

SUBSTITUTE FOR HOUSE FILE NO. 105.]

Com. on  
Judiciary

## A BILL

FOR AN ACT DEFINING THE RIGHTS AND LIABILITIES OF HOTEL, INN, AND EATING HOUSE KEEPERS.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That it shall be  
2 the duty of keepers of hotels, inns and eating houses to keep therein a good and sufficient  
3 vault or iron safe, for the deposit of moneys, jewels, and other valuables belonging to their  
4 guests, customers and boarders; and also to provide a safe and commodious place therein  
5 for the storage of the baggage, clothing and other property belonging to their patrons; and  
6 such keeper shall also keep posted up in a conspicuous place in the office or other public  
7 room, and in the guests' apartments therein, printed notices, stating that such places for safe  
8 deposit are so provided for the use and accommodation of the inmates thereof; and whose  
9 duty it shall also be to receive from their patrons all moneys, jewels, valuables, baggage and  
10 other property, which shall be so deposited with or offered to them for that purpose.

SEC. 2. That all keepers of hotels, inns, and eating houses who shall comply with the  
2 provisions of the first section of this act shall not be held liable for the loss of any money,  
3 jewels, valuables, baggage or other property not so deposited with them for safe keeping, un-  
4 less such loss shall occur through the fault or negligence of such landlord, keeper or their  
5 agents, servants or employes: *provided,* that nothing herein contained shall apply to such rea-  
6 sonable amount of money, nor to such jewels, baggage, valuables or other property as is  
7 usual, fit, and proper for any such guest, customer or boarder to have and retain in their apart-  
8 ments or about their persons: the liability for each one of every such article being limited  
9 to the sum of one hundred dollars.

SEC. 3. That all hotel, inn, or eating house keepers shall have a lien upon, and may take  
2 and retain possession of, all baggage and other property belonging to, or under the control of,  
3 their guests, customers, or boarders, which may be in such hotel, inn, or eating house, or  
4 upon the premises thereof, for the value of their accommodations and keep, and for all  
5 money paid for or advanced to, and for such extras and other things as shall be furnished  
6 such guests, customers, and boarders, and upon the failure or refusal of such guest, customer,

7 or boarder to pay therefor upon demand, said keeper may proceed to enforce such lien by a sale  
8 at public auction of so much of said baggage or other property so held by said keeper, as  
9 may be necessary to pay all just charges incurred by and held against such guest, customer,  
10 or boarder, by placing in the hands of any sheriff or constable of the county wherein such  
11 hotel, inn, or eating house is situated, an itemized statement of such claim, duly verified by  
12 such keeper, which shall constitute a sufficient warrant for said officer to take possession of  
13 said property and proceed to make sale thereof as above provided for the purpose of satis-  
14 fying said claim and costs of sale, which sale shall be conducted in the same manner as sales  
15 held under executions issued by a justice of the peace: *provided* that, in case said claim is  
16 disputed by the debtor, he shall have the right to the possession of the property so taken by  
17 said officer, upon executing to him a bond with approved sureties in an amount double the  
18 value of the property taken, conditioned for the payment of any judgment recovered against  
19 him or the property on said claim.