

5 a certificate of the Secretary of the State Mine Inspectors that the
6 producer designated in such bid is now complying with all the work-
7 men's compensation and mining laws of the State.

1 SEC. 4. Any contract entered into or carried out in whole or in
2 part, in violation of the provisions of this act, shall be void and such
3 contract or any claim growing out of the sale, delivery or use of the
4 coal specified therein, shall be unenforceable in any court. In addi-
5 tion to any other proper party or parties, any unsuccessful bidder at a
6 letting provided for in this act shall have the right to maintain an ac-
7 tion in equity to prevent the violation of the terms of this act.

1 SEC. 5. The provisions of this act shall not apply to municipally
2 owned and operated public utilities nor to school townships and rural
3 independent districts.

Senate File 151. Approved March 24, 1937.

CHAPTER 94

ELECTIONS

H. F. 7

AN ACT to amend section seven hundred forty-eight (748), code, 1935, relating to the printing of ballots, and to provide for the printing of separate ballots where all names can not be placed on the voting machines.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That section seven hundred forty-eight (748), code,
2 1935, is hereby amended by striking the period (.) at the end thereof
3 and inserting in lieu thereof the following:

4 " , except that at any election where voting machines are used, and
5 it is impossible to place the names of all candidates on the machine bal-
6 lot, the county auditor, city clerk, or town clerk, may provide a separ-
7 ate printed ballot for the township ticket; one of each of said printed
8 ballots to be furnished each qualified voter."

House File 7. Approved February 25, 1937.

CHAPTER 95

VOTING MACHINES—MANNER OF COUNTING BALLOTS

S. F. 12

AN ACT to amend section nine hundred fifty (950) of the code of Iowa, 1935, and to provide the manner in which absent voters' ballots shall be counted and the results tabulated in precincts using voting machines.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That section nine hundred fifty (950) of the code of
2 Iowa, 1935, be and the same is hereby amended by striking from said
3 section all that part reading as follows: " , under the personal super-
4 vision of all the judges, be registered on the voting machine the same
5 as if the absent voter had been present and voted in person.", and

6 substituting in lieu thereof the following: "counted. The judges of
7 election all being present shall count and shall post the results of the
8 total votes cast for each candidate and/or all votes cast for and against
9 any proposition which shall have been submitted to a vote of the people
10 in a record book provided for that purpose so that a complete, separate,
11 and distinct record may be had of the votes cast as shown by the absent
12 voters' ballots, together with the record of the total votes so cast as
13 shown by both voting machine and absent voters' ballots and such rec-
14 ord shall be signed by all of the judges."

Senate File 12. Approved April 3, 1937.

CHAPTER 96

MINES AND MINING

H. F. 173

AN ACT to amend chapter sixty-eight (68), code, 1935, relating to the opening of coal mines and providing for the issuance of a license by the state mine inspectors authorizing the same.

WHEREAS, the production of coal, its distribution and use is of public interest to the state as a whole, and,

WHEREAS, accidents, both fatal and non-fatal often occur in mines that are not known to exist by the state mine inspectors, and,

WHEREAS, it is very necessary that an accurate record of the location of each new coal mine opened shall be kept by the state mine inspectors in order that said mines can be inspected as provided by law, now, therefore,
Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Chapter sixty-eight (68), code, 1935, is hereby amended
2 by inserting after section twelve hundred forty-one g4 (1241-g4) the
3 following sections:

1 SEC. 2. Any person or persons, firm or corporation, contemplating
2 opening a coal mine, either by shaft, slope, drift, or strip methods, to
3 mine or produce for sale, barter or trade, shall first obtain a license from
4 the state mine inspector of the district in which the intended mine is to
5 be located, which permit shall be issued as hereinafter provided, per-
6 mitting and authorizing said opening in said location and at a specified
7 time.

1 SEC. 3. The state mine inspectors are hereby authorized to provide
2 a suitable form upon which application shall be made, which shall
3 include name of operator, post office address, location of mine, kind
4 of power to be used for hoisting and haulage, kind of opening, name
5 of supervising official, and number of years of actual mining experi-
6 ence. The applicant shall be required to furnish all necessary infor-
7 mation before a license shall be issued. It shall be the duty of the
8 state mine inspectors to issue said permit, without cost, when the
9 above provisions have been complied with.

1 SEC. 4. The provisions of this act shall not apply to any person
2 who shall mine coal on his own property for his own personal use.