

## CHAPTER 346.

## LIVE STOCK INSURANCE COMPANIES.

H. F. 148.

AN ACT amending section number eighteen (18) of chapter number four hundred twenty-nine (429) of the laws of the thirty-seventh general assembly, providing for the organizing, admitting, licensing and regulating of insurance companies other than life, by prescribing the amount of capital required for companies insuring live stock exclusively.

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

## SECTION 1. Companies insuring live stock — capital required.

- 1 That the law as it appears in section number eighteen (18) of chapter
- 2 number four hundred twenty-nine (429) of the laws of the thirty-
- 3 seventh general assembly be amended by adding in the twelfth (12)
- 4 line thereof, after the word "glass" the following: ", or live stock".

Approved April 24, A. D. 1919.

## CHAPTER 347.

## REQUIREMENTS FOR PUBLIC CONTRACTORS.

H. F. 224.

AN ACT requiring public contractors to file a bond for the protection of the parties contracting therewith and for the benefit of those furnishing such contractor with materials used or labor performed in the carrying out of such contract; fixing the terms and conditions of such bonds; requiring the same to be filed with the clerk of the district court; providing for suit to be brought thereon, and fixing the time within which such suit may be instituted; and making the furnishing of such bond a condition precedent to the validity of such public contracts, and providing the time within which claims shall be filed.

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

## SECTION 1. Public contractor — bond — conditions of obligation.

- 1 That whenever any public body, board, committee, officer or other
- 2 public representative now or hereafter empowered by law to enter
- 3 into a contract, for and on behalf of the public, for the purpose of con-
- 4 structing any public building, or for the purpose of making any public
- 5 improvement, or for the making of any additions thereto, or for the
- 6 finishing, furnishing or repairing of any such buildings or public
- 7 work, such body, board, committee, officer or other public representa-
- 8 tive, whenever the contract price is in excess of one thousand (\$1,000)
- 9 dollars, shall require as a condition precedent to the making of such
- 10 contract that the person, firm or corporation to whom the contract is
- 11 awarded furnish and file a bond, as hereinafter provided, in a sum of
- 12 not less than the contract price, the amount to be determined by
- 13 those representing the public, signed by the contractor and a
- 14 responsible surety company authorized to do business in Iowa, which

15 bond shall run to said body, board, committee, or other public repre-  
 16 sentative, for its use and benefit and for the use and benefit of all per-  
 17 sons, firms and corporations who shall perform any labor or furnish  
 18 any material, including fuel, in the carrying out of such public con-  
 19 tract, and shall have as one of its conditions, the following paragraph:

20 Now, therefore, the condition of this obligation is such that if the  
 21 principal shall faithfully perform the contract on his part, and satisfy  
 22 all claims and demands, incurred for the same, and shall fully indem-  
 23 nify and save harmless the owner from all cost and damage which he  
 24 may suffer by reason of failure so to do, and shall fully reimburse and  
 25 repay the owner all outlay and expense which the owner may incur in  
 26 making good any such default, and shall pay all persons who have  
 27 contracts directly with the principal for sub-contractors for labor or  
 28 materials, then this obligation shall be null and void; otherwise it  
 29 shall remain in full force and effect.

30 The foregoing condition shall at all times be additional to those  
 31 conditions and requirements now or hereafter required by statute to  
 32 be a part of such bonds. The provisions and requirements of this  
 33 act shall not be modified or annulled by contrary provisions in any  
 34 such bond or contract.

1 **SEC. 2. Bond — how executed — action on, etc.** Such bond shall  
 2 be executed in duplicate, one copy of which shall be filed in the office  
 3 of the clerk of the district court of the county in which such public  
 4 work is to be performed; and any person for whose benefit the bond  
 5 is given, or his assigns, may bring an action on such bond for the  
 6 recovery of such indebtedness; provided, that no such action shall be  
 7 brought on said bond after six (6) months of the completion of any  
 8 public improvement or building, and provided that a verified, itemized  
 9 statement of the claim shall be filed with the city clerk, county auditor  
 10 or secretary of the school board, as the case may be, within sixty days  
 11 after the last item of material is furnished or labor performed.

1 **SEC. 3. Public contracts — requirement to validate — bond —**  
 2 **form and conditions of.** No public contract coming within the pro-  
 3 visions of this chapter shall be of any validity until the bond men-  
 4 tioned herein has been executed and filed in the form and bearing the  
 5 conditions as provided by this chapter, and until there is endorsed on  
 6 said contract the written endorsement of the clerk of the district  
 7 court of the county in which such public work is to be performed that  
 such a bond, properly executed, is now on file in his office.

1 **SEC. 4. Claimants — additional security for.** This act shall be  
 2 construed as affording additional security to that now provided such  
 3 claimants under existing statutes and not so as to affect existing  
 4 mechanic's lien laws or other statutes providing for the filing of simi-  
 5 lar claims, and so as not to apply to bonds furnished under the require-  
 6 ments of chapter 2-A title X, supplement to the code, 1913.

1 **SEC. 5. Acts in conflict repealed.** All acts, or parts of acts, in  
 2 conflict herewith are, to the extent of such conflict, hereby repealed.

Approved April 24, A. D. 1919.