

10 shall have no power to employ or discharge any officer or employee
 11 that the Mayor has power to appoint or employ but said Mayor pro
 12 tempore shall have the right to cast a vote as a member of the council.

1 SEC. 2. All laws or parts of laws in conflict herewith are hereby
 2 repealed to the extent of said conflict.

1 SEC. 3. This act shall apply to special charter cities.

Approved March 16, 1949.

CHAPTER 159

GROUP INSURANCE FOR CITY EMPLOYEES

H. F. 149

AN ACT authorizing city councils in certain cities to procure group insurance, hospital, or medical service for employees of such cities, to establish plans and funds for such purposes and to administer the same.

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

1 SECTION 1. The city council in any city now or hereafter having a
 2 population of one hundred twenty-five thousand (125,000) inhabitants
 3 or more, including cities under commission plan of government, may
 4 establish plans for and procure group insurance, hospital or medical
 5 service for the employees of such city.

1 SEC. 2. The funds for such plans shall be created from the follow-
 2 ing sources:

3 (a) Contributions from employees who elect to participate in any
 4 such plan; and

5 (b) Contributions authorized by the city council from the general
 6 fund of said city in amounts not exceeding the aggregate amounts
 7 assessed against and collected from employees who elect to participate
 8 in any such plan. The funds for each plan shall be kept separately.

1 SEC. 3. All employees participating in any such plan shall be
 2 assessed and required to pay an amount to be fixed by the city council
 3 not to exceed the 2% which shall be contributed by the city according
 4 to the plan adopted, and the amount so assessed shall be deducted and
 5 retained out of the wages or salary of such employees.

1 SEC. 4. Participation in any such plan shall be optional with all
 2 employees eligible to the benefits thereof as provided by the rules and
 3 regulations adopted by the city council pursuant thereto. Election to
 4 participate therein shall be in writing signed by the employee and
 5 filed with the city council.

1 SEC. 5. The fund for each plan shall be under the control and shall
 2 be expended under the directions of the city council and shall be used
 3 solely for the purpose of administering and carrying out the provisions
 4 of the plan adopted by the city council.

1 SEC. 6. The city council may contract with a non-profit corpora-
 2 tion operating under the provisions of chapter 514 of the Code or

3 with a legal reserve life insurance company with respect of a group
 4 insurance plan, which may include life, health, hospitalization and
 5 disability insurance during period of active service of such em-
 6 ployees, with the right of any employee to continue such life insur-
 7 ance in force after termination of active service at such employee's
 8 sole expense; and may contract with a nonprofit corporation operating
 9 under and governed by the provisions of chapter five hundred four-
 10 teen (514) of the Code with respect of any hospital or medical
 11 service plan.

1 SEC. 7. "Employee" as used in this act is defined to be a person
 2 employed by the city on a weekly, monthly or yearly basis and who is
 3 actually performing duties under such employment, except the
 4 members or the employees in the police department, fire department
 5 and the waterworks.

1 SEC. 8. The city council of cities establishing any such plan under
 2 this act shall administer such plan and formulate and establish rules
 3 and regulations for the operation thereof, not inconsistent with the
 4 provisions of this act.

1 SEC. 9. All amounts payable to employees under and pursuant to
 2 the plan of group insurance established as herein provided shall be
 3 exempt from liability for debts of the person to or on account of whom
 4 the same is payable and shall not be subject to seizure upon execution
 5 or other process.

1 SEC. 10. The decisions of the city council upon all matters upon
 2 which the said city council is empowered to act, under and pursuant
 3 to the provisions hereof, shall be final and conclusive, in the absence
 4 of fraud, and no appeal shall be allowed therefrom nor shall such
 5 decisions of the city council, in the absence of fraud, be reviewed, en-
 6 joined or set aside by any court.

Approved May 2, 1949.

CHAPTER 160

CIVIL SERVICE

S. F. 372

AN ACT to amend section three hundred sixty-five point seventeen (365.17), Code 1946, relating to civil service.

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

1 SECTION 1. Section three hundred sixty-five point seventeen
 2 (365.17), Code 1946, is hereby amended by adding thereto the follow-
 3 ing:

4 "Except with respect to appointment or employment in the police
 5 or fire department, the civil service commission may waive the resi-
 6 dence requirement as set out in paragraph one (1), in examinations