

## CHAPTER 24

## DEPOSITIONS IN WORKMEN'S COMPENSATION CASES

AN ACT to amend the law as the same appears in section fourteen hundred forty-four (1444) of the code, 1927, relating to the taking of depositions in workmen's compensation cases.

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

1 SECTION 1. That the law as the same appears in section fourteen  
2 hundred forty-four (1444) of the code, 1927, be and the same is  
3 hereby amended by adding thereto the following paragraph after the  
4 words "district court" as the same appears in the second paragraph  
5 of said section:

6 Provided that in workmen's compensation cases either party upon  
7 written notice, may elect to take the deposition of a witness, who may  
8 live within one hundred miles of the place of hearing, if the testimony  
9 of such witness is desired to show the physical condition of the in-  
10 jured party or testimony relating to the cause of injury.

Senate File No. 404. Approved April 25, 1931.

## CHAPTER 25

## CIGARETTES—REFUND OF MULCT TAX

AN ACT to amend chapter seventy-eight (78), code, 1927, relating to permits to sell cigarettes or cigarette papers and to the tax relating thereto, and to provide for refunds of tax in certain cases.

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

1 SECTION 1. Chapter seventy-eight (78), code, 1927, is amended  
2 by inserting in said chapter the following, to wit:  
3 "1563-d1. Surrender of permits—refunds. An unrevoked permit  
4 for which the holder has paid the full annual tax may be surrendered  
5 during the first nine months of said year, to the officer issuing it,  
6 and the municipality or county granting the permit shall make re-  
7 funds to the said holder as follows:

8 1. Three-fourths of the annual tax if the surrender is made during  
9 July, August, or September.

10 2. One-half of the annual tax if the surrender is made during  
11 October, November, or December.

12 3. One-fourth of the annual tax if the surrender is made during  
13 January, February, or March.

14 An unrevoked permit for which the holder has paid three-fourths  
15 of a full annual tax may be so surrendered during the first six months  
16 of the period covered by said payment and the said municipality or  
17 county shall make refunds to the holder as follows:

18 1. A sum equal to one-half of an annual tax if the surrender is  
19 made during October, November, or December.

20 2. A sum equal to one-fourth of an annual tax if the surrender  
21 is made during January, February, or March.

22 An unrevoked permit for which the holder has paid one-half of a

23 full annual tax may be so surrendered during the first three months  
 24 of the period covered by said payment, and the said municipality or  
 25 county shall refund to the holder a sum equal to one-fourth of an  
 26 annual tax."

Senate File No. 358. Approved April 30, 1931.

## CHAPTER 26

### FISH AND GAME COMMISSION

AN ACT relating to fish, game, fur-bearing animals and protected birds; creating a fish and game commission, prescribing its powers and duties, and transferring funds for the use of such commission.

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

1     **SECTION 1. Purposes.** The purpose of this act is to provide an  
 2 adequate and flexible system for the propagation, protection, develop-  
 3 ment and use of forests, fish, game, fur-bearing animals, protected  
 4 birds, lakes, streams, plant life, and other outdoor resources in the  
 5 state of Iowa.

1     **SEC. 2. Commission, members, appointment, term, qualifications.**  
 2 To carry out the purpose of this act, and other acts for like purposes,  
 3 there is created a state fish and game commission of five (5) mem-  
 4 bers, to be appointed by the governor by and with the approval of  
 5 the senate by a two-thirds vote of the members present in executive  
 6 session, not more than three from one zone, and not more than three  
 7 from the same political party. The term of office for each member  
 8 of the commission shall be four (4) years, provided that of those  
 9 first appointed, two shall be appointed for two years and three for  
 10 four (4) years, from and after May 1st, 1931, and further provided  
 11 that all of those first appointed shall serve, in addition, from their  
 12 appointment to May 1st, 1931. Thereafter, during February in each  
 13 odd-numbered year, beginning in 1933, two (2) or three (3) mem-  
 14 bers, as the number to be appointed may be, shall be likewise ap-  
 15 pointed and approved for a full term. The commissioners appointed  
 16 shall be citizens of the state and persons having a knowledge of and  
 17 interest in conservation. No person appointed as such commissioner  
 18 shall, during his term as such commissioner, hold any other state or  
 19 federal office; provided further, that in case of death, removal from  
 20 the state, resignation, or removal from office, as hereinafter provided,  
 21 or inability to act, the governor shall appoint a successor for the  
 22 unexpired term and the said successor shall be confirmed by the  
 23 senate in the same manner as the original appointments.

1     **SEC. 3. Members, salaries.** The members of the state fish and  
 2 game commission shall receive no compensation for their services,  
 3 but shall be allowed their actual necessary traveling and hotel ex-  
 4 penses while absent from their homes in attendance upon meetings  
 5 of the commission and in discharge of their official duties, as delegated  
 6 and authorized by the commission; said expenses to be paid from the  
 7 state fish and game commission fund.