

Sub. p 702

A BILL

FOR AN ACT TO ESTABLISH AND MAINTAIN A SOLDIERS' AND SAILORS' HOME IN THE STATE OF IOWA, AND MAKING AN APPROPRIATION FOR THE PURCHASE OF LAND AND THE CONSTRUCTION OF NECESSARY BUILDINGS.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there be and is hereby created and established in this State an institution to be known as the "Iowa Soldiers' Home," and that the sum of one hundred thousand dollars be and is hereby appropriated out of any money in the treasury, not otherwise appropriated, for the purchase and preparation of grounds, and for the erection of suitable buildings and fixtures thereon, and furnishing and equipping the same; and the further sum of fifty thousand dollars, or so much thereof as may be necessary for the purpose of maintaining such Soldiers' Home for the years 1886 and 1887; *provided*, that the board may use ten thousand dollars of the above, or so much as may be needed to support or maintain such as are entitled to support under this act, up to the time the Home is ready for occupancy, in such manner and such place as the board may deem best; *provided, however*, that it shall not be lawful for the board of managers hereinafter created to draw upon the sum hereby appropriated, an amount exceeding one hundred and ten thousand dollars in the year 1886 and the sum of forty thousand dollars in the year 1887.

SEC. 2. The object of the "Iowa Soldiers' Home" shall be to provide a home and subsistence for all honorably discharged soldiers, sailors and marines, who have served in the army or navy of the United States in the late war of the Rebellion or the Mexican war, and who are disabled by disease, wounds or otherwise (not the result of any illegal act), and who have no adequate means of support, and are incapable of earning their living, and who would be otherwise dependent upon public or private charity; *provided*, that no applicant shall be admitted to said Home who has not been a resident of the State of Iowa for one year next preceding the passage of this act, unless he served in an Iowa regiment or was accredited to the State of Iowa. The board of managers shall determine the eligibility of applicants for admission to said Home.

SEC. 3. The general supervision and government of said Soldiers' Home shall be vested in a board of managers, to consist of six members, who shall be appointed by the Governor, by and with the consent of the Senate, not more than four of whom shall belong to the same political party and no two of whom shall be from the same congressional district, and

5 no member of the General Assembly shall be eligible to the office. The members of the
6 board shall hold their office for the respective terms of two, four and six years, from the
7 first day of March, eighteen hundred and eighty-six, and until their successors shall be
8 appointed and qualified, said respective terms of office to be designated in their several ap-
9 pointments, and thereafter there shall be two members of said board appointed every two
10 years, whose term of office shall continue for six years or until their successors are ap-
11 pointed or qualified. The Governor shall be a member of said board, *ex-officio*, and shall be
12 chairman thereof, and shall call a meeting of said board for the purpose of organization,
13 within 30 days after the first appointments are made. No compensation shall be allowed
14 any member of the board of managers save their actual expenses, and no member of the
15 board of managers shall be pecuniarily interested or concerned in the establishment of said
16 Home; *provided, however*, that a building committee may be appointed from the members of
17 said board, consisting of not more than two persons, whose duty it shall be to visit and in-
18 spect the buildings at least once in two weeks during their period of construction, and who
19 may receive in addition to their actual expenses the sum of five dollars for each day so
20 actually employed. In case of a vacancy in the board of managers by death or any other
21 cause, the appointing power provided for shall have power to fill the vacancy for the unex-
22 pired portion of the term. Four members of the board shall constitute a quorum for the
23 transaction of business; *provided*, that for the adoption of plans and the letting of con-
24 tracts for buildings and the selection of a Commandant for said Home, the affirmative vote
25 of a majority of the entire board shall be required.

SEC. 4. Before entering upon his duties each member of the board of managers shall
2 take and sign an oath and execute a bond in the penal sum of ten thousand dollars (\$10,000)
3 for the use of the State of Iowa, to be approved by the Executive Council and filed in the
4 office of the Secretary of State, conditioned for the faithful performance of his duties and the
5 honest and faithful disbursement of and accounting for all moneys appropriated for build-
6 ing purposes which may come into his hands under the provisions of this act. The said
7 board, having first taken the oath prescribed for the trustees of State institutions, is hereby
8 empowered to select and establish with all convenient dispatch a site for the Soldiers'
9 Home, and for that purpose they are also hereby authorized to receive proposals for the
10 donation of lands for the location of such home, in behalf of the State, and for the benefit
11 of said institution; *provided*, that good and sufficient titles to any land thus granted shall
12 be obtained by said board before any site shall be fully established. Said board may also
13 accept, in the name of the State, donations of money and personal property offered for the
14 purpose of aiding in the establishment of said Home and its future maintenance; but while
15 such donations may be considered they must not influence the selection of a site to the
16 exclusion of the proper consideration of what is best for the interest of the State, respect-

17 ing economy, adaption to the wants of the institution, elevation, sewerage and drainage, an
18 abundant supply of living water, and facilities of access. When the site for the home has
19 been established, and a deed for the ground procured, which shall not contain less than 40
20 acres nor more than 320 acres of land, the Board shall immediately deposit a certificate of
21 their determination with the Auditor of State, which shall be accompanied by deeds of
22 conveyance and an abstract of title of all lands granted or purchased, together with a
23 statement of any other donations of whatever character that may have been received in
24 consideration of the selection of a location for said Home, and the State Treasurer shall
25 then pay on the warrant of the Auditor to the grantor or grantors such sum of money as
26 the Board shall certify they have agreed to pay for said land.

SEC. 5. Having secured a site for said home, the Board of Managers shall prepare or
2 cause to be prepared a plan for the grounds, buildings and fixtures necessary for such insti-
3 tution, together with specifications and a detailed estimate of some competent architect of
4 the amount, quality and description of all material and labor required for the erection and
5 completion of the buildings according to said plans, and shall approve and adopt such
6 plans only as will not exceed in cost to the State the sum hereinbefore appropriated. Plans
7 having]been adopted, the Board shall forthwith proceed to advertise, for thirty days in four
8 daily papers in the State, one of which shall be published at Des Moines, for proposals for
9 the erection and furnishing of such parts of the buildings, in accordance with their plans,
10 as may be necessary to put the said institution in readiness at an early day, for the recep-
11 tion of such inmates as are hereinbefore declared as entitled to its privileges. Upon the
12 reception of such proposals the Board may, in their discretion, make contracts with such
13 bidders as shall make proposals most conducive to the interests of the State, taking into
14 consideration the price, time of performance and responsibility of the contractor, with such
15 sureties as he may offer; which contract when duly executed, shall be deposited in the office
16 of the State Auditor; and a duplicate of said contract shall be kept by the secretary or
17 other proper officer of the Board as a part of the records of the institution. Said Board of
18 Managers shall employ a competent architect and superintendent of construction who may,
19 in the discretion of the Board, be the same person, and who shall receive such compensa-
20 tion as the said Board shall by agreement determine. The accounts of expenditures in the
21 construction of the buildings shall be certified to by the superintendent and audited and
22 approved by the Board of Managers, and then paid by warrants of the State Auditor,
23 drawn in favor of the party to whom payment is due, in the usual manner, and the Board
24 is authorized to advance and pay on contracts, before the same are fully completed, not ex-
25 ceeding seventy-five per cent on the estimates of material delivered or labor performed.
26 All other moneys appropriated by this act shall be drawn quarterly on the requisition of

27 the Board of Managers, in the usual manner, and then only in such amounts as the wants
28 of the institution may require.

SEC. 6. It shall be the duty of the Board of Managers to meet annually on the second
2 Wednesday in November of each year, and at said annual meeting they shall elect from
3 their own body, a treasurer and secretary, who shall hold office for one year, or until their
4 successors shall be elected and qualified. The treasurer shall give a bond, which shall be
5 approved by the Board of Managers, for double the amount of money liable to come into
6 his hands at any one time. On the day following said annual meeting a report, under oath,
7 shall be made to the Legislature of the financial transactions of the previous year, giving a
8 detailed account of all money and other property received on account of such home and
9 also of all disbursements. The Board of Managers shall meet at least once in three months,
10 on the second Wednesdays in February, May and August, on their own adjournment, and
11 oftener if they deem it advisable, and shall have the power to adopt rules and regulations,
12 not inconsistent with the laws and constitution of the State, for the management and gov-
13 ernment of said Home, including such rules as they may deem necessary for preserving
14 order, enforcing discipline and preserving the health of its inmates. If necessary, for the
15 purpose of procuring a better insight into the practical working of similar homes, and for
16 the better information of the Board, they may authorize not more than three of their num-
17 ber to visit similar institutions now in operation that they may have the benefit of their
18 personal observation and investigation, and the expense actually incurred in any such visit
19 may be charged against the appropriation hereinbefore made.

SEC. 7. The Board of Managers shall have power and it shall be their duty to appoint a
2 Commandant for said Home, who shall be an ex-officer, soldier, sailor or marine, whose sal-
3 ary shall not exceed twelve hundred dollars per annum, and who shall nominate, for the
4 action of the Board of Managers, all necessary subordinate officers, who shall also be ex-
5 officers, soldiers, sailors or marines, who may be removed by said Commandant for ineffi-
6 ciency or misconduct; but in case of every removal a detailed statement of the cause shall
7 be reported to the Board of Managers by the Commandant. The Board of Managers shall
8 have the power to fix the salary of all subordinate officers: *provided*, the amount so paid
9 shall not exceed such reasonable compensation as is paid for like service in similar institu-
10 tions.

SEC. 8. This act, being deemed of immediate importance, shall take effect and be in
2 force from and after its publication in the Iowa State Register and State Leader, news-
3 papers published at Des Moines, Iowa.

on Soldiers' homes

A BILL

702

FOR AN ACT TO ESTABLISH AND MAINTAIN A SOLDIERS' HOME IN THE STATE OF IOWA, AND MAKING AN APPROPRIATION FOR THE PURCHASE OF LAND AND THE CONSTRUCTION OF NECESSARY BUILDINGS.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there be and is hereby created and established in this State an institution to be known as the "Iowa Soldiers' Home," and that the sum of seventy-five thousand dollars be and is hereby appropriated out of any money in the treasury not otherwise appropriated, for the purchase and preparation of grounds, and for the erection of suitable buildings and fixtures thereon, and furnishing and equipping the same; and the further sum of twenty-five thousand dollars, or so much thereof as may be necessary for the purpose of maintaining such Soldiers' Home for the year 1887; *provided, however*, that it shall not be lawful for the board of managers hereinafter created to draw upon the sum hereby appropriated, an amount exceeding seventy-five thousand dollars in the year 1886 and the sum of twenty-five thousand dollars in the year 1887.

SEC. 2. The object of the "Iowa Soldiers' Home" shall be to provide a home and subsistence for all honorably discharged soldiers, sailors and marines, who have served in the army or navy of the United States in the late war of the rebellion or the Mexican war, and who are disabled by disease, wounds or otherwise (not the result of any illegal act); *provided*, that no applicant shall be admitted to said Home who has not been a resident of the State of Iowa for one year next preceding his application for admission therein unless he served in an Iowa regiment or was accredited to the State of Iowa. The board of commissioners shall determine the eligibility of applicants for admission to said Home as herein provided.

SEC. 3. The said Home shall be located by the Twenty-First General Assembly.

SEC. 4. The general supervision and government of said Soldiers' Home shall be vested in a board of commissioners, to consist of six members, who shall be appointed by the Governor, by and with the consent of the Senate, immediately after the taking effect of this act, not more than four of whom shall belong to the same political party, and no two of whom shall be from the same congressional district, and no member of the General Assembly shall be eligible to the office, but all shall be ex-union soldiers. The members of the board shall hold their office for the respective terms of two, four and six years, from the

8 first day of May, eighteen hundred and eighty-six, and until their successors shall be ap-
9 pointed and qualified, said respective terms of office to be determined by lot, and thereafter
10 there shall be two members of said board appointed every two years during the session of
11 the General Assembly, whose term of office shall continue for six years from the first day of
12 May next ensuing, or until their successors are appointed and qualified. The Governor
13 shall be a member of said board, *ex-officio*, and shall be chairman thereof, and shall call a
14 meeting of said boards for the purpose of organization, within 30 days after the first
15 appointments are made. No compensation shall be allowed any member of the board of
16 commissioners save their actual expenses; *provided, however*, that a building committee may
17 be appointed from the members of said board, consisting of not more than two persons,
18 whose duty it shall be to visit and inspect the buildings at least once in two weeks during
19 their period of construction, and who may receive in addition to their actual expenses the
20 sum of five dollars for each day so actually employed. In case of a vacancy in the board of
21 commissioners by death or any other cause, the appointing power provided for shall have
22 power to fill the vacancy for the unexpired portion of the term. Four members of the
23 board shall constitute a quorum for the transaction of business; *provided*, that for the
24 adoption of plans and the letting of contracts for buildings and the selection of a Com-
25 mandant for said Home, the affirmative vote of a majority of the entire board shall be
26 required.

SEC. 5. Before entering upon his duties each member of the board of commissioners
2 shall take and sign an oath and execute a bond in the penal sum of ten thousand dollars
3 for the use of the State of Iowa, to be approved by the Executive Council and filed in the
4 office of the Secretary of State, conditioned for the faithful performance of his duties and
5 the honest and faithful disbursement of and accounting for all moneys which may come
6 into his hands under the provisions of this act. The said board, having first taken the oath
7 prescribed for the trustees of State institutions, is hereby empowered and required to cause
8 to be prepared suitable plans and specifications by a competent architect, but no plans shall
9 be adopted which shall not first have been approved by the Governor. Such plans shall
10 contemplate the erection of a home which shall accommodate not less than one hundred
11 and fifty nor more than three hundred inmates, and shall be accompanied by specifications,
12 and by a detailed estimate of the amount, quality and description of all material and labor
13 required for the entire and full completion of the buildings.

SEC. 6. That the said board of commissioners may at their discretion employ a competent
2 architect or superintendent of construction, who may, in the discretion of said board, be
3 the same person, and who shall receive such compensation as the board shall, by agreement,
4 determine.

SEC. 7. Whenever the said plans and specifications shall have been approved and
2 adopted, the commissioners shall cause to be inserted in the Iowa State Register and Des
3 Moines Leader, newspapers published in the city of Des Moines, Iowa, an advertisement for
4 sealed bids for the construction of the buildings herein authorized, and they shall furnish a
5 printed copy of this act and of the specifications to all parties applying therefor, and all
6 parties interested who may desire it shall have free and full access to the plans and specifi-
7 cations with the privilege of taking notes and making memoranda.

SEC. 8. Not less than thirty days after the publication of said proposals for bids, on a
2 day and hour to be named in said advertisement at the place where said institution shall
3 be located in the presence of the bidders, or so many of them as may be present, the bids
4 received shall be opened for the first time, and the contract for building shall be let to the
5 lowest and best bidder ; *provided*, that no contract shall be made, and no expense incurred
6 for any building or buildings, requiring for the completion of the same a greater expense
7 than is provided for in the appropriation made in this act AND PROVIDED FURTHER, that no
8 bid shall be accepted which is not accompanied by a good and sufficient bond in the sum of
9 ten thousand dollars, signed by at least three good and sufficient sureties, conditioned as a
10 guarantee for the responsibility and good faith of the bidder, and that he will enter into a
11 contract and give bond as provided in this act in case his bid is accepted.

SEC. 9. The contract to be made with the successful bidder shall be accompanied by a
2 good and sufficient bond, to be approved by the Governor before being accepted, condi-
3 tioned for the faithful performance of his contract, shall provide for the appointment of
4 architect or a superintendent of construction, who shall receive not more than five dollars
5 per day for his services, and who shall carefully and accurately measure the work done,
6 and the materials upon the ground at least once a month ; for the payment of the con-
7 tractor upon the aforesaid measurement, and for the withholding of twenty per cent of the
8 value of the work done and materials on hand until the completion of the buildings. And
9 for a forfeiture of a stipulated sum per diem for every day that the completion of the work
10 shall be delayed after the time specified for the completion of the contract, and for the full
11 protection of all persons who may furnish labor or materials by withholding payment from
12 the contractor and by paying the parties to whom any moneys are due for service or mate-
13 rials, as aforesaid, directly for all work done or materials furnished by them, and for a set-
14 tlement of all disputed questions as to the value of alterations and extras by arbitration at
15 the time of final settlement, as follows : One arbitrator to be chosen by the commissioners,
16 one by the contractor, and one by the Governor of the State ; and all three of said arbi-
17 trators to be practical mechanics and builders. And said contract shall provide for the
18 power and privilege of the commissioners to order changes in the plans and specifications
19 at their discretion, and to refuse to accept any work which may be done not fully in accord-

20 ance with the letter and spirit of the plans and specification ; and all work not accepted
21 shall be replaced at the expense of the contractor, and be deducted from the contract price.
22 They may also make such other provisions and conditions in the said contract not herein
23 above specified as may seem to them necessary or expedient. *Provided*, that no conditions
24 shall be inserted contrary to the letter and spirit of this act, and that in no event shall the
25 State be liable for a greater amount of money than is appropriated for said buildings and
26 appurtenances.

SEC. 10. The said contract shall be signed by the president of the board of commission-
2 ers in behalf of the board after a vote authorizing him so to sign shall have been entered
3 upon the minutes of the board, and it shall be attested by the signature of the secretary of
4 the board and by the seal of the institution hereinafter provided for. It shall be drawn in
5 triplicate, and one copy of the same shall be deposited in the office of the Secretary of
6 State.

SEC. 11. All bids shall show the estimated cost of the work to be done of each descrip-
2 tion in detail. And the commissioners shall have the right and power at their discretion to
3 accept bids for particular portions of the work if for the advantage of the State, and all meas-
4 urements and accounts as the work progresses, shall show in detail the amount and char-
5 acter of the work for which payment is made.

SEC. 12. The cost of location, including the cost of suitable grounds, may be paid out of
2 the appropriations herein made, but shall not exceed the sum of ten thousand dollars.

SEC. 13. The moneys herein appropriated shall be paid to the parties to whom they may
2 become due and payable, directly from the Treasurer of State, on the warrant of the Audi-
3 tor of State. And the Auditor is hereby authorized and required to draw the said warrants
4 for money due under this act, upon the order of the board of commissioners accompanied by
5 vouchers approved by the Governor in the usual manner. and the board is authorized to ad-
6 vance and pay on contracts, before the same are fully completed, not exceeding eighty per
7 cent on the estimates of material delivered or labor performed. All other moneys appro-
8 priated by this act shall be drawn quarterly on the requisition of the board of commission-
9 ers, in the usual manner, and then only in such amounts as the wants of the institution
10 may require.

SEC. 14. No commissioner or officer of the said institution shall be in any way interested
2 in any contract for the erection of said buildings, or furnishing any materials for said build-
3 ings. And if any such commissioner or officer shall be so interested he shall be deemed
4 guilty of a misdemeanor. and on conviction be fined in any sum not exceeding five thousand
5 dollars.

SEC. 15. It shall be the duty of the board of commissioners to meet annually on the sec-
2 ond Wednesday in May of each year, and at said annual meeting they shall elect from their

3 own body a president, treasurer and secretary, whose compensation shall be determined by
4 the board, and who shall hold office for one year, or until their successor shall be elected
5 and qualified. The treasurer shall give a bond, which shall be approved by the board of
6 commissioners, for double the amount of money liable to come into his hands at any one
7 time. The board of commissioners shall meet at least once in three months, on the second
8 Wednesdays in August, November and February, and oftener if they deem it advisable,
9 and shall have the power to adopt a seal and make rules and regulations, not inconsistent
10 with the laws and constitution of the State, for the management and government of said
11 Home, including such rules as they may deem necessary for the preserving of order, enforc-
12 ing discipline and preserving the health of its inmates. If necessary, for the purpose of
13 procuring a better insight into the practical working of similar homes, and for the better
14 information of the board, they may authorize not more than three of their number to visit
15 similar institutions now in operation that they may have the benefit of their personal obser-
16 vation and investigation, and the expense actually incurred in any such visit may be
17 charged against the appropriation hereinbefore made. The board of commissioners shall
18 make a full and minute report of all the disbursements of the Home, and of its condition,
19 financial and otherwise, to each regular session of the General Assembly.

SEC. 16. The board of commissioners shall have the power and it shall be their duty to
2 appoint a Commandant for said Home, who shall be an ex-officer, soldier, sailor, or marine,
3 whose salary shall not exceed twelve hundred dollars per annum, and who shall nominate,
4 for the action of the board of commissioners, all necessary subordinate officers, who shall
5 also be ex-officers, soldiers, sailors or marines, who may be removed by said Commandant for
6 inefficiency or misconduct; but in case of every removal a detailed statement of the cause
7 shall be reported to the board of commissioners by the Commandant. The board of com-
8 missioners shall have the power to fix the salary of all subordinate officers; *provided*, the
9 amount so paid shall not exceed such reasonable compensation as is paid for like service in
10 similar institutions.

SEC. 17. This act being deemed of immediate importance shall take effect and be in force
2 from and after its publication in the Iowa State Register and the Des Moines Leader, news-
3 papers published at Des Moines, Iowa.

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A BILL

FOR AN ACT TO ESTABLISH AND MAINTAIN A SOLDIERS' HOME IN THE STATE OF IOWA, AND MAKING AN APPROPRIATION FOR THE PURCHASE OF LAND AND THE CONSTRUCTION OF NECESSARY BUILDINGS.

Be it enacted by the General Assembly of the State of Iowa :

SECTION 1. That there be and is hereby created and established in this State an institution to be known as the "Iowa Soldiers' Home," and that the sum of seventy-five thousand dollars be and is hereby appropriated out of any money in the treasury not otherwise appropriated, for the purchase and preparation of grounds, and for the erection of suitable buildings and fixtures thereon, and furnishing and equipping the same; and the further sum of twenty-five thousand dollars, or so much thereof as may be necessary for the purpose of maintaining such Soldiers' Home for the year 1887; *provided, however,* that it shall not be lawful for the board of managers hereinafter created to draw upon the sum hereby appropriated, an amount exceeding seventy-five thousand dollars in the year 1886 and the sum of twenty-five thousand dollars in the year 1887.

SEC. 2. The object of the "Iowa Soldiers' Home" shall be to provide a home and subsistence for all honorably discharged soldiers, sailors and marines, who have served in the army or navy of the United States in the late war of the rebellion or the Mexican war, and who are disabled by disease, wounds or otherwise (not the result of any illegal act); *provided,* that no applicant shall be admitted to said Home who has not been a resident of the State of Iowa for one year next preceding his application for admission therein unless he served in an Iowa regiment or was accredited to the State of Iowa. The board of commissioners shall determine the eligibility of applicants for admission to said Home as herein provided.

SEC. 3. That within five days after the passage of this act a joint committee of eight, no two of whom shall be residents of the same congressional district, but all of whom shall be ex-union soldiers, four from the Senate and four from the House, shall be appointed by the president of the Senate, and the speaker of the House, acting jointly, to select a site for such Soldiers' Home. Each of said committee shall take and file in the office of the Secretary of State the following oath: "I do solemnly swear that I will support the constitution of the United States and that of the State of Iowa, and that I will to the best of my ability, faithfully and impartially discharge the duties of committeeman to locate the 'Iowa Soldiers' Home' for the State of Iowa." As soon as possible, and with all convenient dispatch after their appointment and qualification as aforesaid, said committee shall proceed to select

11 site for said Home ; and for that purpose said committee is hereby authorized to purchase or
12 receive by donation lands or to do both in behalf of the State for such site, and for the ben-
13 efit of said Home ; *provided*, that good and sufficient titles to any lands thus purchased or
14 donated shall be obtained before the same shall be selected as such site. Said committee
15 may also accept in the name of the State donations of money and any other property of-
16 fered for the purpose of aiding in the construction, establishment or future maintenance of
17 said Home ; but while donations may be considered and accepted by said committee they
18 must not influence the selection of a site to the exclusion of the proper consideration of
19 what is best for the interest of the State, respecting economy, adaptation to the wants of the
20 institution, elevation, sewerage, drainage, an abundant supply of water, and facilities of
21 access. When said committee shall have selected a site for said Home, and procured a deed
22 or deeds for the ground, which shall not contain less than 160 acres nor more than three
23 hundred and twenty acres of land, they shall after causing said deed to be recorded in the
24 county where such land is situated, and obtaining an abstract of title to be approved by the
25 Attorney-General, showing the title to said real estate to be perfect in the State, immedi-
26 ately deposit such deed and abstract, together with a certificate of their determination
27 showing such real estate to be selected as the site for said Home with the Auditor of State.
28 They shall also file therewith a statement showing the amount of money they shall have
29 agreed to pay for such land, and the lands, if any, granted to the State and any donations
30 made, which have been received by them for said Home, and the State Treasurer shall then
31 pay on the warrant of the Auditor to the grantee or grantors such sum of money as said
32 committee shall certify they have agreed to pay for said land.

SEC. 4. The general supervision and government of said Soldiers' Home shall be vested
2 in a board of commissioners, to consist of six members, who shall be appointed by the Gov-
3 ernor, by and with the consent of the Senate, immediately after the taking effect of this
4 act, not more than four of whom shall belong to the same political party, and no two of
5 whom shall be from the same congressional district, and no member of the General Assem-
6 bly shall be eligible to the office, but all shall be ex-union soldiers. The members of the
7 board shall hold their office for the respective terms of two, four and six years, from the
8 first day of May, eighteen hundred and eighty-six, and until their successors shall be ap-
9 pointed and qualified, said respective terms of office to be determined by lot, and thereafter
10 there shall be two members of said board appointed every two years during the session of
11 the General Assembly, whose term of office shall continue for six years from the first day of
12 May next ensuing, or until their successors are appointed and qualified. The Governor
13 shall be a member of said board, *ex-officio*, and shall be chairman thereof, and shall call a
14 meeting of said boards for the purpose of organization, within 30 days after the first

15 appointments are made. No compensation shall be allowed any member of the board of
16 commissioners save their actual expenses, *provided, however*, that a building committee may
17 be appointed from the members of said board, consisting of not more than two persons,
18 whose duty it shall be to visit and inspect the buildings at least once in two weeks during
19 their period of construction, and who may receive in addition to their actual expenses the
20 sum of five dollars for each day so actually employed. In case of a vacancy in the board of
21 commissioners by death or any other cause, the appointing power provided for shall have
22 power to fill the vacancy for the unexpired portion of the term. Four members of the
23 board shall constitute a quorum for the transaction of business; *provided*, that for the
24 adoption of plans and the letting of contracts for buildings and the selection of a Com-
25 mandant for said Home, the affirmative vote of a majority of the entire board shall be
26 required.

SEC. 5. Before entering upon his duties each member of the board of commissioners
2 shall take and sign an oath and execute a bond in the penal sum of ten thousand dollars
3 for the use of the State of Iowa, to be approved by the Executive Council and filed in the
4 office of the Secretary of State, conditioned for the faithful performance of his duties and
5 the honest and faithful disbursement of and accounting for all moneys which may come
6 into his hands under the provisions of this act. The said board, having first taken the oath
7 prescribed for the trustees of State institutions, is hereby empowered and required to cause
8 to be prepared suitable plans and specifications by a competent architect, but no plans shall
9 be adopted which shall not first have been approved by the Governor. Such plans shall
10 contemplate the erection of a home which shall accommodate not less than one hundred
11 and fifty nor more than three hundred inmates, and shall be accompanied by specifications,
12 and by a detailed estimate of the amount, quality and description of all material and labor
13 required for the entire and full completion of the buildings.

SEC. 6. That the said board of commissioner may at their discretion employ a competent
2 architect or superintendent of construction, who may, in the discretion of said board, be
3 the same person, and who shall receive such compensation as the board shall, by agreement,
4 determine.

SEC. 7. Whenever the said plans and specifications shall have been approved and
2 adopted, the commissioners shall cause to be inserted in the Iowa State Register and Des
3 Moines Leader, newspapers published in the city of Des Moines, Iowa, an advertisement for
4 sealed bids for the construction of the buildings herein authorized, and they shall furnish a
5 printed copy of this act and of the specifications to all parties applying therefor, and all
6 parties interested who may desire it shall have free and full access to the plans and speci-
7 fications with the privilege of taking notes and making memoranda.

SEC. 8. Not less than thirty days after the publication of said proposals for bids, on
2 a day and hour to be named in said advertisement at the place where said institution shall
3 be located in the presence of the bidders, or so many of them as may be present, the bids
4 received shall be opened for the first time, and the contract for building shall be let to the
5 lowest and best bidder, *provided*, that no contract shall be made, and no expense incurred
6 for any building or buildings, requiring for the completion of the same a greater expense
7 than is provided for in the appropriation made in this act. AND PROVIDED FURTHER, that no
8 bid shall be accepted which is not accompanied by a good and sufficient bond in the sum of
9 ten thousand dollars, signed by at least three good and sufficient sureties, conditioned as a
10 guarantee for the responsibility and good faith of the bidder, and that he will enter into
11 a contract and give bond as provided in this act in case his bid is accepted.

SEC. 9. The contract to be made with the successful bidder shall be accompanied by a
2 good and sufficient bond, to be approved by the Governor before being accepted, condi-
3 tioned for the faithful performance of his contract, shall provide for the appointment of
4 architect or a superintendent of construction, who shall receive not more than five dollars
5 per day for his services, and who shall carefully and accurately measure the work done,
6 and the materials upon the ground at least once a month; for the payment of the con-
7 tractor upon the aforesaid measurement, and for the withholding of twenty per cent of the
8 value of the work done and materials on hand until the completion of the buildings. And
9 for a forfeiture of a stipulated sum per diem for every day that the completion of the work
10 shall be delayed after the time specified for the completion of the contract, and for the full
11 protection of all persons who may furnish labor or materials by withholding payment from
12 the contractor and by paying the parties to whom any moneys are due for service or mate-
13 rials, as aforesaid, directly for all work done or materials furnished by them, and for a set-
14 tlement of all disputed questions as to the value of alterations and extras by arbitration at
15 the time of final settlement, as follows: One arbitrator to be chosen by the commissioners,
16 one by the contractor, and one by the Governor of the State; and all three of said arbi-
17 trators to be practical mechanics and builders. And said contract shall provide for the
18 power and privilege of the commissioners to order changes in the plans and specifications
19 at their discretion, and to refuse to accept any work which may be done not fully in accord-
20 ance with the letter and spirit of the plans and specifications; and all work not accepted
21 shall be replaced at the expense of the contractor, and be deducted from the contract price.
22 They may also make such other provisions and conditions in the said contract not herein
23 above specified as may seem to them necessary or expedient. *Provide*, that no conditions
24 shall be inserted contrary to the letter and spirit of this act, and that in no event shall the
25 State be liable for a greater amount of money than is appropriated for said buildings and
26 appurtenances.

SEC. 10 The said contract shall be signed by the president of the board of commis-
2 sioners in behalf of the board after a vote authorizing him so to sign shall have been entered
3 upon the minutes of the board, and it shall be attested by the signature of the secretary of
4 the board and by the seal of the institution hereinafter provided for. It shall be drawn in
5 triplicate, and one copy of the same shall be deposited in the office of the Secretary of State.

SEC. 11. All bids shall show the estimated cost of the work to be done of each descrip-
2 tion in detail. And the commissioners shall have the right and power at their discretion
3 to accept bids for particular portions of the work if for the advantage of the State, and all
4 measurements and accounts as the work progresses, shall show in detail the amount and
5 character of the work for which payment is made.

SEC. 12. The cost of location, including the cost of suitable grounds, may be paid out of
2 the appropriations herein made, but shall not exceed the sum of ten thousand dollars.

SEC. 13. The moneys herein appropriated shall be paid to the parties to whom they may
2 become due and payable, directly from the Treasurer of State, on the warrant of the
3 Auditor of State. And the Auditor is hereby authorized and required to draw the said
4 warrants for money due under this act, upon the order of the board of commissioners
5 accompanied by vouchers approved by the Governor in the usual manner, and the board is
6 authorized to advance and pay on contracts, before the same are fully completed, not ex-
7 ceeding eighty per cent on the estimates of material delivered or labor performed. All
8 other moneys appropriated by this act shall be drawn quarterly on the requisition of the
9 board of commissisoners, in the usual manner, and then only in such amounts as the wants
10 of the institution may require.

SEC. 14. No commissioner or officer of the said institution shall be in any way inter-
2 ested in any contract for the erection of said buildings, or furnishing any materials for
3 said buildings. And if any such commissioner or officer shall be so interested he shall be
4 deemed guilty of a misdemeanor, and on conviction, be fined in any sum not exceeding five
5 thousand dollars.

SEC. 15. It shall be the duty of the board of commissioners to meet annually on the
2 second Wednesday in May of each year, and at said annual meeting they shall elect from
3 their own body a president, treasurer and secretary whose compensation shall be deter-
4 mined by the board, and who shall hold office for one year, or until their successor shall be
5 elected and qualified. The treasurer shall give a bond, which shall be approved by the
6 board of commissioners, for double the amount of money liable to come into his hands at
7 any one time. The board of commissioners shall meet at least once in three months, on
8 the second Wednesdays in August, November and February, and oftener if they deem it
9 advisable, and shall have the power to adopt a seal and make rules and regulations, not in-
10 consistent with the laws and constitution of the State, for the management and government

11 of said Home, including such rules as they may deem necessary for the preserving of order,
12 enforcing discipline and preserving the health of its inmates. If necessary, for the pur-
13 pose of procuring a better insight into the practical working of similar homes, and for the
14 better information of the board, they may authorize not more than three of their number
15 to visit similar institutions now in operation that they may have the benefit of their per-
16 sonal observation and investigation, and the expense actually incurred in any such visit
17 may be charged against the appropriation hereinbefore made. The board of commis-
18 sioners shall make a full and minute report of all the disbursements of the Home, and of
19 its condition, financial and otherwise, to each regular session of the General Assembly.

SEC. 16. The board of commissioners shall have the power and it shall be their duty to
2 appoint a Commandant for said Home, who shall be an ex-officer, soldier, sailor, or marine,
3 whose salary shall not exceed twelve hundred dollars per annum, and who shall nominate,
4 for the action of the board of commissioners, all necessary subordinate officers, who shall
5 also be ex-officers, soldiers, sailors or marines, who may be removed by said Commandant for
6 inefficiency or misconduct: but in case of every removal a detailed statement of the cause
7 shall be reported to the board of commissioners by the Commandant. The board of com-
8 missioners shall have the power to fix the salary of all subordinate officers; *provided*, the
9 amount so paid shall not exceed such reasonable compensation as is paid for like service in
10 similar institutions.

SEC. 17. This act being deemed of immediate importance shall take effect and be in force
2 from and after its publication in the Iowa State Register and the Des Moines Leader,
3 newspapers published at Des Moines, Iowa.

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A BILL

FOR AN ACT TO ESTABLISH AND MAINTAIN A SOLDIERS' HOME IN THE STATE OF IOWA, AND MAKING AN APPROPRIATION FOR THE PURCHASE OF LAND AND THE CONSTRUCTION OF NECESSARY BUILDINGS.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there be and is hereby created and established in this State an institution to be known as the "Iowa Soldiers' Home," and that the sum of seventy-five thousand dollars be and is hereby appropriated out of any money in the treasury, not otherwise appropriated, for the purchase and preparation of grounds, and for the erection of suitable buildings and fixtures thereon, and furnishing and equipping the same; and the further sum of twenty-five thousand dollars, or so much thereof as may be necessary for the purpose of maintaining such Soldiers' Home for the year 1887; *provided, however*, that it shall not be lawful for the board of managers hereinafter created to draw upon the sum hereby appropriated, an amount exceeding seventy-five thousand dollars in the year 1886 and the sum of twenty-five thousand dollars in the year 1887.

SEC. 2. The object of the "Iowa Soldiers' Home" shall be to provide a home and subsistence for all honorably discharged soldiers, sailors and marines, who have served in the army or navy of the United States in the late war of the Rebellion or the Mexican war, and who are disabled by disease, wounds or otherwise (not the result of any illegal act); *provided*, that no applicant shall be admitted to said Home who has not been a resident of the State of Iowa for one year next preceding his application for admission therein unless he served in an Iowa regiment or was accredited to the State of Iowa. The board of commissioners shall determine the eligibility of applicants for admission to said Home as herein provided.

SEC. 3. That within five days after the passage of this act a joint committee of eight no two of whom shall be residents of the same congressional district, but all of whom shall be ex-union soldiers, four from the Senate and four from the House, shall be appointed by the President of the Senate, and the Speaker of the House acting jointly, to select a site for such Soldiers' Home. Each of said committee shall take and file in the office of the Secretary of State the following oath. "I do solemnly swear that I will support the constitution of the United States and that of the State of Iowa, and that I will to the best of my ability faithfully and impartially discharge the duties of committeeman to locate the 'Iowa Soldiers' Home for the State of Iowa." As soon as possible, and with all

10 convenient dispatch after their appointment and qualification as aforesaid, said
11 committee shall proceed to select a site for said Home; and for that purpose
12 said committee is hereby authorized to purchase or receive by donation
13 lands or* to do both in behalf of the State for such site, and for the bene-
14 fit of said Home; *provided*, that good and sufficient titles to any lands thus purchased or do-
15 nated shall be obtained before the same shall be selected as such site. Said committee may
16 also accept in the name of the State donations of money and any other property offered for
17 the purpose of aiding in the construction, establishment or future maintenance of said
18 Home; but while donations may be considered and accepted by said committee they must
19 not influence the selection of a site to the exclusion of the proper consideration of what is
20 best for the interest of the State, respecting economy, adaptation to the wants of the insti-
21 tution, elevation, sewerage, drainage, an abundant supply of water, and facilities of access.
22 When said committee shall have selected a site for said Home, and procured a deed or
23 deeds for the ground, which shall not contain less than 160 acres nor more than three
24 hundred and twenty acres of land, they shall after causing said deed to be recorded in the
25 county where such land is situated and obtaining an abstract of title to be approved by the
26 Attorney-General showing the title to said real estate to be perfect in the State, immedi-
27 ately deposit such deed and abstract together with a certificate of their determination show-
28 ing such real estate to be selected as the site for said Home with the Auditor of State.
29 They shall also file therewith a statement showing the amount of money they shall have
30 agreed to pay for such land, and the lands, if any, granted to the State and any donations
31 made, which have been received by them for said Home, and the State Treasurer shall then
32 pay on the warrant of the Auditor to the grantee or grantors such sum of money as said
33 committee shall certify they have agreed to pay for said land.

SEC. 4. The general supervision and government of said Soldiers' Home shall be vested
2 in a board of commissioners, to consist of six members, who shall be appointed by the Gov-
3 ernor, by and with the consent of the Senate, immediately after the taking effect of this
4 act, not more than four of whom shall belong to the same political party and no two of
5 whom shall be from the same congressional district, and no member of the General Assem-
6 bly shall be eligible to the office, but all shall be ex-union soldiers. The members of the
7 board shall hold their office for the respective terms of two, four and six years, from the
8 first day of May, eighteen hundred and eighty-six, and until their successors shall be ap-
9 pointed and qualified, said respective terms of office to be determined by lot, and thereafter
10 there shall be two members of said board appointed every two years during the session of
11 the General Assembly, whose term of office shall continue for six years from the 1st day of
12 May next ensuing, or until their successors are appointed and qualified. The Governor
13 shall be a member of said board, *ex-officio*, and shall be chairman thereof, and shall call a

14 meeting of said boards for the purpose of organization, within 30 days after the first
15 appointments are made. No compensation shall be allowed any member of the board of
16 commissioners save their actual expenses, *provided, however*, that a building committee may
17 be appointed from the members of said board, consisting of not more than two persons,
18 whose duty it shall be to visit and inspect the buildings at least once in two weeks during
19 their period of construction, and who may receive in addition to their actual expenses the
20 sum of five dollars for each day so actually employed. In case of a vacancy in the board of
21 commissioners by death or any other cause, the appointing power provided for shall have
22 power to fill the vacancy for the unexpired portion of the term. Four members of the board
23 shall constitute a quorum for the transaction of business; *provided*, that for the adoption of
24 plans and the letting of contracts for buildings and the selection of a Commandant for said
25 Home, the affirmative vote of a majority of the entire board shall be required.

SEC. 5. Before entering upon his duties each member of the board of commissioners
2 shall take and sign an oath and execute a bond in the penal sum of ten thousand dollars
3 for the use of the State of Iowa, to be approved by the Executive Council and filed in the
4 office of the Secretary of State, conditioned for the faithful performance of his duties and
5 the honest and faithful disbursement of and accounting for all moneys which may come
6 into his hands under the provisions of this act. The said board, having first taken the oath
7 prescribed for the trustees of State institutions, is hereby empowered and required to cause
8 to be prepared suitable plans and specifications by a competent architect, but no plans shall
9 be adopted which shall not first have been approved by the Governor. Such plans shall
10 contemplate the erection of a home which shall accommodate not less than one hundred
11 and fifty nor more than three hundred inmates, and shall be accompanied by specifications,
12 and by a detailed estimate of the amount, quality and description of all material and labor
13 required for the entire and full completion of the buildings.

SEC. 6. That the said board of commissioners may at their discretion employ a com-
2 petent architect or superintendent of construction, who may, in the discretion of said
3 board, be the same person, and who shall receive such compensation as the board shall, by
4 agreement, determine.

SEC. 7. Whenever the said plans and specifications shall have been approved and
2 adopted, the commissioners shall cause to be inserted in the Iowa State Register and Des
3 Moines Leader, newspapers published in the city of Des Moines, Iowa, an advertisement for
4 sealed bids for the construction of the buildings herein authorized, and they shall furnish a
5 printed copy of this act and of the specifications to all parties applying therefor, and all
6 parties interested who may desire it shall have free and full access to the plans and speci-
7 fications with the privilege of taking notes and making memoranda.

SEC. 8. Not less than thirty days after the publication of said proposals for bids, on

2 a day and hour to be named in said advertisement at the place where said institution
3 shall be located, in the presence of the bidders, or so many of them as may be present,
4 the bids received shall be opened for the first time, and the contract for building shall be
5 let to the lowest and best bidder, *provided*, that no contract shall be made, and no expense
6 incurred for any building or buildings, requiring for the completion of the same a greater
7 expense than is provided for in the appropriation made in this act. AND PROVIDED FURTHER,
8 that no bid shall be accepted which is not accompanied by a good and sufficient bond in the
9 sum of ten thousand dollars, signed by at least three good and sufficient sureties, condi-
10 tioned as a guarantee for the responsibility and good faith of the bidder, and that he will
11 enter into a contract and give bond as provided in this act in case his bid is accepted.

SEC. 9. The contract to be made with the successful bidder shall be accompanied by a
2 good and sufficient bond, to be approved by the Governor before being accepted, condi-
3 tioned for the faithful performance of his contract, shall provide for the appointment of
4 architect or a Superintendent of Construction, who shall receive not more than five dollars
5 per day for his services, and who shall carefully and accurately measure the work done,
6 and the materials upon the grounds at least once a month; for the payment of the con-
7 tractor upon the aforesaid measurement, and for the withholding of twenty per cent of the
8 value of the work done and materials on hand until the completion of the buildings. And
9 for a forfeiture of a stipulated sum per diem for every day that the completion of the work
10 shall be delayed after the time specified for the completion in the contract, and for the full
11 protection of all persons who may furnish labor or materials by withholding payment from
12 the contractor and by paying the parties to whom any moneys are due for service or mate-
13 rials, as aforesaid, directly for all work done or materials furnished by them, and for a set-
14 tlement of all disputed questions as to the value of alterations and extras by arbitration at
15 the time of final settlement, as follows: One arbitrator to be chosen by the Commissioners,
16 one by the contractor, and one by the Governor of the State; and all three of said arbi-
17 trators to be practical mechanics and builders. And said contract shall provide for the
18 power and privilege of the Commissioners to order changes in the plans and specifications
19 at their discretion, and to refuse to accept any work which may be done not fully in accord-
20 ance with the letter and spirit of the plans and specifications; and all work not accepted
21 shall be replaced at the expense of the contractor, and be deducted from the contract price.
22 They may also make such other provisions and conditions in the said contract not herein
23 above specified as may seem to them necessary or expedient. *Provided*, that no conditions
24 shall be inserted contrary to the letter and spirit of this act, and that in no event shall the
25 State be liable for a greater amount of money than is appropriated for said buildings and
26 appurtenances.