

6 city manager and to fix likewise the duties and powers and com-
7 pensation of such officer.

1 **SEC. 2. Appointment—tenure of office.** The city manager shall
2 be appointed by a majority vote of the city or town council at a reg-
3 ular meeting of such body, and such manager shall hold office during
4 the pleasure of the said body, and shall be subject to removal by a ma-
5 jority vote thereof.

1 **SEC. 3. Duties which may be imposed.** That said city and town
2 after having selected or appointed such city manager may by ordi-
3 nance provide that the city manager shall perform any or all of the
4 duties incumbent upon the street commissioner, or manager of pub-
5 lic utilities, cemetery sexton, city clerk and superintendent of mar-
6 kets, and that he shall superintend and inspect all improvements
7 and work upon the streets, alleys, sewers, and public grounds of the
8 city or town, and to perform such other and further duties as may
9 be imposed upon him, and to possess such other and further power
10 as may, from time to time, be by ordinance conferred upon him.

1 **SEC. 4. Manager supersedes appointive officers.** Whenever by
2 ordinance or resolution of the council the powers and duties hereto-
3 fore vested in any other appointive municipal officer are to be wholly
4 performed by the said city manager, then no appointment of such
5 said appointive officer shall be made, and any appointment of such
6 officer, made prior to the adoption of such ordinance or resolution
7 shall be hereby cancelled.

1 **SEC. 5. Publication clause.** This act, being deemed of immediate
2 importance, shall be in force and effect from and after its publication
3 in The Des Moines News, a newspaper published in Des Moines,
4 Iowa and the Times-Republican, a newspaper published in Marshall-
5 town, Iowa.

Approved April 8, A. D. 1915.

I hereby certify that the foregoing act was published in the Des Moines News and
the Times-Republican April 12, 1915.

W. S. ALLEN, *Secretary of State.*

CHAPTER 96.

MILITARY CODE OF IOWA.

Substitute for S. F. 378.

AN ACT to amend section twenty-two hundred fifteen-f-thirty-one (2215-f31), supple-
ment to the code, 1913, and to repeal section twenty-two hundred fifteen-f thirty-six
(2215-f36), supplement to the code, 1913, and to enact a substitute therefor, relating
to the militia and military code of Iowa, arms, equipment, etc., and to absence of
soldiers without leave.

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

1 **SECTION 1. Military stores—failure to account.** That section
2 twenty-two hundred fifteen-f thirty-one (2215-f31), supplement to

3 the code, 1913, be and the same is hereby amended by striking out
4 the word "wilfully" in line eight (8) thereof.

1 **SEC. 2. Absence without leave, etc.** That section twenty-two
2 hundred fifteen-f thirty-six (2215-f36), supplement to the code, 1913,
3 be and the same is hereby repealed and the following enacted in lieu
4 thereof:

5 "Every soldier absent from any tour of active service, parade, drill,
6 encampment or inspection without leave or sufficient excuse, shall be
7 fined two dollars for each day of absence; and for any unsoldierly
8 conduct during any such service he may be fined not more than ten
9 dollars. Such fines shall be collected by civil action in the name of
10 the state for the use of the company to which the soldier fined be-
11 longs, and such action shall be prosecuted by the county attorney.
12 Any company may impose such other fines upon its members as it
13 may think proper in its by-laws, which may be enforced in the man-
14 ner above provided. The findings of the court-martial provided in
15 section thirty-nine of this act for the trial of soldiers charged with
16 such offenses shall be conclusive evidence on the question of whether
17 or not the soldier was absent without sufficient excuse or whether
18 he was guilty of unsoldierly conduct or whether he was guilty of an
19 infraction of the by-laws of the company. Upon the trial of the
20 civil action above provided for, no evidence shall be competent on
21 the part of the defendant except that he may show in defense that
22 the court-martial that determined his guilt did not comply with the
23 provisions of the law or was for any reason without jurisdiction to
24 determine the question of his guilt. Whenever the governor, as
25 commander-in-chief, has issued an order to the guard, or any por-
26 tion thereof, to perform any military duty which may be required under
27 the law and regulations, and any enlisted man fails to report for
28 such duty, the sheriff or any peace officer shall upon a written re-
29 quest of the commanding officer of such troops accompanied by a
30 copy of the order of the governor, arrest such enlisted man and de-
31 liver him in person to such commanding officer wherever he may
32 direct. The sheriff or any peace officer shall be allowed the same
33 fees and mileage for such service as is now allowed by law in crim-
34 inal cases and the same shall be taxed accordingly."

Approved April 8, A. D. 1915.

CHAPTER 97.

PUBLICATION OF PROCEEDINGS OF CITY AND TOWN COUNCILS.

S. F. 51.

AN ACT to amend the law as it appears in section six hundred eighty-seven-a (687-a),
supplement to the code, 1913, relating to the publication of proceedings of city
and town councils.

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

1 **SECTION 1. When proceedings published, etc.** That the law as
2 it appears in section six hundred eighty-seven-a (687-a), supplement