

CHAPTER 206.

PROTECTION OF GAME.

H. F. 053.

AN ACT to repeal section three (3) of chapter one hundred eighteen (118) of the acts of the thirty-fourth general assembly, providing for the distraint of deer; and to enact a substitute therefor. [Additional to chapter fifteen (15) of title twelve (XII) of the code relating to fish, birds and game.]

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

SECTION 1. **Repeal—dstraint and disposition of deer.** That section three (3) of chapter one hundred eighteen (118) of the acts of the thirty-fourth general assembly be and the same is hereby repealed and the following enacted in lieu thereof:

“SECTION 3. When it shall become necessary in the opinion of the state game warden or his deputies to kill or capture any deer now running at large within this state, it shall be done under the authority and direction of the state fish and game warden, who shall distribute such deer so killed or captured within this state and the expense of said killing or capture and distribution shall be paid by the person receiving such deer.”

SEC. 2. **In effect.** This act being deemed of immediate importance, shall take effect and be in force from and after its passage and publication in the Register and Leader and Des Moines Capital, newspapers published in Des Moines, Iowa.

Approved April 9 A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader and in the Des Moines Capital April 14, 1913.

W. S. ALLEN,
Secretary of State.

CHAPTER 207.

ORGANIZATION OF STATE BOARD OF HEALTH.

H. F. 143.

AN ACT to repeal the law as it appears in section twenty-five hundred sixty-four (2564) of the supplement to the code, 1907, and to enact a substitute therefor, relative to the state board of health.

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

SECTION 1. **Repeal—state board of health—officers—membership—board of appointment—terms—qualifications—compensation—vacancies—meetings.** That the law as it appears in section twenty-five hundred sixty-four (2564) of the supplement to the code, 1907, be and the same is hereby repealed, and the following enacted in lieu thereof:

That the governor, secretary of state and auditor of state are hereby made a board of appointment, two of whom shall constitute a quorum for the purpose of making appointments as hereinafter provided; and the secretary of

the executive council shall be the secretary thereof. Said board of appointment shall appoint a secretary of the state board of health, who shall be a legally qualified physician and a graduate of a reputable school of medicine, of not less than ten years' experience, and who shall serve for a term of five years or until his successor is appointed, as are the members of the state board of health, and who shall be the executive officer and commissioner of public health as hereinafter provided, and five members of the state board of health, of which not more than three shall belong to the same political party, nor more than two be of the same school of medical practice, which shall be constituted as follows:

That the state board of health shall consist of one well qualified civil and sanitary engineer, who shall devote as much of his time to the service of the state as may be needed or required, and when so engaged, shall have all his necessary travelling and incidental expenses paid by the state, and shall have his salary fixed by the board of appointment, not to exceed eight dollars (\$8.00) per day nor twenty-five hundred (2500) dollars per annum, and four physicians, each of whom shall be a graduate of a reputable school of medicine, each to serve for a term of five years, unless sooner removed by said board of appointment for good cause, same to apply to the secretary, and until his successor is appointed; provided, that the term of the office of the five members first appointed shall be for one, two, three, four and five years, respectively, their terms to be designated by the board of appointment, and to be so arranged that the term of one such member shall expire on the thirtieth day of June of each year. Any vacancies that may occur shall be filled by appointment by the board of appointment, and at the expiration of the term of each member, his successor shall be appointed for a full term of five years. No member of the state board of health shall be an officer or a member of the faculty of any medical school, and the board of appointment shall have the power to remove any member or the secretary of said board of health for good cause.

That the board of health shall meet semi-annually, in July and January of each year, and at such other times as it may be deemed necessary by the secretary, or on the written request of two or more members of the board of health, such meeting to be held at the seat of government; suitable rooms, furniture, office supplies, postage, stationery and printing therefor, to be provided by the executive council in the same manner as for other departments of the state.

That at the meeting held in July, a president shall be elected from the board of health for one year, and the board of appointment shall in July, 1913, name and appoint a secretary, as herein provided, not a member of the board of health, who shall serve for a term of five years or until his successor is appointed, unless sooner removed by the board of appointment for good cause,—said secretary shall have charge of the office of the state board of health.

That when the board of health is not in session, the secretary shall be the executive officer thereof, and commissioner of public health, and shall have full power and authority to execute and enforce all of the laws, rules and regulations of the board of health, pertaining to the health and life of the citizens of the state; to quarantine, to marriages, births and deaths, to sanitary investigations, and to all other matters subject to regulations and control by the board of health, the board of medical examiners, and all of the various other departments that are now or may hereafter be provided by law, or by the rules and regulations of such boards or commissions as are authorized to make and adopt rules with reference thereto.

That the compensation of the members of the state board of health, except the civil and sanitary engineer which is otherwise provided for in this section, not only as such members, but as members of the state board of medical examiners, and for any and all other services which they may render, either in their individual capacity, or in connection with any other boards or commissions, by virtue of their membership, either upon the board of health, board of medical [examiners], embalmers, nurses or optometry examiners, shall be nine hundred dollars (\$900.00) per annum, to be paid as are the salaries of other state officers, which shall be in lieu of all per diem and expenses, except transportation expenses.

That all other laws pertaining to compensation or expenses of the physician members of the state board of health and state board of medical examiners as such members, or in connection with any of the other departments, board or commissions connected with the office of the state board of health, and all laws in conflict with any of the provisions of this act are hereby amended to conform to its provisions.

That the terms of the present members of the state board of health and the secretary thereof as such, and in connection with all other departments connected with the office of said state board of health shall terminate upon the taking effect of this act.

SEC. 2. Appropriation—expenses—under supervision executive council. That all appropriations or provisions hereafter to be made or which have been made the state board of health for public health purposes of whatever nature or character, shall be expended under the immediate supervision and direction of the executive council of the state, composed of the governor, secretary of state, auditor of state and treasurer of state, all of whom shall be members, ex officio, to serve without compensation, of the state board of health, and no bill for contingent or miscellaneous expenses, or expenses of any kind, of said state board of health shall be allowed or paid unless it is properly itemized, verified and certified to, and audited by the executive council of the state.

SEC. 3. Acts in conflict repealed. That all laws and parts of laws in conflict with any of the provisions of this act are hereby repealed.

Approved April 17 A. D. 1913.

CHAPTER 208.

ENFORCEMENT OF SANITARY CONDITIONS BY STATE BOARD OF HEALTH.

S. F. 491.

AN ACT making special provision for the enforcement of sanitary conditions by the state board of health upon complaint made by five (5) or more citizens. [Additional to chapter sixteen (16) of title twelve (XII) of the supplement to the code, 1907, relative to state board of health.]

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

SECTION 1. Petition—complaint—enforcement. In any case where five or more citizens in any locality in this state present a petition to the state board of health signed by such citizens setting forth complaint regarding sanitary conditions in their locality, it is hereby made the duty of the state board of health to use all means at its command to make special effort to improve the sanitation and health conditions and precautions in such localities of this state. If the local board of health should fail to carry out the directions of the state board of health, the state board of health may employ the necessary assistants to carry out the provisions of this act.

Approved April 19 A. D. 1913.