

CHAPTER 53.

CLASSIFICATION OF CITIES AND TOWNS.

H. F. 384.

AN ACT to amend the law as it appears in section six hundred thirty-nine (639) of the code relating to the classes of cities and towns.

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

SECTION 1. Change of class. That the law as it appears in section six hundred thirty-nine (639) of the code, be and the same is hereby amended by adding to said section the following:

“Provided, however, that any city at the time of taking effect of the code having a population sufficient to be classed either as a city of the first or second class shall remain in such class, and shall not be affected in its classification by a subsequent loss of population unless in cities of the second class, as shown by the last state or federal census, the population shall have dropped below fifteen hundred (1,500) and in cities of the first class below ten thousand (10,000).

SEC. 2. In effect. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Register & Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa, both of which publications shall be without expense to the state.

Approved March 17th, 1913.

I hereby certify that the foregoing act was published in the Register and Leader March 21, 1913 and in the Des Moines Capital March 20, 1913.

W. S. ALLEN,
Secretary of State.

CHAPTER 54.

ELECTION AND APPOINTMENT OF CERTAIN OFFICERS IN CITIES AND TOWNS.

S. F. 177.

AN ACT to repeal the law as it appears in sections six hundred forty-eight (648), and six hundred fifty-one (651), of the supplement of the code, 1907, and to enact substitutes therefor, relative to the election and appointment of certain officers in cities and towns.

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

SECTION 1. Repeal—elective officers in cities of second class. That section six hundred forty-eight (648) of the supplement to the code, 1907, and the law as it appears therein, is hereby repealed and the following enacted in lieu thereof: “In cities of the second class there shall be elected biennially a mayor, treasurer and assessor.”

SEC. 2. Repeal—officers appointed by council. That section six hundred fifty-one (651) of the supplement to the code, 1907, and the law as it appears

therein, is hereby repealed and the following enacted in lieu thereof:—"In all cities and towns the council, at its first meeting, after the biennial election, shall appoint a clerk, and in cities of the second class shall appoint a city solicitor."

Approved April 4 A. D. 1913.

CHAPTER 55.

LOANING AND DEPOSITING OF PUBLIC FUNDS.

Sub. for S. F. 40.

AN ACT relating to the loaning and depositing of public funds by city treasurers. [Additional to section six hundred sixty (660), chapter two (2) title five (V) of the code relating to city and town government.]

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

SECTION 1. Treasurer deposits—daily balances—interest—bond by bank. That treasurers of cities of the first and second class, cities operating under special charter and cities under the commission form of government shall, with the approval of the city council as to place and amount of deposit, by resolution entered of record, deposit all city funds in any bank or banks in the city to which the said funds belong, at interest at the rate of not less than two (2) per cent per annum on ninety (90) per cent of the daily balances payable at the end of each month, all of which interest shall accrue to the benefit of the general city fund; but before such deposit is made in any bank it shall file a bond for double the amount deposited with sureties to be approved by the treasurer and the city council and conditioned to hold the treasurer harmless from all loss by reason of such deposit or deposits; provided that in cases where an approved surety company's bond is furnished said bond may be accepted in an amount of ten (10) per cent more than the amount deposited. Said bonds shall be filed with the city clerk and action shall be brought thereon by the treasurer or the city as the council may elect.

SEC. 2. Local banks—other banks. If no bank or banks in the city will accept said deposits under the terms and conditions of this act then the said funds shall be deposited in any bank or banks in the state who will accept said funds under the terms and conditions of this act.

SEC. 3. Private use of funds prohibited. No treasurer shall loan or in any manner use for private purposes any funds coming into his hands as such treasurer.

SEC. 4. Expense of procuring bond—how paid. That if the city treasurer shall request it the city shall pay the reasonable expense of procuring the bond for the city treasurer not exceeding one-half of one per cent per annum upon the amount thereof.

Approved April 15 A. D. 1913.