

Motor Vehicle and Transportation.  
March 6, 1933.

House File No. 425.  
By AUGUSTINE (SCHMIDT). ✓

## A BILL FOR

An Act creating a motorized State Highway patrol for Iowa; providing for the appointment and service of State Highway Patrol Commissioners; audit committee; commission secretary; executive officer; captains; lieutenants; sergeants; quartermaster sergeant; sergeant mechanic; patrolmen, first class and patrolmen; defining their authority and powers, duties, uniform, equipment and rate of compensation; specifying motor patrol equipment; designating State Highway Patrol headquarters, patrol sub-stations and providing for the acquisition of land and the erection of buildings thereon; providing for the selection of patrol districts, and a highway traffic survey; providing for tests, examinations, schools of instruction, training, rules, regulations and promotion routine for said State Highway Patrol officers, under-officers, and members; providing for employment and dismissal; transferring certain duties, work, power and authority now vested in the Iowa Board of Railroad Commissioners to said State Highway Patrol; transferring certain duties, work, power and authority now vested in the Secretary of State, motor vehicle department, to said State Highway Patrol; transferring certain duties, work, power and authority now vested in the Treasurer of State for Iowa to said State Highway Patrol; providing that the State Highway Patrol shall have power and authority to collect monies due the State of Iowa; providing that the State Highway Patrol shall have power and authority to license, supervise and regulate automobiles, trucks, truck tractors, trailers, semitrailers, motor cycles and any or all other vehicles and traffic on the highways of the State; providing for the supervision, license and regulation of roadside tourist camps, cabins, or camp grounds contiguous to roads of the Primary and Secondary road systems of Iowa; providing for the acquisition of property, equipment, supplies, materials, furnishings and furniture including equipment for radio communication; providing for the financing, maintenance and sustenance of said State Highway Patrol; providing for initial expenditures from available fund; and repealing such acts and parts of acts which may be in conflict with the purposes of this act.

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

1 Section 1. Appointment of Commissioners. The Governor of Iowa shall desig-

2 nate and appoint three (3) members of the Iowa State Highway  
3 sion to be Commissioners of a State Highway Patrol System. The Chief  
4 Engineer of the Iowa State Highway department by virtue of his office  
5 shall automatically become an associate commissioner and be the high-  
6 way engineering and technical advisor to the State Highway Patrol  
7 Commission. The Governor of the State, by virtue of his office, shall  
8 automatically become Commissioner and chairman ex-officio of the  
9 Board of Commissioners of the State Highway Patrol Commission.

1 Sec. 2. General Definitions.

2 The term "Commission" when used in this act shall mean persons  
3 fied in Section One (1) of this act. (b) The term "State Highway  
4 Patrol" when used in this act shall mean officers, under-officers and  
5 men hereinafter to be enrolled under this act for the preservation of  
6 public safety, the license, direction, regulation, supervision of persons,  
7 traffic and business named within the provisions of this act; (c) The  
8 term "public highway" when used in this act shall mean public streets,  
9 alleys, roads, bridges, highways or thoroughfares in the State; (d) The  
10 term "motor vehicle" when used in this act shall mean any automobile,  
11 truck, truck tractor, trailer, semitrailer, tractor, motor bus or any self-  
12 propelled or motor-diven vehicle used upon the public highways of  
13 this state for the purpose of transporting persons or property.

1 Sec. 3. Commissioners, term and duties. Members of the State  
2 Patrol commission shall assume the duties of office January 1, 1934  
3 and shall serve for two years from date of appointment. They shall  
4 be empowered under the provisions of this act to enforce any and all  
5 of the provisions thereof.

1 Sec. 4. Patrol Headquarters. Headquarters of the State  
2 shall be located and maintained in AMES, Iowa as hereinafter provided. Highway Patrol

1 Sec. 5. Commission secretary. At its first meeting, the  
2 organize for the purpose of this act; nominate and elect a secretary Commission shall  
3 to the commission. The secretary shall have offices at State Highway  
4 Patrol headquarters. The secretary's compensation shall be \$3,600 per  
5 annum. The secretary shall file an acceptable surety bond with the  
6 commission in the sum of \$10,000. The secretary shall be subject to  
7 dismissal without cause or for good of the service.

1 Sec. 6. Executive Officer. The Commission after due deliberation  
2 canvas shall nominate and elect an Executive Officer who shall have and  
3 charge of State Patrol Headquarters, Sub-stations, records, property  
4 equipment; he shall make purchases in behalf of the Commission and  
5 have general superintendence of and over patrol service in accordance shall  
6 with dictates of the Commission. The Executive officer shall be paid  
7 \$5,200 per annum and shall file a surety bond acceptable to the Com-  
8 mission in the sum of \$25,000. He shall be subject to discharge or  
9 dismissal within the provisions of this act.

1 Sec. 7. Headquarters, land and buildings. Headquarters  
2 ings for the State Highway Patrol shall be planned and erected on Iowa building or build-  
3 State College property fronting on Road U. S. 30, Lincoln Highway,  
4 Iowa, by the Commission from funds hereinafter provided. Said building at Ames  
5 or buildings shall have sufficient space to accommodate the commission,  
6 executive, secretarial, clerical and other offices and employees; patrol  
7 squad-room, emergency sleeping and sanitary arrangements for thirty-  
8 two (32) patrolmen; a store room, emergency kitchen, mess room,  
shower

9 baths, machine shop, garage and armory. Space shall also be allowed for  
10 records and files, license plates and other essentials necessary to  
11 carrying out the provisions of this act.

1 Sec. 8. Use of College Property. The Iowa State Board of  
2 herewith empowered to arrange for the allocation and use of such  
3 ground space on college property at Ames as may be needed by the State  
4 Highway Patrol commission.

1 Sec. 9. Headquarters furnishings. The Commission shall have  
2 to expend from the headquarters building fund, which is hereinafter  
3 provided, such amount or amounts as may be deemed needed and  
4 for furnishings, furniture, office equipment, sanitary and emergency  
5 sleeping equipment, emergency mess equipment, and such other  
6 or items as may be necessary to the establishment of headquarters.

1 Sec. 10. Clerical help. The Commission through its Executive  
2 shall be empowered to employ such clerical, stenographic, and office  
3 help as may only of necessity be required at headquarters to carry  
4 on the provisions of this act, at salaries in keeping with those paid  
5 at the State House in Des Moines for like capacity and work, and from  
6 funds hereinafter provided. Such employees shall be native born Iowans,  
7 subject to such ability tests as the Commission may later determine  
8 and shall be subject to dismissal without cause or for good of the  
9 service. The Commission may require surety bonds from any or all  
10 clerical and office employees.

1 Sec. 11. Sub-Station locations. The Commission shall, after due  
2 concerning the primary and secondary highway systems of Iowa,  
3 twelve (12) separate and strategic locations for Sub-station patrol

4 groups.

1 Sec. 12. Sub-station costs. The Commission shall arrange for the plans  
2 and construction of Sub-stations on locations selected, such locations  
3 to be either on state highway or right-of-way land or on land con-  
4 demned for public purpose and purchase. The cost of such Sub-  
5 station, land and furnishings, shall not exceed \$7,500 for each sub-  
6 station and shall come from funds hereinafter provided.

1 Sec. 13. Sub-station communication. The Commission shall  
2 telephonic and radio communication between State Highway Patrol  
3 headquarters, Sub-stations, and motor patrol equipment, as may be  
4 sary from funds to be hereinafter provided. arrange for  
neces-

1 Sec. 14. Sub-station accommodations. Sub-stations shall be  
2 furnish emergency sanitary and sleeping quarters for at least eight  
3 (8) men per sub-station plus necessary office space. equipped to

1 Sec. 15. Iowa labor, materials, coal. Only Iowa contractors and  
2 residents of permanence in Iowa, shall be given contracts or employment  
3 by the Commission in carrying out the provisions of this act. No coal,  
4 except Iowa mined coal, shall be used on the premises or in the buildings  
5 under jurisdiction of the Commission. Where quality is standard, only  
6 Iowa supplies and materials for headquarters and sub-stations shall  
7 be used by the Commission. The Commission shall at all times recognize  
8 organized labor's basic scale of wages for skilled and unskilled labor.

1 Sec. 16. Inventory of Property. The Executive Officer of the  
2 way Patrol shall keep an accurate inventory of all property, supplies,  
3 equipment and materials, bought or owned by the Commission, and shall  
4 submit an annual report and accounting of same to the Commission and State High-

5 to the Auditing Committee, and shall also file a report covering this  
6 inventory with the General Assembly of Iowa. A copy of this inventory  
7 shall be kept in the Governor's office for public inspection.

### APPOINTMENTS AND PERSONNEL

1 Sec. 17. Examinations, tests, personnel. For the purposes  
2 embodied in this act, the Commission shall, through the Executive Officer, arrange  
3 and supervise physical, mental, ability, and efficiency tests of men  
4 acceptable for the State Highway Patrol mounted and uniformed force.  
5 Not more than One (100) Hundred of the candidates examined and  
6 accepted shall be appointed as members of the uniformed and mounted  
7 State Highway Patrol during the first year this act is in force and  
8 not more than One (100) Hundred additional candidates examined and  
9 accepted shall be appointed as members of the uniformed and mounted  
10 State Highway Patrol during the second year this act is in force.  
11 Provided however, that the Commission may add to this number in the  
12 manner hereinafter provided, two captains, six lieutenants, one quarter-  
13 master sergeant and one sergeant mechanic. No further additions to  
14 the basic patrol force of 210 officers, under-officers and men shall  
15 be made except by legislative enactment on the part of the General  
16 Assembly of Iowa.

1 Sec. 18. Ranks and Grade. The State Highway Patrol shall be  
2 organized and ultimately function, under the following ranks and grade, for the  
3 uniformed and mounted force, ranking in the order named: The  
4 Commission<sup>ers</sup>, executive officer, captain, lieutenant, quartermaster sergeant,  
5 sergeant, mechanic sergeant, corporal, patrolman first class and  
6 patrolman.

1 Sec. 19. Allocation of Rank and Grade. There shall be, in the  
2 compliment

2 of 210 men; two (2) captains; six (6) lieutenants; one (1) quarter-  
3 sergeant; one (1) sergeant mechanic; twenty-five (25) sergeants; fifty  
4 (50) corporals; and one hundred and twenty-five (125) men whose rank  
5 and grade shall not be above that of patrolman first class. The Com-  
6 mission shall not appoint more than one (1) captain and three (3)  
7 lieutenants during the first year this act is in force and effect.  
8 Vacancies in these grades shall be filled in the second year and in a  
9 manner later specified. The Commission shall not promote or appoint to  
10 the grade of sergeant more than twelve (12) men; nor more than twenty  
11 (20) men to the grade of corporal during the first year this act is in  
12 force and effect, vacancies in these grades shall be filled in the second  
13 year and in a manner later specified.

1 Sec. 20. Board of Examiners. The Commission and executive  
2 hold patrol entry examinations, physical and mental, in suitable  
3 at the State College in Ames. One of the examining board shall be  
4 a physician, one an oculist, and one a psychiatrist from the Uni-  
5 versity of Iowa at Iowa City, who with the Commission and executive  
6 officer shall formulate examinations of extraordinary high require-  
7 ment and standard for candidates for the State Highway Patrol. The  
8 candidate who falls below an actual mental and physical test grade  
9 or mark of a possible 85% out of 100% shall be immediately rejected.

1 Sec. 21. Eligibility. No person shall be eligible for examination and  
2 appointment to duty with the uniformed and mounted State Highway  
3 Patrol below the rank and grade of Captain, unless he be a native  
4 born Iowan; a resident of Iowa for five consecutive years prior to  
5 the examination date and a certified graduate of high school. The

6 character and integrity of such candidate must be attested by the  
7 sheriff and a district court judge and three reputable persons in the  
8 county where the candidate resides. Such candidate shall not be eligible  
9 for appointment who is less than five feet ten inches in height, or  
10 who weighs less than 160 pounds stripped or who weighs more than 210  
11 pounds stripped. No person who has ever been arrested and convicted  
12 of a misdemeanor or a felony shall be eligible for either examination  
13 or appointment. Candidates shall not be less than twenty-seven years  
14 old nor more than thirty-five years old on the birth anniversary near-  
15 est to examination date.

1 Sec. 22. Age Exemptions. Age limitations and restrictions may  
2 by the Commission and examiners for the one (1) captain; three (3)  
3 lieutenants; one (1) quartermaster sergeant; one (1) sergeant  
4 and twelve sergeants (12) to be selected during the first year this  
5 act is in force and effect. This exemption made to aid and assist the  
6 Commission only in obtaining more experienced, trained and competent  
7 patrol leaders. No part of the physical, mental or other requirements  
8 shall be waived however for the benefit of those specified in this  
9 section of the act.

1 Sec. 23. Certification and Appointment. The board of examiners  
2 before provided shall certify to the Commission and executive officer  
3 a rated grading of candidates examined. Candidates who gain the re-  
4 quired grading, shall be further examined and adjudged according to  
5 additional qualification standards set by the commission. From among  
6 those candidates having the highest grade and test marks, the Com-  
7 mission shall select and appoint to the uniformed and mounted force



3 Highway Patrol force may be summarily dismissed for good of the  
4 service by the Commission and without trial. After one year of  
5 service, no officer, under-officer, or member of the uniformed and  
6 mounted patrol shall be dismissed without first being cited before  
7 the Commission for trial and hearing. Charges shall be duly pre-  
8 pared by the Executive officer, and copies furnished the accused.  
9 Following full and complete hearing, the Commission may demote,  
10 suspend, dismiss or reinstate the accused patrol officer or member.  
11 Use of intoxicants and so proven shall be grounds for instant  
12 dismissal without privilege of reinstatement. Insubordination shall  
13 be grounds for immediate suspension and such further punishment as  
14 the commission may direct. The Commission shall print a book of  
15 rules and regulations for guidance of patrol membership.

1 Sec. 27. Patrol Formations. The Commission shall ultimately assign  
2 the State Highway Patrol force into twenty-five (25) squadrons of  
3 eight (8) men each; a sergeant, two corporals and five patrolmen.  
4 The captains and lieutenants shall be assigned as the commission  
5 may direct, in charge of Sub-stations and patrol districts.

1 Sec. 28. Patrol Equipment. State Highway Patrol sergeants and  
2 shall be mounted on the usual four cylinder motor cycle accepted <sup>patrolmen</sup>  
3 as standard by police and army authorities where used by them. State  
4 Highway Patrol officers and men and under-officers, shall be equipped  
5 with suitable cap, badge, side arms, a revolver, and ammunition and <sup>such</sup>  
6 official accoutrement as the Commission shall find necessary. These  
7 shall be charged at full value against the personal property account  
8 of the person to whom issued. The Commission shall make such rules

9 and regulations covering the use of cap, badge, uniform, arms,  
10 insignia, equipment etc., as it deems necessary. All right and <sup>ammunition</sup>  
11 title to any and all supplies and equipment issued to a member or  
12 under-officer or officer of the patrol remains vested in the State.

1 Sec. 29. Uniforms. The Commission shall select a uniform of  
2 quality, pattern and design, and shall make arrangements for fitting <sup>suitable</sup>  
3 and purchase by all of the uniformed force. The Commission shall  
4 select winter and summer uniforms, and these shall be purchased by  
5 members of the State Highway Patrol as the Commission shall direct.  
6 It shall be unlawful for any person not a member of the State Highway  
7 Patrol to make use of or wear any item of the State Highway Patrol  
8 insignia, equipment or uniform and whosoever shall do so in violation  
9 of this act shall be guilty of a misdemeanor and subject to punishment  
10 by a court of competent jurisdiction.

1 Sec. 30. School of Instruction, Training. The Commission shall  
2 such schools of instruction and training as necessary, for members <sup>set up</sup>  
3 of the State Highway Patrol and for the purposes of this act. The  
4 State Board of Education is hereby empowered to allocate such space  
5 as may be required and such personnel as may be available at Ames  
6 College in keeping with requirements of the State Highway Patrol  
7 Commission. Funds shall be used as hereinafter provided.

1 Sec. 31. Tourist cabins, camps and grounds. The State Highway  
2 Commission shall, with the assistance of the State Board of Health, <sup>Patrol</sup>  
3 formulate and promulgate such rules, regulations and requirements as  
4 may be necessary for the protection of public health and welfare,  
5 governing the location, erection, and use of any and all tourist

6 cabins, camps, and camp grounds abutting on the primary and  
7 highways of Iowa. The State Highway Patrol shall be charged with  
8 necessary license, supervision, and regulation of such places where  
9 tourists are accommodated and shall establish quarantine of any such  
10 tourist cabin, cabins, camp or camp grounds where so directed by the  
11 State Board of Health.

1 Sec. 32. The State Highway Patrol Commission shall be and is  
2 authorized to formulate, enforce, and collect, a schedule of license  
3 fees on tourist cabins, or tourist camps located contiguous to the  
4 secondary and primary road system roads in Iowa. Such schedule of  
5 license fees shall not be more than \$3.00 per annum for cabin camps  
6 accommodating not more than twelve persons per night; \$6.00 per  
7 for cabin camps accommodating not more than twenty-four persons  
8 per night and \$12.00 per annum for cabin camps accommodating over  
9 twenty-four persons per night. The Commission shall issue its first  
10 tourist cabin or camp license for the year 1934 and in January of  
11 that year and in January of successive years. Whosoever shall operate  
12 tourist cabins or tourist camps within the provisions of this act  
13 and without license provided in this act shall be fined not less  
14 than \$25.00 nor more than \$100 by any court of competent jurisdiction  
15 before whom the complaint is made.

1 Sec. 33. Uniformed Personnel Expense. The Commission shall  
2 uniformed patrol members to districts wherein they may maintain so  
3 far as possible a residence of more than less permanence. When  
4 ordered to duty away from their regular district, uniformed members  
5 shall have their food and lodging expense paid in keeping with allow-

6 ances now made to traveling investigators, inspectors and auditors  
7 of other state boards, commissions and bureaus of the State of Iowa.  
8 Such expense accounts shall be audited, compiled and reported to the  
9 General Assembly of the State of Iowa. They shall be paid from funds  
10 hereinafter provided.

1 Sec. 34. Motorized equipment. The Commission through its  
2 officer shall purchase from funds hereinafter provided, such four <sup>executive</sup>  
3 cylinder motor cycles of approved design and standard as are neces-  
4 sary for patrol use. They shall also purchase coupe type of auto-  
5 mobiles for use of captains and lieutenants of the patrol, cost of  
6 single coupe type of automobile not to exceed \$650, F.O.B. Ames Iowa.  
7 Purchase shall be made from funds hereinafter provided. No motor  
8 cycle or automobile shall be used except on official business and  
9 by authorized personnel. The Commission shall also purchase two  
10 motor trucks cost of each not to exceed \$650. F.O.B. Ames, Iowa and  
11 from funds hereinafter provided. The Commission shall, from funds  
12 hereinafter provided equip, through purchase and installation,  
13 all motor cycles, automobiles and trucks of the State Highway  
14 Patrol with suitable radio devices for the reception of radio  
15 messages, communications, instructions, bulletins and orders trans-  
16 mitted from patrol headquarters or State Highway Patrol radio  
17 service station. All motor equipment purchased and used by the  
18 State Highway Patrol shall be distinctive in color, and shall bear  
19 suitable insignia, visible from reasonable distance. Such equipment  
20 shall be serviced, repaired, maintained, and fueled at state expense,  
21 from funds hereinafter provided. Accurate records of operation and

22 service costs per mile shall be kept on all motor equipment, and a  
23 report of same rendered to the General Assembly of Iowa. The Com-  
24 mission shall formulate drastic rules governing the use of motor  
25 cycles and automobiles belonging to the State Highway Patrol and may  
26 dismiss from the service any member of the uniformed patrol who shall  
27 carelessly, negligently, or otherwise misuse such equipment.

1     Sec. 35. Sergeant Mechanic. The sergeant mechanic shall be  
2     the service, repair and maintenance of patrol motor equipment, under  
3     direction of the Commission and executive officer. He shall be furnished  
4     such assistance from the uniformed force as the commission may direct.

1     Sec. 36. Highway Traffic Survey. The Commission shall with its  
2     hereinafter enrolled inaugurate a motor vehicle traffic survey on the  
3     primary road system of Iowa to determine the type, kinds, volume, point  
4     of origin, points of destination, and commodities involved in  
5     motor vehicles using primary roads in Iowa. The Commission shall  
6     cooperate with the Iowa State Highway Commission in this survey, and  
7     the Highway Commission is hereby authorized to cooperate with the  
8     State Highway Patrol. Both these state departments are further auth-  
9     orized to cooperate with the Bureau of Good Roads, United States De-  
10    partment of Agriculture in this survey of one year duration. This survey  
11    shall be complete and thorough and a presentation of the findings and  
12    analysis shall be made to the next General Assembly of Iowa.

13 The data shall be in such form and shape that the General Assembly  
14 may find it of immediate use in determining more exactly how state  
15 highway maintenance costs can be properly, evenly and equitably  
16 spread over the schedules of fees and taxes assessed against motor

17 driven vehicles in the various classifications which make daily and  
18 constant use of state roads. Data covering this survey and analysis  
19 shall be printed and made available to members of the General Assembly  
20 sixty days prior to its next session. A suitable number of copies of  
21 such data and analysis shall be available for the public in like  
22 manner, cost of printing to come from funds hereinafter provided.

1. Sec. 37. Rates of Compensation. Uniformed members of the  
State Highway Patrol  
2 shall be paid from funds hereinafter provided wages as herewith sched-  
3 uled in accordance with grade and rank, on a per annum basis ;  
patrolman,  
4 \$1,500 ; patrolman first class, \$1,800 ; corporal, \$1,980 ; sergeant, \$2,100 ;  
5 sergeant mechanic, \$2,400 ; quartermaster sergeant, \$2,400 ; lieutenant,  
6 2,700 ; captain, \$3,000.

1 Sec. 38. Group Insurance. The Commission shall arrange for  
group in-  
2 surance to be carried on the lives and person of uniformed State High-  
3 patrol members, in a suitable sum, payable to beneficiaries in monthly  
4 installments over a stipulated period of years following the disabil-  
5 ity or death of the insured patrol member. Such group insurance shall  
6 be paid for, one half the annual premium by the patrol member, officer  
7 or under-officer, and one half from operating permit fees now assessed  
8 against and collected from motor driven vehicles using public highways  
9 for public hire as common, contract, or permit carriers of passengers or  
10 property.

1 Sec. 39. Injuries to Patrol members. The Commission shall have  
power  
2 and authority to order and arrange for hospital and medical care for  
3 uniformed patrol officers, under-officers and members who may be  
injured  
4 in line of duty and may pay for same from funds hereinafter provided.



27 for same issued by the Commission through the Executive Officer.  
28 shall not in any sense relieve cities, towns or incorporated villages of <sup>This act</sup>  
29 their duties, functions, rights and privileges in the direction and super-  
30 vision of motor driven vehicles within their confines. In the <sup>enforcement</sup>  
31 of this act, under-officers and patrolmen shall be in uniform,  
32 wearing badge and insignia of office and shall act always in a firm  
33 although courteous manner. No uniformed member of the Iowa State  
34 Highway Patrol shall act as a special officer, watchman, or police-  
35 man for any private person, firm or corporation. Uniformed members  
36 officers or under-officers of the State Highway Patrol shall at all  
37 times give due regard to the civil and legal rights of all persons  
38 firms or corporations with whom they come in contact during the  
39 enforcement of any and all provisions of this act and such other  
40 acts in the Code of Iowa which through transfer of authority may  
41 and shall be given to the State Highway Patrol Commission to enforce.  
42 The commission shall formulate rules governing the contact and  
43 conduct of its officers, under-officers and men in uniform, with the  
44 general public and is hereby given power and authority to enforce  
45 such rules as these rules affect the State Highway Patrol. The pre-  
46 servation of public right, investment and safety and public welfare  
47 shall dominate and guide the official acts of the State Highway Patrol.

1 Sec. 41. Report of Official Actions. The Commission shall make <sup>due and</sup>  
2 complete report to the General Assembly of Iowa covering the official  
3 acts and actions of the uniformed patrol.

1 Sec. 42. Audit Committee. The Lieutenant-Governor by virtue <sup>of his office;</sup>  
2 the Speaker of the House by virtue of his office; the Chairman of the

3 Committee on Ways and Means in the House by virtue of his office shall  
4 be and are hereby empowered to act as an Audit Committee to audit  
5 books, papers, records, and monies in custody of the State Highway  
6 twice each fiscal year. The chief clerk of the House of Representatives  
7 by virtue of his office shall be clerk to the Audit Committee and  
8 shall carry out instructions given him by the Committee. The  
9 and its clerk shall be paid not more than ten (\$10) dollars per  
10 diem and necessary travel, hotel and meals expense for such time as  
11 may be actually required to examine and audit Commission books,  
12 records and monies. The Audit Committee is authorized to draw from  
13 State Highway Patrol headquarters staff such clerical and  
14 stenographic help as may be necessary and shall report its findings  
15 to the General Assembly of Iowa. The committee shall be paid by  
16 warrant drawn by the Treasurer of State upon the General Fund,  
17 after properly drawn expense accounts have been submitted to the  
18 State Treasurer in behalf of the Audit Committee by the secretary  
19 of the Committee.

1 Sec. 43. Transfer of Power, authority, records, duties. The  
2 way Patrol Commission shall be and is hereby charged with enforce-  
3 ment of every and all provisions contained within Chapter Two  
4 Hundred Fifty One (251) Code of Iowa, 1931, within the meaning of the  
5 Act and Chapter and shall have and is hereby given power and auth-  
6 ority to assume the duties and provisions of Chapter Two Hundred  
7 Fifty One (251) Code of Iowa, 1931. The Secretary of State shall  
8 and is hereby empowered to transfer to the State Highway Patrol  
9 Commission all books, records, files, accounts, materials, supplies,



18 Railroad Commissioners and the motor vehicle department of the  
19 offices of the Board of Railroad Commissioners. However, no monies  
20 collected under the provisions of Chapter Two Hundred Fifty-Two  
21 -A1 (252-A1) Code of Iowa, 1931; Chapter Two Hundred Fifty-Two-A2  
22 (252-A2) Code of Iowa, 1931 and Chapter Two Hundred Fifty Two-C1  
23 (252-C1), Code of Iowa, 1931, shall be paid out or expended, or auth-  
24 orized to be expended by the State Highway Patrol Commission for  
25 salaries, wages, expenses, equipment, supplies, buildings, or materials  
26 for the uniformed officers, under-officers, and patrolmen of the  
27 State Highway Patrol.

1 Sec. 45. Transfer of Power, authority, records, duties. The  
2 way Patrol Commission shall be and is hereby charged with enforce- State High-  
3 ment of every and all provisions contained within Chapter Two Hun-  
4 dred Fifty-One-A1 (251-A1) Code of Iowa, 1931, within the meaning  
5 of the Act and Chapter and shall have and is hereby given power  
6 and authority to assume the duties and provisions of Chapter  
7 Two Hundred Fifty-One-A1 (251-A1) Code of Iowa, 1931. The  
8 State shall and is hereby empowered to transfer to the State Highway Treasurer of  
9 Patrol Commission, all books, records, files, accounts, materials, sup-  
10 plies, duties, power and authority heretofore vested by Chapter Two  
11 Hundred Fifty-One-A1 (251-A1) Code of Iowa, 1931, in the Treasurer of  
12 State and the motor vehicle fuel tax department in the office of the  
13 Treasurer of State. However, no monies collected under the provisions  
14 of Chapter Two Hundred Fifty-One-A1 (251-A1), Code of Iowa, 1931, shall  
15 be paid out or expended by the State Highway Patrol Commission or  
16 authorized to be expended by them for salaries, wages, expenses,

17 equipment, supplies, buildings or materials, for the uniformed  
18 officers, under-officers, and patrolmen of the State Highway Patrol.

1 Sec. 46. Levy and Collection Traffic Control and Road Safety Fee.

2 For the purpose of creating, maintaining, and sustaining a uniformed  
3 State Highway Patrol in Iowa, the purchase of land, the erection of  
4 buildings and payment therefor; the acquisition of furnishings,  
5 furniture, equipment, supplies, materials, motor-cycles, automobiles,  
6 auto-trucks, radio units, arms, ammunition as heretofore specified,  
7 and other items necessary to the proper establishment, support and  
8 payment therefor of a State Highway Patrol; and the payment of sala-  
9 ries and wages of uniformed officers, under-officers, patrolmen; the  
10 payment of bills for hospital and medical attention for uniformed  
11 officers, under-officers, and patrolmen of the State Highway Patrol  
12 injured in line of duty, and for the payment of contingent and other  
13 approved expenses incurred by the State Highway Patrol Commission and  
14 its uniformed officers, under-officers and patrolmen, there shall be  
15 levied against, and collected from, owners or operators of every and  
16 all motor-driven vehicles appearing on the highways of Iowa, except as  
17 hereinafter noted, and in addition to any and all fees now collected, an  
18 annual traffic control and road safety license fee as follows:

19 1—For every truck, truck combination, or motor-bus operated for  
20 public convenience and/or hire within the confines of the  
21 State of Iowa.....\$15.00 per annum.

22 2—For every truck, truck combination, or motor-bus not operated  
23 for public convenience and/or hire within the confines of  
24 the State of Iowa.....\$ 3.00 per annum.

25 3—For every licensed taxi-cab operated for public convenience  
26 and/or hire within the State.....\$ 2.00 per annum.

27 4—For every other automobile or motor cycle, or self propelled  
28 vehicle not operating for public convenience and/or hire  
29 within the confines of the State of Iowa, licensed and reg-  
30 istered in the State of Iowa.....\$ .50 per annum.

1 Sec. 47. Exemptions. (a) Provided however, that no traffic control  
2 or road safety license fee shall be levied against or collected  
3 from the owner, tenant, renter or operator of a farm who owns a truck  
4 or truck combination operated only for his own purposes and not  
5 for public convenience and/or hire; and (b) further provided that  
6 this schedule of fees shall not apply to motor equipment owned by  
7 officers of foreign governments; the federal government; the state;  
8 the county; cities, towns, villages, school districts, or departments  
9 or sub-divisions thereof, if licensed and used upon official busi-  
10 ness.

1 Sec. 48. Due date, payment, receipt and license. The traffic control  
2 and road safety license fee authorized to be levied and collected  
3 within the provisions of this act, shall be due and payable on or  
4 before the First day of January, 1934 and such traffic control and  
5 road safety license shall be issued for the year 1934 in keeping  
6 with the motor-driven vehicle classifications heretofore specified,  
7 and to persons entitled to and herewith charged with obtaining same,  
8 within provisions of this act. Said traffic control and road safety  
9 license shall be renewed and issued annually to take effect on or  
10 before the First day of January of each successive year following

11 year of original issue. Provisions shall be made by issuing authori-  
12 ties to duly accept monies payable under the provisions of this act,  
13 and to issue such license card, ticket, or receipt as the State Highway  
14 Patrol Commission shall originate.

1 Sec. 49. Obligation of owners. Penalty. It shall be unlawful to  
2 a motor driven vehicle upon the highways of Iowa without payment  
3 of annual traffic control and road safety license fee defined in  
4 this act. Whosoever shall operate or cause to be operated on the  
5 highways of Iowa, a motor-driven vehicle in defiance of this act,  
6 shall be subject to a fine of not less than \$100. and not more than  
7 \$500. following arrest and conviction. The State Highway Patrol Com-  
8 mission may within its discretion impound motor-driven vehicles until  
9 such time as the owner or owners thereof produce adequate proof that  
10 he or they have paid the annual traffic control and road safety  
11 license fee defined in this act.

1 Sec. 50. Collected By. The State Highway Patrol Commission shall  
2 arrange with existing county authorities who now collect auto-  
3 motive license plate fees, to collect the annual traffic control  
4 and road safety license fee and to issue such receipts deemed  
5 necessary on the same days and dates when the license plates and  
6 registration cards already demanded by the State are paid for and  
7 issued.

1 Sec. 51. Disposition of funds. Money received under the provisions  
2 of this chapter and act dealing with traffic control and road safety  
3 license fees, shall be remitted to the Treasurer of State and shall  
4 be credited by the Treasurer of State to a general maintenance



3 construction and essential equipment of State Highway Patrol Headquarters  
4 building or buildings on Iowa State College grounds at Ames, Iowa  
5 allocated for the purpose, One hundred thousand (\$100,000.) dollars;  
6 and Ninety Thousand (\$90,000.) dollars for twelve (12) patrol Sub-  
7 station sites, buildings and furnishings within the provisions of this  
8 act; and One thousand three hundred (\$1,300.) dollars for two auto-  
9 motive trucks as specified elsewhere in this act; and Two thousand  
10 six hundred (\$2,600) for four coupe type automobiles as specified  
11 elsewhere in this act; and Twenty-five thousand (\$25,000.) dollars for  
12 such other supplies, materials and miscellaneous equipment as may be  
13 necessary to establish a uniformed patrol; these expenditures to be  
14 in keeping with provisions in this act. The Commission is hereby  
15 authorized and empowered to expend Fifty seven thousand five hundred  
16 (\$57,500.) dollars for one hundred fully equipped four cylinder motor-  
17 cycles, F.O.B. Ames, Iowa, as specified in this act and during the first  
18 year this act is in force and effect; and Fifty seven thousand five  
19 hundred (\$57,500.) dollars for one hundred fully equipped four  
20 motor-cycles, F.O.B. Ames, Iowa, as specified in this act and during the  
21 second year this act is in force and effect. The Commission is further  
22 authorized to expend Six hundred (\$600.) dollars or such of this  
23 as may be necessary to radio-equip automobiles and trucks purchased  
24 under this act. The Commission is further authorized to expend not  
25 more than Five thousand. (\$5,000) dollars upon items not specified in  
26 this section of the act although found necessary to general establish-  
27 ment of the uniformed force of the State Highway patrol during the  
28 year this act is in force and effect. These expenditures shall be

29 paid from the general maintenance fund of the Uniformed State High-  
30 way Patrol funds, in the manner and through the channels prescribed,  
31 and the Treasurer of State shall make such payment or payments.

1 Sec. 56. Radio Station Expenditure. The State Highway Patrol  
2 shall be and is hereby empowered to expend \$25,000 from the uniformed  
3 State Highway Patrol general maintenance fund on labor, materials,  
4 and radio equipment for Radio-Station W.O.I. at the state college  
5 in Ames, Iowa to establish radio communication between motorized  
6 patrol units and patrol headquarters; provided however that such ex-  
7 penditure shall insure reasonable periodic communication for patrol  
8 units, and shall be approved by the federal radio commission. The  
9 State Board of Education is hereby empowered to co-operate with the  
10 State Highway Patrol Commission in the establishment of the  
11 of this section of the act. Travel expense incidental to the carrying  
12 out this section of the act shall come from the \$25,000 hereby  
13 allocated for radio-patrol communication, and shall be so paid  
14 by the Treasurer of State upon expense vouchers rendered by the State  
15 Highway Patrol Commission or the State Board of Education.

1 Sec. 57. Patrol Payroll, General Expense. The Treasurer of State  
2 pay, and is hereby empowered to make payment, of salaries, wages,  
3 expense and any and all other general and miscellaneous items sub-  
4 mitted to him by the State Highway Patrol Commission in behalf of the  
5 uniformed State Highway Patrol and within the provisions of this act  
6 and shall make such payments from the funds hereinbefore defined.

1 Sec. 58. Constitutionality. If any part or parts of this act shall be  
2 held to be unconstitutional such unconstitutionality shall not affect

3 the validity of the remaining parts of this act. The legislature  
4 hereby declares that it would have passed the remaining parts of this  
5 act if it had known that such part or parts thereof would be declared  
6 unconstitutional.

1 Sec. 59. Repeal. All acts and parts of acts inconsistent with the pro-  
2 visions of this act are hereby repealed.

1 Sec. 60. Time of Taking Effect. This act shall take effect from  
2 and after the first day of January, 1934.

#### PRELIMINARY SERVICE CLAUSE

1 Section 60-a1. Preliminary Service Period. The three (3)  
2 the State Highway Commission selected by the Governor to serve <sup>members of</sup>  
3 as a State Highway Patrol Commission, the chief engineer of the  
4 State Highway Commission and the Governor who are to serve as  
5 Commissioners, associate commissioner, and chairman ex-officio of  
6 the State Highway Patrol under provisions of this act, shall, on the  
7 first day of October, 1933 begin a preliminary service period as a  
8 State Highway Patrol Commission. They shall, and are hereby <sup>empowered</sup>  
9 to make due preparations preliminary to the complete functioning  
10 of the Commission January 1, 1934 under provisions of this act.  
11 They may employ a preliminary service period secretary and may  
12 appoint a preliminary service period executive officer within the  
13 meaning of this act and at compensation stipulated by the act.  
14 This preliminary service is provided so the Commission and its two  
15 immediate subordinates shall have time to arrange in detail for  
16 inauguration of the permanent plans, construction, purchasing, work,  
17 duties, powers and authority later to be permanently assumed.

