

## CHAPTER 75

## COURT COSTS AND EXPENSES

S. F. 114

AN ACT relating to payment by the executive council of court related costs and expenses.

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

1 SECTION 1. Section nineteen point ten (19.10), Code 1975, is amend-  
2 ed to read as follows:

3 **19.10 Court costs.** The executive council may pay, out of any  
4 money in the state treasury not otherwise appropriated, ~~any expense~~  
5 *expenses* incurred, or costs taxed to the state, in any proceeding  
6 brought by or against any of the state departments or in which the  
7 state is a party or is interested. *This section shall not be construed to*  
8 *authorize the payment of travel or other personal expenses of state*  
9 *officers or employees.*

Approved May 12, 1975

## CHAPTER 76

## DATES OF WARS AND CONFLICTS

H. F. 411

AN ACT relating to the dates of World War II, the Korean Conflict, and the Vietnam Conflict.

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

1 SECTION 1. Section nineteen point sixteen (19.16), Code 1975, is  
2 amended to read as follows:

3 **19.16 Veteran's newsstand.** The executive council shall, on the  
4 application of any disabled, honorably discharged soldier, sailor, ma-  
5 rine, or woman who served in the military or naval forces of the United  
6 States in the late Civil war, Spanish-American war, Philippine  
7 insurrection, China relief expedition, World War I, World War II from  
8 December 7, 1941, to ~~September 2, 1945~~ *December 31, 1946*, both dates  
9 inclusive, or the Korean conflict at any time between June ~~27~~ *25*, 1950,  
10 and ~~July 27, 1953~~ *January 31, 1955*, both dates inclusive, or the Viet-  
11 nam Conflict at any time between August 5, 1964, and ending on the  
12 date the armed forces of the United States are directed by formal order  
13 of the government of the United States to cease hostilities, both dates  
14 inclusive, cause to be reserved in the state capitol a reasonable amount  
15 of space in the lobby of said state capitol to be used by such applicant  
16 rent-free as a stand for the sale of news, tobaccos, and candies and may  
17 in such application permit installation of merchandise vending ma-  
18 chines. Should there be more than one applicant for such reserved  
19 space, the executive council shall award the same to the person in its  
20 opinion most deserving of the same. The executive council shall pre-  
21 scribe the regulations by which the stand shall be operated.

1 SEC. 2. Section thirty-five point nine (35.9), unnumbered paragraph  
2 one (1), Code 1975, is amended to read as follows:

3 Said bonus board is authorized to expend not to exceed four hundred  
4 dollars per year for any one child who shall have lived in the state of  
5 Iowa for two years preceding application for aid hereunder, and who is

6 the child of a man or woman who died during World War I between  
 7 the dates of April 6, 1917, and June 2, 1921, or during World War II  
 8 between the dates of September 16, 1940, and ~~September 2, 1945~~  
 9 ~~December 31, 1946~~, both dates inclusive, or the Korean Conflict at any  
 10 time between June 27 25, 1950, and ~~July 27, 1953~~ *January 31, 1955*,  
 11 both dates inclusive, or the Vietnam Conflict at any time between Au-  
 12 gust 5, 1964, and ending on the date the armed forces of the United  
 13 States are directed by formal order of the government of the United  
 14 States to cease hostilities, both dates inclusive, while serving in the  
 15 military or naval forces of the United States, to include members of  
 16 the reserve components performing service or duties required or autho-  
 17 rized under chapter 39, United States Code and Title 32, United States  
 18 Code, sections 502 through 505, and active state service required or au-  
 19 thorized under chapter 29A, or as a result of such service, to defray the  
 20 expenses of tuition, matriculation, laboratory and similar fees, books  
 21 and supplies, board, lodging, and any other reasonably necessary ex-  
 22 pense for such child or children incident to attendance at any educa-  
 23 tional or training institution of college grade, or in any business or  
 24 vocational training school of standards approved by said bonus board,  
 25 said educational institutions to be located within the state of Iowa.

1 SEC. 3. Section seventy point one (70.1), Code 1975, is amended to  
 2 read as follows:

3 **70.1 Appointments and promotions.** In every public department  
 4 and upon all public works in the state, and of the counties, cities, and  
 5 school corporations thereof, honorably discharged men and women  
 6 from the military or naval forces of the United States in any war in  
 7 which the United States was or is now engaged, including the Philip-  
 8 pine Insurrection, China Relief Expedition, and the Korean Conflict  
 9 at any time between June 27 25, 1950 and ~~July 27, 1953~~ *January 31,*  
 10 *1955*, both dates inclusive, and the Vietnam Conflict beginning August  
 11 5, 1964, and ending on the date the armed forces of the United States  
 12 are directed by formal order of the government of the United States to  
 13 cease hostilities, both dates inclusive, who are citizens and residents of  
 14 this state shall be entitled to preference in appointment, employment,  
 15 and promotion over other applicants of no greater qualifications. For  
 16 the purposes of this section World War II shall mean service in the  
 17 armed forces of the United States between December 7, 1941, and  
 18 ~~September 2, 1945~~ *December 31, 1946*, both dates inclusive.

1 SEC. 4. Section two hundred fifty point one (250.1), Code 1975, is  
 2 amended to read as follows:

3 **250.1 Tax.** A tax not exceeding twenty-seven cents per thousand  
 4 dollars of assessed value may be levied by the board of supervisors  
 5 upon all taxable property within the county, to be collected at the  
 6 same time and in the same manner as other taxes, to create a veteran  
 7 affairs fund for the relief of, and to pay the funeral expenses of hono-  
 8 rably discharged, indigent men and women of the United States who  
 9 served in the military or naval forces of the United States in any war  
 10 including the Korean Conflict at any time between June 27 25, 1950,  
 11 and ~~July 27, 1953~~ *January 31, 1955*, both dates inclusive, and includ-  
 12 ing the Vietnam Conflict at any time between August 5, 1964, and end-  
 13 ing on the date the armed forces of the United States are directed by  
 14 formal order of the government of the United States to cease hostili-  
 15 ties, both dates inclusive, and their indigent wives, widows and minor  
 16 children not over eighteen years of age, having a legal residence in the  
 17 county.

1 SEC. 5. Section two hundred fifty point three (250.3), Code 1975, is  
2 amended to read as follows:

3 **250.3 Commission of veteran affairs.** The commission of veter-  
4 an affairs shall consist of three persons, all of whom shall be honorably  
5 discharged men or women of the United States who served in the mili-  
6 tary or naval forces of the United States in any war, including the Ko-  
7 rean Conflict at any time between June ~~27~~ 25, 1950, and ~~July 27, 1953~~  
8 *January 31, 1955*, both dates inclusive, and including the Vietnam  
9 Conflict at any time between August 5, 1964, and ending on the date  
10 the armed forces of the United States are directed by formal order of  
11 the government of the United States to cease hostilities, both dates in-  
12 clusive. Said membership shall at all times, as near as possible, be  
13 equally divided among the men and women who served in the Spanish  
14 American War, World War I and World War II.

1 SEC. 6. Section two hundred fifty point thirteen (250.13), Code  
2 1975, is amended to read as follows:

3 **250.13 Burial—expenses.** The board shall designate some suit-  
4 able person in each township to cause to be decently interred in a suit-  
5 able cemetery and not in any cemetery or part thereof used exclusively  
6 for the burial of the pauper dead, the body of any honorably dis-  
7 charged man or woman of the United States, who served in the mili-  
8 tary or naval forces of the United States during any war, including the  
9 Korean Conflict at any time between June ~~27~~ 25, 1950, and ~~July 27,~~  
10 ~~1953~~ *January 31, 1955*, both dates inclusive, and including the Viet-  
11 nam Conflict at any time between August 5, 1964, and ending on the  
12 date the armed forces of the United States are directed by formal order  
13 of the government of the United States to cease hostilities, both dates  
14 inclusive, or the spouse, surviving spouse, or child of such person, if  
15 any such person has died without leaving sufficient means to defray  
16 the funeral expenses. The commission shall pay such expenses in a sum  
17 not exceeding two hundred *fifty* dollars in any case.

1 SEC. 7. Section two hundred fifty point sixteen (250.16), Code 1975,  
2 is amended to read as follows:

3 **250.16 Markers for graves.** The commission of veteran affairs in  
4 any county shall, upon the petition of five reputable freeholders of  
5 any township or municipality in their county, procure for and furnish  
6 to said petitioners some suitable and appropriate metal marker, at a  
7 cost not exceeding ~~three and one-half~~ *ten* dollars each, for the grave of  
8 each honorably discharged man or woman of the United States, who  
9 served in the military or naval forces of the United States during any  
10 war, including the Korean Conflict at any time between June ~~27~~ 25,  
11 1950, and ~~July 27, 1953~~ *January 31, 1955*, both dates inclusive, and in-  
12 cluding the Vietnam Conflict at any time between August 5, 1964, and  
13 ending on the date the armed forces of the United States are directed  
14 by formal order of the government of the United States to cease hostil-  
15 ities, both dates inclusive, who is buried within the limits of said town-  
16 ship or municipality, to be placed at his grave to permanently mark  
17 and designate said grave for memorial purposes. The expenses thereof  
18 shall be paid from any funds raised as provided in this chapter.

1 SEC. 8. Section two hundred fifty point twenty-one (250.21), Code  
2 1975, is amended to read as follows:

3 **250.21 World War II dates.** For the purposes of this chapter,  
4 World War II shall be from December 7, 1941, to ~~September 2, 1945~~ *De-*  
5 *cember 31, 1946*, both dates inclusive.

1 SEC. 9. Section three hundred thirty-two point five (332.5), Code  
 2 1975, is amended to read as follows:  
 3 **332.5 Veteran's newsstands.** The board of supervisors of any  
 4 county shall, on the application of any honorably discharged soldier,  
 5 sailor, marine, or nurse of the army or navy of the United States in the  
 6 late Civil War, Spanish-American War, Philippine insurrection, China  
 7 relief expedition, World War I, World War II, from December 7, 1941,  
 8 to ~~September 2, 1945~~ *December 31, 1946*, both dates inclusive, includ-  
 9 ing the Korean Conflict at any time between June ~~27 25,~~ 1950, and ~~July~~  
 10 ~~27, 1953~~ *January 31, 1955*, both dates inclusive, and including the  
 11 Vietnam Conflict at any time between August 5, 1964, and ending on  
 12 the date the armed forces of the United States are directed by formal  
 13 order of the government of the United States to cease hostilities, both  
 14 dates inclusive, who was disabled in said war, cause to be reserved in  
 15 the courthouse of the county a reasonable amount of space in the lob-  
 16 by of said courthouse to be used by such applicant rent-free as a stand  
 17 for the sale of news, tobaccos, and candies. Should there be more than  
 18 one applicant for such reserved space, the board of supervisors shall  
 19 award the same to the person in their opinion most deserving of the  
 20 same. The supervisors shall prescribe the regulations by which the  
 21 stands shall be operated.

1 SEC. 10. Section three hundred thirty-five point four (335.4), un-  
 2 numbered paragraph two (2), Code 1975, is amended to read as fol-  
 3 lows:  
 4 This section shall apply to any man or woman entitled thereto who  
 5 served at any time in any of the armed branches of the United States  
 6 of America, including members of the merchant marine in time of war,  
 7 and including the Korean Conflict at any time between June ~~27 25,~~  
 8 1950, and ~~July 27, 1953~~ *January 31, 1955*, both dates inclusive, and  
 9 the Vietnam Conflict ~~beginning at any time between~~ August 5, 1964,  
 10 and ending on the date the armed forces of the United States are di-  
 11 rected by formal order of the government of the United States to cease  
 12 hostilities, both dates inclusive, members of the armed forces of any  
 13 country allied with the United States of America, and of the armed  
 14 forces of Iowa, the various states and territories.

1 SEC. 11. Section four hundred point ten (400.10), Code 1975, is  
 2 amended to read as follows:  
 3 **400.10 Preferences.** In all examinations and appointments under  
 4 the provisions of this chapter, other than promotions and appoint-  
 5 ments of chief of the police department and chief of the fire depart-  
 6 ment, honorably discharged men and women from the military or  
 7 naval forces of the United States in any war in which the United  
 8 States was or is now engaged, including the Philippine Insurrection,  
 9 China Relief Expedition and the Korean Conflict at any time between  
 10 June ~~27 25,~~ 1950 and ~~July 27, 1953~~ *January 31, 1955*, both dates inclu-  
 11 sive, and the Vietnam Conflict beginning August 5, 1964, *and ending*  
 12 *on the date the armed forces of the United States are directed by*  
 13 *formal order of the government of the United States to cease hostili-*  
 14 *ties, both dates inclusive, and who are citizens and residents of this*  
 15 *state, shall be given the preference, if otherwise qualified.*  
 16 For the purposes of this section World War II shall be from Decem-  
 17 ber 7, 1941, to ~~September 2, 1945~~ *December 31, 1946*, both dates inclu-  
 18 sive.

1 SEC. 12. Section four hundred ten point seven (410.7), Code 1975, is  
 2 amended to read as follows:

3     **410.7 Soldiers and sailors.** Any member of the fire or police de-  
 4     partment, who resigned or obtained leave of absence therefrom to serve  
 5     in the United States air force or air force reserve, army, navy or ma-  
 6     rine reserve, or marine corps, of the United States, or as a member of  
 7     the United States army and navy reserve, the Spanish-American war,  
 8     in the World War 1917-1918, or in World War II from December 7,  
 9     1941, to ~~September 2, 1945~~ *December 31, 1946*, both dates inclusive, or  
 10    in the Korean Conflict at any time between June ~~27~~ *25*, 1950, and ~~July~~  
 11    ~~27, 1953~~ *January 31, 1955*, both dates inclusive, or in the Vietnam  
 12    Conflict at any time between August 5, 1964, and ending on the date  
 13    the armed forces of the United States are directed by formal order of  
 14    the government of the United States to cease hostilities, both dates in-  
 15    clusive, and has returned with an honorable discharge from such ser-  
 16    vice, to the fire or police department, shall have the period of such  
 17    service included as part of his period of service in the department.

Approved June 6, 1975

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## CHAPTER 77

### MERIT SYSTEM EXEMPTIONS

H. F. 335

AN ACT relating to exemptions from the state merit system.

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

1     SECTION 1. Section nineteen A point three (19A.3), subsections two  
 2     (2), and fourteen (14), Code 1975, are amended to read as follows:

3     2. All board members and commissions whose appointments are oth-  
 4     erwise provided for by the statutes of the state of Iowa, and one ste-  
 5     nographer or secretary for each *full-time* member of each board and  
 6     commission, and one principal assistant or deputy in each department.

7     14. All appointments *other than boards or commissions* which are  
 8     by law made by the governor or executive council; one stenographer or  
 9     secretary for each; one principal assistant or deputy for each; and all  
 10    administrative assistants or deputies employed by the director of the  
 11    Iowa development commission.

1     SEC. 2. Section nineteen A point three (19A.3), Code 1975, is  
 2     amended by adding the following new subsection:

3     NEW SUBSECTION. The chief administrative officer of each board or  
 4     commission who is appointed by the board or commission and one ste-  
 5     nographer or secretary for the chief administrative officer.

Approved June 3, 1975