

pose. The executive council may add to such compilation such other statistics in reference to banking, railroads, insurance, manufactures, education and other matters of public interest, as they may be able to procure from the heads of the various departments of the state, and other sources, and which they may consider of sufficient value to be included in the census.

"SEC. 6. **Stenographers and accountants.** In preparing said abstracts, the executive council shall employ only such persons as are fully qualified by their education and skill to rapidly and accurately perform the duties of stenographers and accountants.

"SEC. 7. '**Census of Iowa.**' It shall be the duty of the executive council when said census shall have been compiled as aforesaid, to cause the same to be published in a book to be known as the 'Census of Iowa'; and when the printing is completed, the secretary of state shall certify that the same includes the census publication required by law, and such certificate, with the date and signature shall be printed on the page following the title page thereof.

"SEC. 8. **Census publication to be evidence.** Wherever in the code or the supplement to the code, the population of any county, city or town is referred to, it shall be determined by the publication above provided for as of the date of said certificate, and such census publication shall be evidence of all matters therein contained, and of said certificate thereto.

"SEC. 9. **Co-operation with United States Census Bureau.** So far as practicable, the executive council is authorized to co-operate with the Census Bureau of the United States in the gathering, compilation and publication of census statistics.

"SEC. 10. **Appropriation.** To enable the executive council to collect and compile the census of nineteen hundred and five, and to read the proof of the same, there is hereby appropriated from any funds in the state treasury not otherwise appropriated, the sum of fifteen thousand (\$15,000) dollars, or so much thereof as shall be necessary to properly collect, compile and proof-read the census of nineteen hundred and five."

Approved April 13, A. D. 1904.

## CHAPTER 9.

### APPOINTMENTS AND REMOVALS.

H. F. 227.

AN ACT regulating appointments, employment, and removals in the public departments and upon public works in the state of Iowa, and the counties, cities and towns thereof. [Additional to titles two (II), three (III), four (IV) and five (V) of the code, relating to state, judicial, county, township, city and town officers.]

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

**SECTION 1. Preference in appointments and promotions.** That in every public department and upon all public works in the state of Iowa, and of the counties, cities and towns thereof, honorably discharged soldiers, sailors, and marines from the army and navy of the United States in the late civil war, who are citizens and residents of this state, shall be entitled to preference in appointment, employment and promotion, over other persons of equal qualifications and the persons thus preferred shall not be disqualified from holding any position hereinbefore mentioned on account of his age or by reason of any physical disability, provided such age or disability does not render him incompetent to perform properly the duties of the position applied for and when such soldier, sailor or marine, shall apply for appointment or employment under this act, the officer, board or person whose duty it is or may be to appoint or employ some person to fill such position or place,

shall before appointing or employing any one to fill such position or place, make an investigation as to the qualifications of said soldier, sailor or marine for such place or position, and if he is a man of good moral character and can perform the duties of said position so applied for by him, as hereinbefore provided, said officer board or person shall appoint said soldier, sailor or marine to such position place or employment. A refusal to allow the preference provided for in this and the next succeeding section to any honorably discharged soldier, sailor or marine, or a reduction of his compensation intended to bring about his resignation or discharge entitles such honorably discharged soldier, sailor or marine to a right of action therefor in any court of competent jurisdiction for damages, and also a remedy for mandamus for righting the wrong.

**SEC. 2. Removals.** Any person whose rights may be in any way prejudiced contrary to any of the provisions of this section shall be entitled to a writ of mandamus to remedy the wrong. No person holding a position by appointment or employment in the state of Iowa, or in the several counties, cities, or towns, thereof, who is an honorably discharged soldier, sailor or marine having served as such in the union army or navy during the late civil war shall be removed from such position or employment except for incompetency or misconduct shown after a hearing, upon due notice, upon stated charges, and with the right of such employee or appointee to a review by a writ of certiorari. The burden of proving incompetency or misconduct shall rest upon the party alleging the same. Nothing in this act shall be construed to apply to the position of private secretary or deputy of any official or department, or to any person holding a strictly confidential relation to the appointing officer.

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader, and the Des Moines Daily Capital, newspapers published in Des Moines, Ia.

Approved March 21, A. D., 1904.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, March 22, 1904, and the Register and Leader, March 23, 1904.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 10.

### SALARY OF ASSISTANT ATTORNEY GENERAL.

H. F. 802.

AN ACT to amend section two hundred and twelve (212) of the code, relating to the salary of the assistant attorney general, and fixing his compensation.

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

**SECTION 1. Salary.** That section two hundred and twelve (212) of the code be, and the same is hereby, amended by striking out the words "twelve hundred dollars" in the second line thereof, and inserting in lieu thereof the words "eighteen hundred dollars".

Approved March 24, A. D. 1904.

## CHAPTER 11.

### JUVENILE COURTS.

S. F. 90.

AN ACT enlarging the powers of the district court, and to regulate the treatment and control of dependent, neglected and delinquent children. [Additional to chapter five (5), of title three (III) of the code, relating to the district court.]

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

**SECTION 1. Jurisdiction—"Juvenile court record."** The district court is hereby clothed with original and full jurisdiction to hear and determine all