
98 of the regular session of the Fifty-sixth General Assembly;

99 THAT no other report pertaining to the Rules of Civil Procedure
100 was made or filed by said Supreme Court with said House of Repre-
101 sentatives;

102 THAT no other or different changes, modifications, amendments,
103 revisions or additions to the Rules of Civil Procedure were made or
104 enacted at such regular session of said Fifty-sixth General Assembly.

105 Signed this 29th day of April, 1955, being the last legislative day
106 of the Fifty-sixth General Assembly.

(S) A. C. Hanson, Speaker

(S) A. C. Gustafson, Chief Clerk

HOUSE OF REPRESENTATIVES

Fifty-sixth General Assembly
of the State of Iowa

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**MEMORIALS TO THE CONGRESS OF THE
UNITED STATES****HOUSE CONCURRENT RESOLUTION 20**

Whereas, the United States Supreme Court in an opinion written in the case of Kern-Limerick, Inc. v. Scurlock, 347 U. S. 110, has held that a contractor with a federal agency can be constituted a federal purchasing agent in the absence of a federal act prohibiting this, and thereby the contractor's purchases and use of tangible personal property are immunized from state taxation; and

Whereas, under the rule established by this opinion practically any activity engaged in by a private contractor on behalf of a federal agency can be immunized from any state taxation by appropriate contract phraseology, resulting in serious interference with state and local powers of taxation contrary to the established policy of Congress and the expressed will of the executive branch of the federal government; and

Whereas, no additional rights of taxation are sought on behalf of the states, only the restoration and the preservation of these rights which existed prior to the pronouncement of the rule here complained of; and

Whereas, if there is to be any withdrawal from the sovereign states of the Union of any portion of their power to tax government contractors there should be an equal withdrawal from the federal government of its power to tax state employees and contractors, to the end that the power to tax shall remain in balance;

Now, Therefore, Be It Resolved by the House of the Fifty-sixth General Assembly of the State of Iowa, the Senate concurring, that the General Assembly respectfully memorializes the Congress of the United States to enact as speedily as possible legislation which will secure and make certain to the states of the Union the power and right to levy and collect any nondiscriminatory privilege tax upon any privilege exercised under the protection and authority of the law of any state of the Union, except such taxes the direct incidence of which would be upon the United States.

Adopted H. J. 1217; S. J. 991.

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