

A BILL

FOR AN ACT TO PROVIDE FOR THE GUARDIANSHIP OF THE PROPERTY AND MINOR CHILDREN OF INEBRIATES.

SEC. 1. *Be it enacted by the General Assembly of the State of Iowa,* That upon complaint by the wife
 2 or heir of any person, or by a majority of the trustees or any justice of the peace of the township
 3 where such person or his family reside, made to the county court, stating under oath that such person
 4 is an inebriate, and praying that a guardian be appointed, the said court shall appoint a time and place
 5 of hearing of such complaint not ten days distant, and shall give notice to such person as is required for
 6 original notice in the district court of the time and place of the hearing of such complaint.

SEC. 2. Every such hearing shall be public and may be adjourned from time to time, and any person
 2 interested may appear and contest the granting said petition, and upon demand, either party shall have
 3 the right to a jury of six men to hear and decide whether such person be, or be not, an inebriate; and
 4 testimony in support of or against said complaint, which may be submitted, shall be heard and examined
 5 by said court or jury, and the finding of the court or jury shall be entered upon the records of such
 6 county court.

SEC. 3. If the finding of such court or jury shall be that such person is an inebriate, the said court
 2 shall immediately appoint a guardian of the property of said inebriate, who shall qualify as required by
 3 guardians of minors, and such guardian shall have the same power and duties in respect to the property
 4 of such inebriate, as the guardians of minors have over the property of their wards. And such inebriate
 5 shall have no further control of his property, and the same can only be sold or mortgaged upon the
 6 same grounds, including the support of such inebriate and his family and the education of his minor
 7 children; and subject to all such requirements as are necessary in the case of minors.

SEC. 4. The guardian above mentioned or such other person as may be appointed by the county
 2 court shall be guardian of the minor children of such inebriate, for the same purpose and with the same
 3 duties, and shall qualify in like manner as provided by law for the guardians of minors in other cases.

SEC. 5. If it shall be made to appear at any time subsequent to the appointment of the guardian
 2 provided for in this act, by competent testimony produced before the county court, that such inebriate
 3 has been for the space of *twelve* months, sober and temperate, and that he is qualified to take charge of
 4 his property, said court shall make an order requiring said guardian to make a final report, as such
 5 guardian, to said court, and to deliver up to such person the free control of his property, which shall be
 6 the same as though the order contemplated in section two hereof had never been made. The hearing
 7 provided in this section shall be the same as provided in section two hereof, and can only be had upon
 8 the application of such inebriate and after notice as required in section one hereof to the petitioner
 9 mentioned in section one or to the parties interested therein.

SEC. 6. This act being deemed of immediate importance by the General Assembly, shall be in force
 2 from and after its publication in the State Register and _____, newspapers
 3 published in Des Moines.