

Senate File No. 225.  
BY COMMITTEE ON CITIES AND TOWNS.

Passed on File.  
February 15, 1919.

## A BILL FOR AN ACT

To amend the law as it appears in section five thousand forty (5040) of the code, relating to the observance of the Sabbath.

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

1 Section 1. That the law as it appears in section five  
2 thousand forty (5040) of the code, be and the same is hereby  
3 amended by striking out the words, "five nor less than one dollar"  
4 in the sixth line of said section and inserting in lieu thereof  
5 the following words, "not less than five nor more than twenty-five  
6 dollars."

1 Sec. 2. That the law as it appears in section five  
2 thousand forty (5040) of the code, be and the same is hereby  
3 further amended by adding to said section at the end thereof the  
4 following: "The term 'labor of necessity' as made use of herein  
5 shall, whether done within or without the corporate limits of any  
6 city or incorporated town, be held to include the operation of  
7 railroads, street and interurban railways, telephone and telegraph  
8 service, heating and lighting plants, waterworks and other public  
9 services, livery stables, automobile busses or other means of  
10 transportation, undertaking establishments, automobile garages,  
11 open for demonstration or sale, service stations, hotels, eating <sup>not</sup>  
12 houses, drug stores, confectionery stores and ice cream stands,  
13 bath house and boat houses, and transportation and care of milk and  
14 cream and the sale and delivery of milk and ice, the publishing,

15 sale and delivery of newspapers and periodicals, and the giving of  
16 concerts of music and the conducting of chautauqua assemblies, the  
17 opening of public libraries and museums.

1     Sec. 3. In any incorporated town or city in this state  
2 of not less than five hundred (500), nor more than five thousand  
3 (5,000) inhabitants, according to the last census, including cities  
4 under special charter and cities under the commission form of  
5 government, the council of such incorporated town or city, may,  
6 by ordinance permit moving picture shows and baseball games at  
7 which an admission fee is charged, on Sunday, and on the petition  
8 of a number of voters amounting to not less than twenty-five (25)  
9 per cent of those voting at the last preceding general election  
10 in such incorporated town or city, must submit to the voters of  
11 said city at the succeeding general election or regular city or  
12 town election or at a special election called for that purpose,  
13 the question of permitting the maintenance and operation of base-  
14 ball games, where an admittance fee is charged, theaters and mov-  
15 ing picture shows or any one or more of said industries within the  
16 limits of such incorporated town or city on Sunday. If the majority  
17 of the votes cast at such election shall be in favor of permitting  
18 the maintenance and operation of such baseball games, theaters  
19 and moving picture shows or any of them, on Sunday, the city  
20 council shall then pass an ordinance permitting the operation of  
21 such baseball games, theaters or moving picture shows, on Sunday,  
22 and providing regulations for the government thereof, and provid-  
23 ing what license, if any, shall be imposed, and provided further

24 that such questions shall not be submitted in any city or incorpo-  
25 rated town within a period of one year after the same has been  
26 submitted.

1 Sec. 4. In any incorporated town or city where the  
2 maintenance and operation of such baseball games, theaters or  
3 picture shows set out in section three hereof are permitted, the <sup>moving</sup>  
4 question of prohibiting the maintenance and operation of such base-  
5 ball games, theaters or moving picture shows on Sunday, may  
6 mitted to the voters of said city in like manner as is provided for <sup>be sub-</sup>  
7 the consideration of the question of permitting the same as set out  
8 in section three hereof.

1 Sec. 5. In all incorporated towns or cities of this state  
2 of more than five thousand (5,000) population, according to the last  
3 state or national census, the city council may by ordinance permit  
4 the operation of theaters, motion picture shows or baseball games  
5 at which an admittance fee is charged, after one o'clock p. m. on  
6 Sunday, and provide regulations for the government thereof.

1 Sec. 6. No baseball games, theaters or moving picture  
2 shows described herein shall be opened or operated in any city or  
3 incorporated town specified in this act earlier than one o'clock  
4 in the afternoon on Sunday, (or before six o'clock in the afternoon  
5 on the 30th day of May, known as Memorial Day).

1 Sec. 7. This act being deemed of immediate importance  
2 shall be in force and effect after its publication in the Des  
3 Moines Daily News, and the Des Moines Capital, newspapers  
4 in the city of Des Moines, Iowa. <sup>published</sup>