

9 shall be officially designated by the government of the United States
 10 as the termination of World War II, while serving in the military or
 11 naval forces of the United States, or as a result of such service, to
 12 defray the expenses of tuition, matriculation, laboratory and similar
 13 fees, books and supplies, board, lodging, and any other reasonably
 14 necessary expense for such child or children incident to attendance at
 15 any educational or training institution of college grade, or in any
 16 business or vocational training school of standards approved by said
 17 bonus board, said educational institutions to be located within the
 18 state of Iowa."

1 SEC. 4. Section thirty-five point ten (35.10), Code 1946, is amended
 2 by striking from lines seventeen (17) and eighteen (18) the words
 3 "one hundred fifty" and substituting therefor the words "three
 4 hundred".

Approved March 27, 1947.

CHAPTER 59

SOLDIERS BONUS

S. F. 492

AN ACT authorizing the state of Iowa to become indebted in the amount of eighty-five million dollars (\$85,000,000) and providing for the issue and sale of bonds of said state in evidence thereof, to procure funds for and pay service compensation to persons who served in the armed forces of the United States at any time between the sixteenth day of September, 1940, and the second day of September, 1945, both inclusive or their successors in interest, providing for a board to administer such payments, providing for additional compensation to persons under disability, providing for the imposition, levy and collection of a direct annual tax sufficient to pay the principal and interest on said bonds, and providing penalties for the violation of the provisions of this act; providing for the application of any surplus to the retirement of the indebtedness herein created; and providing for submission of this act to the people to be voted upon at the general election to be held in the year 1948.

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

1 SECTION 1. The state of Iowa is hereby authorized to become in-
 2 debted in the amount of eighty-five million dollars (\$85,000,000) and
 3 in evidence thereof there shall be issued and sold negotiable coupon
 4 bonds of said state as hereinafter provided, and the proceeds thereof
 5 shall be paid into the treasury of the state to be expended for the pay-
 6 ment of service compensation to the persons defined in section four (4)
 7 of this act, or for the benefit of such persons as prescribed by section
 8 four (4) and ten (10) of this act, and for expenses incurred in carrying
 9 out the provisions of this act.

1 SEC. 2. The treasurer of the state is hereby directed to cause to be
 2 prepared negotiable coupon bonds of this state in the amount of
 3 eighty-five million dollars (\$85,000,000), such bonds to bear interest
 4 at the rate of not to exceed two and one-half percent (2½%) per
 5 annum which interest shall be paid semi-annually. Such bonds shall
 6 be issued so that said indebtedness shall be payable in twenty (20)
 7 equal annual installments, the last of which shall be within twenty

8 (20) years from the date of issue, bonds to be callable in numerical
9 order on six (6) months notice at one hundred one and one-half per-
10 cent (101½%) of the par value. Said bonds shall be signed by the
11 governor under the great seal of said state, attested by the secretary
12 of state and countersigned by the treasurer of state, and the full faith,
13 credit and resources of the state of Iowa shall be pledged for the pay-
14 ment thereof. The interest coupons attached to said bonds shall bear
15 the lithographed facsimile signatures of said officials. The treasurer
16 of state shall sell said bonds to obtain funds to carry out the provisions
17 of this act, and to make the payments hereinafter provided. Such
18 bonds shall be sold at not less than the par value thereof and accrued
19 interest thereon to the highest and most responsible bidder after
20 advertising for a period of twenty consecutive days, Sundays excepted,
21 in at least two daily newspapers printed in the state of Iowa. Ad-
22 vertisements of sale shall recite that the treasurer of state, in his
23 discretion, may reject any or all bids received and, in such event, he
24 shall readvertise for bids in the form and manner above described as
25 many times as in his judgment may be necessary to effect a satis-
26 factory sale. If any of said bonds are not presented for payment with-
27 in ten (10) years after maturity they shall be barred.

1 SEC. 3. The proceeds of such bonds so paid into the treasury of
2 state shall constitute a service compensation fund and shall be dis-
3 tributed to the persons entitled thereto as hereinafter prescribed.
4 Said eighty-five million dollars (\$85,000,000) is hereby appropriated
5 out of said service compensation fund for the purpose of carrying out
6 the provisions of this act.

1 SEC. 4. Every person, male or female, who served on active duty, in
2 the armed forces of the United States, at any time between September
3 16, 1940, and September 2, 1945, both dates inclusive, and who at
4 the time of entering into such service was a legal resident of the state
5 of Iowa, and who had maintained such residence for a period of at
6 least six (6) months immediately prior thereto, and was honorably
7 separated or discharged from such service, or is still in active service in
8 an honorable status, or has been retired, or has been furloughed to a
9 reserve, or has been placed on inactive status, shall be entitled to re-
10 ceive from the service compensation fund ten dollars (\$10.00) for each
11 month that such person was in active domestic service and twelve
12 and one-half dollars (\$12.50) for each month that such person was
13 in active foreign service, all prior to December 31, 1946, not to exceed
14 a total sum of five hundred dollars (\$500.00), provided that such per-
15 son served for a period of not less than one hundred twenty (120)
16 days prior to December 31, 1946. Compensation for a fraction of a
17 month shall not be considered unless it be sixteen days or more in
18 which event it shall be computed as a full month. No person shall
19 be entitled to such compensation who received a bonus or compensa-
20 tion of like nature, as provided in this act, from another state. No
21 person shall be entitled to such compensation who being in the service
22 of the armed forces of the United States, subsequent to September 16,
23 1940, refused on conscientious, political, religious, or other grounds to
24 subject himself or herself to military discipline. Service in the
25 merchant marine shall not be considered for the purposes of this act.
26 The surviving unremarried widow or widower, child or children, step-

27 child or stepchildren, mother, father, or person standing in loco
28 parentis, in the order named and none other, of any deceased person,
29 shall be paid the compensation that such deceased person would be
30 entitled to under this act, if living; but, if any person has heretofore
31 died or shall hereafter die, from service connected causes incurred
32 between September 16, 1940, and December 31, 1946, the first of
33 survivors as hereinbefore designated and in the order named, shall
34 be paid five hundred dollars (\$500.00), regardless of the length of
35 such service.

1 SEC. 5. Active duty in the armed forces of the United States shall
2 include all time for which credit is received in the computation of
3 terminal leave, including such leave time as provided for by federal
4 statutes, including Armed Forces Leave Act of 1946,* and attendance
5 at an armed forces school including such schools conducted at a college,
6 university, or similar institution of learning, but shall exclude time
7 pursuing a course of instruction in a college, university, or other
8 institution of learning as a duly enrolled student.

1 SEC. 6. There is hereby created a board to be known as the "World
2 War II Service Compensation Board" to consist of the state auditor,
3 state treasurer, the adjutant general and two veterans of World War
4 II, which two veterans shall be appointed by the governor and serve
5 at his pleasure. The World War II members of the board shall receive
6 compensation of ten dollars (\$10.00) a day and actual expenses for
7 each day of actual service in the administration of the provisions of
8 this act. The board shall maintain its office at the seat of government
9 in Des Moines, Iowa.

1 SEC. 7. Duties. It shall be the duty of the said board to administer
2 the provisions of this act, to examine all applications and approve
3 or disapprove the same and make any investigation necessary to
4 establish facts. In the event an application is disapproved by the
5 board, the claimant shall have the right of appeal to the district court
6 of the state of Iowa in and for the county of his legal residence within
7 a period of thirty days from date of mailing by registered mail of
8 notice of such disapproval. The appeal shall be perfected by filing
9 in the office of the board, a written notice of appeal setting forth the
10 order or finding appealed from and the grounds of the appeal. Within
11 thirty (30) days after the filing of such notice of appeal the board
12 shall make, certify and file in the office of the clerk of the district
13 court to which the appeal is taken, a full and complete transcript
14 of all documents in the proceeding, including any depositions, a
15 transcript or certification of the evidence, if reported, including
16 the notice of appeal. The clerk shall forthwith docket such appeal.
17 The appeal shall be heard in such district court as in equity de novo.
18 Appeal may be taken to the Supreme court from any final order or
19 judgment or decree of the district court. When any application has
20 been approved by the board, payment shall be made to the applicant
21 in accordance with the provisions of this act. It shall be the duty of
22 the board to prepare vouchers and transmit the same to the state
23 comptroller in payment of the bonus claims provided for herein and

*60 Stat. L.—.

24 other necessary administrative expenses; said state comptroller shall
25 issue a warrant for the amount stated therein and the state treasurer
26 shall pay such warrants out of said bonus fund. The board is hereby
27 empowered to employ such assistants and incur such other expenses
28 as may be necessary for such administration and carrying out of the
29 provisions of this act, and the funds necessary for such administration
30 and carrying out the provisions of this act shall be expended from
31 said compensation fund; such assistants as said board may determine
32 shall give bond in such amount as may be fixed by said board, and
33 shall, whenever practicable, be persons within the classes as defined
34 in section four (4) of this act. The board is hereby empowered to
35 make, adopt and promulgate such rules and regulations for the
36 carrying out of the provisions of this act as it deems necessary and
37 expedient and which are not inconsistent with any provisions of this
38 act.

1 SEC. 8. Before receiving any compensation under the provisions
2 of this act, the claimant, or his successor in interest, shall file with
3 the service compensation board, application on forms provided by said
4 board; such application must be so filed on or before December 31,
5 1950. Such application shall state facts sufficient to establish the
6 status of such applicant within a class as defined in section four (4)
7 of this act, and shall be duly verified.

1 SEC. 9. Whoever knowingly makes a false statement, oral or
2 written, relating to a material fact in supporting a claim under the
3 provisions of this act, shall be punished by a fine of not more than
4 one thousand dollars (\$1,000.00) or be imprisoned for not more than
5 one year, or both, and shall forfeit all benefits he or she might have
6 been entitled to under this act.

1 SEC. 10. After payment of all of the above claims and expenses
2 of administration of the board herein created, all funds up to and
3 including three million dollars (\$3,000,000) remaining in the hands
4 of World War II service compensation board shall constitute an
5 additional compensation fund to be administered by the said board
6 for the amelioration of the condition of residents of this state within
7 the classes defined in section four (4) of this act who suffer from
8 disability. The cost of the administration of such additional compensa-
9 tion fund shall be paid from such fund. After the payment of all of
10 said claims and expenses of administration of the board herein
11 created all funds remaining in the hands of World War II service
12 compensation board in excess of three million dollars (\$3,000,000) shall
13 revert to and become a part of the permanent school fund of the
14 state.

1 SEC. 11. All payments and allowances made under this act shall be
2 exempt from taxation and from levy and sale on execution and all
3 bonds issued hereunder shall be exempt from taxation.

1 SEC. 12. To provide for the payment of the principal of said bonds
2 so issued and sold and the interest thereon as the same become due
3 and mature, there is hereby imposed and levied upon all of the taxable
4 property within the state of Iowa in addition to all other taxes, a
5 direct annual tax for each of the years said bonds are outstanding

6 sufficient in amount for the payment of principal of said bonds as it
 7 shall become due, and sufficient in amount to produce additional sums
 8 as may be needed to pay the interest on said bonds each year for twenty
 9 (20) years. The treasurer of the state shall annually certify to the
 10 state tax commission prior to the time for levy of general state taxes
 11 the amount of money required to be raised to pay the principal and
 12 interest on such bonds maturing in the ensuing year, and said state tax
 13 commission shall annually fix the rate percentum necessary to be
 14 levied and assessed upon the valuation of the taxable property within
 15 this state to produce funds sufficient to pay the principal of and interest
 16 upon such bonds as the same become payable, and such additional
 17 annual direct tax shall be levied, certified, assessed and collected at the
 18 same time and in the same manner as are taxes for general state pur-
 19 poses.

1 SEC. 13. If any clause, sentence, paragraph, or part of this act
 2 shall for any reason be adjudged by any court of competent jurisdiction
 3 to be invalid, such judgment shall not affect, impair or invalidate the
 4 remainder of the act, but shall be confined in its operation to the clause,
 5 sentence, paragraph, or part thereof directly involved in the contro-
 6 versy in which such judgment has been rendered.

1 SEC. 14. This law, after legal publication shall be submitted to the
 2 people of this state at the general election to be held in November,
 3 nineteen hundred forty-eight, and shall not take effect unless at such
 4 election it shall receive a majority of all votes cast for and against it.
 5 Separate ballots shall be provided for the electors which shall be in
 6 substantially the following form:

7 (Notice to voters: For an affirmative vote upon any question sub-
 8 mitted upon this ballot, mark a cross mark in the square after the
 9 word "Yes". For a negative vote, make a similar mark in the square
 10 following the word "No".)

11 "Shall the following public measure, being an act of .Yes
 12 the 52nd General Assembly, be adopted and approved?" .No
 13 (Here insert in full this law)

1 SEC. 15. This act shall take effect immediately upon its adoption
 2 and approval at such election.

Approved May 19, 1947.

CHAPTER 60

COMMISSIONER OF PUBLIC SAFETY

S. F. 471

AN ACT to amend chapter eighty (80), code 1946, relating to the salary of the commissioner of the department of public safety.

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

1 SECTION 1. Amend section eighty point two (80.2), Code 1946,
 2 by striking from line twenty-five (25) the following: "four thousand