

May 16, 1967
Passed on File

By COMMITTEE ON JUDICIARY

*Appropriations 5-17, Pass 6-19
6-26, W.R. 6-29*

Passed Senate, Date 6-23-67 Passed House, Date 6-30-67
Vote: Ayes 31 Nays 17 Vote: Ayes 82 Nays 15
Approved _____

A BILL FOR

An Act to make appropriations to certain named persons in settlement of claims made against the state of Iowa.

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

1 Section 1. There is hereby appropriated from the general
2 fund of the state of Iowa to the following named persons, the
3 sum set opposite their respective names, in full and complete
4 settlement of all claims for service rendered and expenses
5 incurred arising out of their representation of the state of
6 Iowa against certain companies for alleged violations of the
7 Sherman Anti-Trust Act in bidding and selling asphalt to the
8 state of Iowa and its political subdivisions:

9	Claimant	Nature of Claim	Amount
10	Lex Hawkins	Attorney fee	\$ 9,625.00
11		Expenses	<u>1,489.95</u>
12		Total	\$11,114.95
13	Verne Lawyer	Attorney fee	\$ 7,330.00
14		Expenses	<u>881.48</u>
15		Total	\$ 8,211.48

1 Sec. 2. The state comptroller is hereby authorized and
2 directed to issue his warrants to the above named persons in
3 the amounts set opposite their names and the treasurer of the
4 state of Iowa is hereby authorized and directed to pay the
5 same from the general fund of the state of Iowa.

1 Sec. 3. Receipt of such sums by such persons, respectively,
2 shall be in full and complete settlement of all claims they
3 may hold against the state of Iowa for the services and expenses
4 aforementioned.

1 Amend Senate File 797 as follows:

2 1. Amend the title by striking all after the word "Act"
3 in line one (1) and by inserting in lieu thereof the following:
4 "to legalize and validate the employment of Lex Hawkins
5 and Verne Lawyer by the state of Iowa and to prescribe the
6 method for the determination of and payment of fees and expenses.

7 2. By striking all after the enacting clause and by in-
8 serting in lieu thereof the following:

9 "Section. 1. The employment of Lex Hawkins and Verne Lawyer
10 as attorneys or special assistant Attorney Generals for the state
11 of Iowa, representing the state of Iowa in regard to investigation
12 and commencement of law-suits against certain companies for al-
13 leged violation of the Sherman Anti-Trust Act in bidding and sell-
14 ing asphalt to the state of Iowa and its political subdivisions,
15 from its inception to the termination of such representation on or
16 ~~about the tenth (10th) day of January, 1967, is hereby legalized,~~
17 ~~validated, and confirmed.~~

18 Sec. 2. Awards to such attorneys for services rendered and
19 expenses incurred as a result of such legal representation shall
20 be set and determined by a judge of a court having jurisdiction
21 over the subject matter thereof, after holding a hearing thereon.

22 Sec. 3. Any such award of judgment rendered by such court
23 shall be a judgment in favor of Lex Hawkins and Verne Lawyer a-
24 gainst the state of Iowa and shall be paid in the same manner as
25 a judgment or award against the state of Iowa is paid pursuant
26 to section twenty-five A point eleven (25A.11) of the Code."

Filed - *adopted 6-23*
June 23, 1967

By GAUDINEER, MILLS, RILEY,
and DENMAN