

3 circumstances, is held unconstitutional or invalid, such declaration
 4 of unconstitutionality or invalidity shall not affect any other provi-
 5 sion or application of this act which can be given effect without the
 6 invalid provision or application. The legislature hereby declares
 7 that it would have passed the remaining provisions of this act if it
 8 had known that such provision thereof would be declared unconsti-
 9 tutional or invalid.

1 SEC. 15. All laws, or parts of laws, inconsistent or in conflict
 2 herewith are hereby suspended insofar as may be necessary to give
 3 full force and effect to this act.

Approved March 28, 1949.

CHAPTER 71

WATER NAVIGATION REGULATIONS

H. F. 581

AN ACT relating to penalties for violation of water navigation regulations and to amend section one hundred six point twenty-seven (106.27), Code 1946.

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

1 SECTION 1. Section one hundred six point twenty-seven (106.27),
 2 Code 1946, is amended by adding in line two (2) after the word
 3 "chapter" the following: ", for which another penalty is not other-
 4 wise specifically provided,".

Approved April 20, 1949.

CHAPTER 72

OPERATING MOTOR BOAT WHILE INTOXICATED

H. F. 80

AN ACT providing for penalties to be imposed for the operation of a motor boat while intoxicated or while under the influence of narcotic drugs.

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

1 SECTION 1. Amend chapter one hundred six (106), Code 1946, by
 2 adding the following: "Whoever, while in an intoxicated condition
 3 or under influence of narcotic drugs, operates a motor boat upon
 4 the public waters of this state, shall, upon conviction or a plea of
 5 guilty, be punished, for the first offense by a fine of not less than three
 6 hundred dollars nor more than one thousand dollars, or by imprison-
 7 ment in the county jail for a period of not to exceed one year, or by
 8 both such fine and imprisonment; for the second offense by a fine of not
 9 less than five hundred dollars, nor more than one thousand dollars, or
 10 by imprisonment in the penitentiary for a period of not to exceed one
 11 year, or by both such fine and imprisonment; and for a third offense,
 12 and each offense thereafter, by imprisonment in the penitentiary for a
 13 period not to exceed three years.