

CHAPTER 314.

SUSPENSION OF EXECUTION OF SENTENCE OF CERTAIN CONVICTS.

H. F. 304.

AN ACT to amend chapter one hundred eighty-four (184), of the acts of the thirty-fourth (34th) general assembly relative to the suspension of the execution of the sentence of certain convicts on first conviction.

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

SECTION 1. **Trial judge may suspend execution of sentence—governor may pardon.** That section one (1) of chapter one hundred eighty-four (184), of the acts of the thirty-fourth (34th) general assembly be and is hereby amended by adding thereto the following: "Such person, however, may be pardoned by the governor at any time after the suspension of execution of the sentence pronounced against him upon such conditions and with such restrictions and limitations as he may think proper."

Approved April 18 A. D. 1913.

CHAPTER 315.

REQUIRING WITNESSES TO ATTEND AND GIVE TESTIMONY IN CRIMINAL ACTIONS IN ANOTHER STATE.

H. F. 518.

AN ACT providing for the entry of an order by the district court requiring a person in this state to attend and give testimony in a criminal action pending in another state after a petition has been filed in the office of the clerk of said court, and the person given an opportunity to be heard in opposition thereto, and providing punishment for failing to do so. [Additional to chapter thirty-four (34) of title twenty-five (XXV) of the code relating to evidence and witnesses.]

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

SECTION 1. **Petition—hearing.** When a petition is filed in the office of a clerk of the district court upon the relation and oath of a prosecuting attorney in another state, which, by its laws, has heretofore or may hereafter make provision for commanding persons within its borders to attend and testify in a criminal action in this state, setting forth that there is a criminal action pending in the courts of such state wherein a person residing or being within the county wherein said court is held is a material witness for the state in such action, to which there is attached a certified copy of the indictment therein, a judge of said court shall issue an order fixing a time and place for a hearing on said petition, which may be during a session of court or in vacation, and thereupon the clerk shall prepare a notice requiring the said witness to appear before the said judge at the time and place specified in said order to make defense thereto and shall deliver the same to the sheriff of said county for service upon said person.

SEC. 2. **Costs—how paid.** All costs of said proceeding, which shall be estimated by the clerk, shall be paid to the clerk at the time said petition is filed.

SEC. 3. **Material witness—order.** If it shall be shown upon said hearing that the said person is a material and necessary witness for the prosecution in said case, the court shall enter an order commanding said person to appear and testify in said cause in the court in which such criminal action is pending at a certain named time and place, of which order the said person shall take notice.

SEC. 4. **Witness fees tendered in advance.** If any person on whom such order has been made, having been tendered by the party asking for the order ten cents (\$.10) for each mile traveled to and from such court, and the sum of five (\$5.00) dollars for each day that his attendance is required, including the time going to and returning from the place of trial, the number of days to be specified in such order, shall unreasonably neglect to attend and testify in such court, he shall be punished in the manner provided for the punishment of disobedience of any order issued from the office of the clerk of the district court, provided, however, that the laws of the state in which the trial is to be held gives to persons coming into the state, under such order, protection from the service of papers and arrest.

SEC. 5. **Certified copies to be sent to other states.** Upon the taking effect of this act it shall be the duty of the secretary of state to certify a copy of this law to the executive department of each of the states of the United States.

Approved April 18 A. D. 1913.

CHAPTER 316.

REFORMATORY AND PENITENTIARY.

Sub. for S. F. 44.

AN ACT to repeal the law as it appears in sections five thousand six hundred sixty-nine-a (5669-a), five thousand seven hundred sixteen (5716), and five thousand seven hundred eighteen-a-twenty-eight (5718-a-28) of the supplement to the code, 1907, and in sections five thousand seven hundred seventeen (5717), and five thousand seven hundred eighteen, (5718), of the code, and to enact substitutes therefor, providing for the compensation and allowances of officers and employees of the reformatory at Anamosa and the penitentiary at Fort Madison.

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

SECTION 1. **Repeal—compensation of officers and employes.** That the law as it appears in section five thousand seven hundred sixteen (5716), of the supplement to the code, 1907, is hereby repealed, and in lieu thereof is enacted the following:

The officers and employees of the reformatory at Anamosa and the penitentiary at Fort Madison, hereinafter specified, shall be paid for their services each month, sums to be fixed by the board of control, of state institutions, not exceeding, however, the sums specified as follows: The warden, two hundred ten dollars (\$210.00) The deputy warden, one hundred twenty-five dollars (\$125.00), the assistant deputy warden, one hundred dollars (\$100.00), the clerk, one hundred dollars (\$100.00), the chaplain, one hundred dollars (\$100.00), and an additional chaplain, twenty dollars (\$20.00), matron of the women's department seventy-five dollars (\$75.00), the physician and