

11 (3) If it fails to bear on its label the information required by this  
12 Act.

13 (4) If it is a white powder pesticide and is not colored as required  
14 under this Act.

15 b. In the case of a device, if it is misbranded.

16 2. If the article is condemned, it shall, after entry of decree, be  
17 disposed of by destruction or sale as the court may direct and the  
18 proceeds if such article is sold, less legal costs, shall be paid to the  
19 state treasurer; provided, that the article shall not be sold contrary  
20 to the provisions of this Act; and, provided further, that upon pay-  
21 ment of costs and execution and delivery of a good and sufficient  
22 bond conditioned that the article shall not be disposed of unlawfully,  
23 the court may direct that said article be delivered to the owner  
24 thereof for relabeling or reprocessing as the case may be.

25 3. When a decree of condemnation is entered against the article,  
26 court costs and fees and storage and other proper expenses shall be  
27 awarded against the person, if any, intervening as claimant of the  
28 article.

1 SEC. 11. The secretary is authorized and empowered to co-oper-  
2 ate with, and enter into agreements with, any other agency of this  
3 state, the United States department of agriculture, and any other  
4 state or agency thereof for the purpose of carrying out the provi-  
5 sions of this Act and securing uniformity of regulations.

1 SEC. 12. If any provision of this Act is declared unconstitutional,  
2 or the applicability thereof to any person or circumstances is held  
3 invalid, the constitutionality of the remainder of this Act and the  
4 applicability thereof to other persons and circumstances shall not be  
5 affected thereby.

1 SEC. 13. This Act shall be effective January 1, 1964.

Approved May 20, 1963.

## CHAPTER 140

### BOARD OF CONTROL AUTHORITY

H. F. 315

AN ACT to empower the board of control or an agent designated by the board to exer-  
cise at its discretion the authority normally vested in its employees when problems  
arise.

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

1 SECTION 1. Section two hundred eighteen point one (218.1), Code  
2 1962, is hereby amended by striking lines one (1) through five (5) and  
3 enacting in lieu thereof the words:

4 "The board of control or its designee shall have full authority given  
5 under statute to control, manage, direct, and operate the following

6 institutions under its jurisdiction, and may at its discretion execute  
7 the powers and authority delegated by the board of control or given  
8 by statute to any of its appointees or employees of the:"

Approved April 25, 1963.

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## CHAPTER 141

### BOARD OF CONTROL RECORDS

S. F. 428

AN ACT to authorize the board of control to permit the state libraries and historical department—division of archives—to copy or reproduce by any photographic, photostatic, microfilm, microcard, or other process which accurately reproduces a durable medium for reproducing the original and to destroy in the manner prescribed by law such records of inmates designated in section two hundred eighteen point twenty-one (218.21), Code 1962.

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

1 SECTION 1. Section two hundred eighteen point twenty-two  
2 (218.22), Code 1962, is hereby amended by adding the following  
3 thereto:  
4 "The board of control is authorized to permit the state libraries and  
5 historical department division of archives to copy or reproduce by any  
6 photographic, photostatic, microfilm, microcard or other process which  
7 accurately reproduces a durable medium for reproducing the original  
8 and to destroy in the manner described by law such records of inmates  
9 designated in section two hundred eighteen point twenty-one (218.21)  
10 of the Code."

Approved May 6, 1963.

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## CHAPTER 142

### BOARD OF CONTROL CONFERENCES

H. F. 407

AN ACT relating to the place of holding quarterly conferences of the board of control.

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

1 SECTION 1. Section two hundred eighteen point forty-five (218.45),  
2 Code 1962, is hereby amended by inserting in line four (4) after the  
3 word "Des Moines" the words "or at institutions under its jurisdic-  
4 tion".

Approved April 23, 1963.