

A BILL

FOR AN ACT TO PROVIDE FOR A BOARD OF SUPERVISORS OF STATE INSTITUTIONS, AND TO DEFINE THEIR DUTIES AND POWERS.

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

SECTION 1. That the Governor, with the advice and consent of the Executive Council
2 shall, on the first Monday in May 1886, appoint three persons, no two of whom shall be resi-
3 dents of the same Congressional District, who shall constitute a Board of Supervisors of
4 State Institutions, one to hold office for one year, one for two years and one for three years,
5 from the first Monday in May 1886, and until a successor is appointed and qualified. The
6 term of office of each member of the first Board to be fixed by the Governor in making the
7 appointments. On the first Monday in May 1887, and of each year thereafter, one Super-
8 visor shall be similarly appointed to succeed the one whose term then expires, the term of
9 office of all except those *first* appointed, to be three years. All vacancies occurring in said
10 Board, shall be filled in like manner, by the Governor and Executive Council, and any va-
11 cancy caused by death, resignation, removal or otherwise than expiration of term, shall be
12 filled only for the residue of the term thus made vacant.

SEC. 2. Before entering upon the discharge of their official duties, said Supervisors shall
2 severally take and subscribe the Constitutional oath of office before an officer authorized to
3 administer oaths, which oath shall be filed with the Secretary of State.

SEC. 3. Said Board shall be furnished by the State with such office room, books, blanks,
2 stationery etc., as may be necessary for the proper conduct of their duties, and they shall
3 have a permanent office in Des Moines.

SEC. 4. Said Board shall hold stated meetings at their office in Des Moines on the sec-
2 ond Monday in May and the second Monday in December of each year, and may also hold
3 such other meetings during the year, at their said office or elsewhere as they may in their
4 discretion deem desirable to the proper discharge of their duties.

SEC. 5. At their first session in May 1886, and at each annual meeting in May thereafter,
2 said Board shall appoint one of their number President and shall also appoint a Secretary.
3 Said appointees to hold their respective offices one year and until a successor shall be ap-
4 pointed and qualified, said Secretary to take and subscribe the oath of office as is required
5 of the Supervisors by Section 2 of this act. The duties of the President shall be such as
6 properly and naturally attach to said office or as may be provided by the Board. The du-
7 ties of the Secretary shall be defined and his compensation fixed by the Board; *provided,*

8 that his annual compensation shall not exceed twelve hundred dollars, and five cents per
9 mile for the distance actually travelled by him in the performance of his official duties.

SEC. 6. Said Board shall adopt rules and regulations to govern their official acts and
2 manage their business, such as they shall deem expedient, keeping in view the leading pur-
3 pose of systematizing the operations of all the State Institutions under one general plan, so
4 far as practicable, as to the manner of furnishing supplies, keeping accounts, making re-
5 ports, &c., working in conjunction with the local management to adopt the most approved
6 and successful systems, to secure simplicity and accuracy as well as economy of management.

SEC. 7. Said Board, either as a body, or by one or more of its members, or by the Secre-
2 tary, as may be by them determined, shall visit at least twice in each year, and as much oft-
3 ener as they may deem best for the interests of the State, all the Educational, Penal, Re-
4 formatory, Curative and Charitable Institutions under State management, for the purpose of
5 ascertaining the actual condition of the same as to finances, methods of instruction, govern-
6 ment and management thereof; also the official conduct of the wardens, trustees, Superin-
7 tendents and other officers and employes in charge of, or connected therewith, and the condi-
8 tion of the grounds, buildings and other property belonging thereto, and all the facts as to
9 expenses, disbursements and other matters affecting the usefulness and proper management
10 of the same. Said Board, and any member thereof, and the Secretary shall have and are
11 hereby given, free access at any and all times to the grounds, buildings and other property
12 connected with said Institutions, and to all books and papers relating in any manner there-
13 to. All persons connected with the management of any of said Institutions, are required to
14 give such information and afford such facilities for inspection as such officer or officers shall
15 reasonably demand, and any such person who shall willfully neglect or refuse to com-
16 ply with any of the requirements of this section, shall be deemed guilty of a misdemeanor,
17 and shall, on conviction thereof, be fined not less than one hundred dollars nor more than
18 five hundred dollars.

SEC. 8 Said Board shall keep a full permanent record of its proceedings, and written re-
2 ports shall be made at each regular meeting and filed with the Secretary, of all visitations
3 made by any of said Supervisors or the Secretary, since the last preceding meeting. At the
4 annual meeting, preceding the regular session of the General Assembly, and at any other
5 time when he shall demand it, said Board shall make to the Governor a written report of
6 their investigations so made or had since the session of the last preceding General Assem-
7 bly, together with such information, suggestions and recommendations as they may deem
8 proper, including their opinions and conclusions as to the necessity for further legislation
9 to lessen the expense, improve the condition and extend the usefulness of any of said Insti-
10 tions, which report shall be published for distribution and legislative information, as other
11 official reports are.

SECTION 9. Said Board, its Secretary, or such of them as the Board may select therefor, shall make special investigation into any alleged abuses in the management, conduct or affairs of any of said institutions, whenever the Governor shall so direct, and shall upon the conclusion of such investigation, promptly report to him the result thereof, and whenever abuses of any kind are found to exist, which in their opinion require speedy attention or redress, they shall forthwith report the fact to the Governor with such recommendations for correction of the same as they may deem proper.

SEC. 10. Each of said Supervisors and their Secretary, while engaged in the performance of their duties under this act, are severally hereby authorized to administer oaths, and said Board, and any supervisor and said Secretary, so engaged, are severally hereby authorized to examine any person or persons, in relation to any subject matter as contemplated by Section 9 of this act, and for that purpose shall have power to issue subpoenas, and in case any one so subpoenaed shall refuse or neglect to attend in compliance with said process, or, being in attendance, shall refuse to answer fully, such legitimate questions as may be put to him respecting the matters under investigation or refuse to produce any book or paper in his possession or under his control, he shall be deemed guilty of contempt, and said Board or any Supervisor or Secretary, so engaged as aforesaid, shall have and is hereby given, authority to issue a warrant to any peace officer, or any other person, directing said officer or person to take said party so refusing before a judge of a court of record who shall hear and determine the matter, and if said judge shall find said person to have wilfully disobeyed the said subpoena, or to have wilfully refused to answer such legitimate questions or to produce such book or paper, said judge shall proceed as the said contempt was committed in his presence, or upon process, by him issued, and he is hereby directed and authorized to make and enforce such order and judgment as he may deem proper, in substantial accordance with Sections 3493 and 3494 of the Code, relating to contempt, and the said order and judgment may be removed on *certiorari* as provided in Chapter 15 of the Code.

SEC. 11. Each Supervisor shall be entitled to receive as compensation for his services six dollars for each day actually employed in the performance of his official duties, and also the sum of five cents per mile for the distance actually traveled in connection therewith, which amount, on being made out and verified by the affidavit of said Supervisor, and after the same shall have been submitted to and approved by said Board at a meeting thereof, and by them certified, shall be paid, upon the warrant of the Auditor of State, out of any money not otherwise appropriated.

SEC. 12. The Governor is hereby authorized, with the advice and consent of the Executive Council to remove any of said Supervisors, when in his judgment the interests of the State requires such removal, and in case the executive prerogative shall be so exercised, he shall communicate the cause thereof to the Legislature in writing, as soon as may be.

SEC. 13. It shall be unlawful for any Supervisor, or said Secretary or any person acting
2 for said Board or officially connected therewith, to be interested pecuniarily directly or in-
3 directly in building, repairing or furnishing any of the institutions or grounds which by
4 this act said Board is authorized to visits and every person violating the provisions of this
5 Section shall, on conviction thereof, be punished by a fine of not less than fifty dollars or
6 more than two hundred dollars, or by imprisonment in the county jail for not less than ten
7 or more than sixty days.

SEC. 14. All acts and parts of acts conflicting with the provisions of this act are hereby
2 repealed.

SEC. 15. 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 Des Moines Leader,
3 newspapers published at Des Moines, Iowa.