

CHAPTER 22

PETITIONER'S BOND IN ACTION TO REMOVE OFFICER

H. F. 58

AN ACT to amend chapter fifty-six (56), code, 1931, relating to removal from office.

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

1 SECTION 1. That chapter fifty-six (56), code, 1931, be amended by
 2 adding after section ten hundred ninety-three (1,093) the following:
 3 "Sec. 1093-e1. If the petition for removal is filed by any one other
 4 than the attorney general or the county attorney, the court shall
 5 require the petitioners to file a bond in such amount and with such
 6 surety or sureties as the court may require, said bond to be approved
 7 by the clerk, to cover the costs of such removal suit, including attor-
 8 ney fees, if final judgment is not entered removing the officer
 9 charged."

House File No. 58. Approved March 22, 1933.

CHAPTER 23

SALARY OF SUSPENDED PUBLIC OFFICER

S. F. 176

AN ACT providing that an order suspending a public officer from the exercise of his office shall automatically suspend the payment of all official salary or compensation to said officer, and fixing the conditions under which said suspended salary or compensation shall be withheld from, or paid to, such officer.

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

1 SECTION 1. An order of the governor suspending an impeachable
 2 state officer from the exercise of his office shall, from the date of said
 3 order, automatically suspend the further payment to said officer of
 4 all official salary or compensation, except as herein provided. If
 5 articles of impeachment are duly voted against said officer during the
 6 general assembly first convening after said order, and the accused
 7 is convicted thereon, all right to said suspended salary or compensa-
 8 tion shall be deemed forfeited by said officer. If said articles are not
 9 so voted, or if the said officer be acquitted on duly voted articles, the
 10 said suspended salary or compensation shall be forthwith paid to said
 11 officer, unless an indictment or its equivalent, growing out of his
 12 misconduct while in office, is then pending against the said officer, in
 13 which case said salary or compensation shall be paid to said officer
 14 only on his acquittal or the dismissal of the charges.

1 SEC. 2. An order of the district court or of a judge thereof sus-
 2 pending a public officer from the exercise of his office, after the filing
 3 of a petition for the removal from office of such officer, shall, from the
 4 date of such order, automatically suspend the further payment to
 5 said officer of all official salary or compensation until said petition has
 6 been dismissed, or until said officer has been acquitted on any pend-
 7 ing indictments charging misconduct in office.

Senate File No. 176. Approved April 8, 1933.