

*Reprinted 3/28*  
SENATE FILE 1093

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Senate File 1093 *2-5, Page 2-28*  
Human Resources—  
Schwieger, Chairman  
Coleman  
Plymat \_\_\_\_\_

By SHAW, DODERER, SCHWIEGER,  
MILLER of Marshall and ORR  
(Lipsky)

Passed Senate, Date 3-25-74 (996) Passed House, Date \_\_\_\_\_

Vote: Ayes 35 Nays 11 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_  
*motion to reconsider filed 3-26 (1029)*

## A BILL FOR

1 An Act relating to statutory provisions affecting the legal  
2 treatment of male and female persons.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section nineteen A point three (19A.3), sub-  
2 section eleven (11), Code 1973, is amended to read as follows:

3 11. Officers and enlisted ~~men~~ personnel of the armed  
4 services under state jurisdiction.

5 Sec. 2. Section nineteen A point nine (19A.9), subsec-  
6 tion two (2), Code 1973, is amended to read as follows:

7 2. For a pay plan within the purview of an appropriation  
8 made by the general assembly and not otherwise provided by  
9 law for all employees in the merit system, after consultation  
10 with appointing authorities and after a public hearing held  
11 by the commission. Such pay plan shall become effective only  
12 after it has been approved by the executive council after  
13 submission from the commission. Review of the pay plan for  
14 revisions shall be made in the same manner at the discretion  
15 of the director, but not less than annually. Each employee  
16 shall be paid at one of the rates set forth in the pay plan  
17 for the class of position in which employed and, unless  
18 otherwise designated by the commission, shall begin employ-  
19 ment at the first step of the established range for his class.  
20 Unless otherwise established by law, the governor, with the  
21 approval of the executive council, shall establish a pay plan  
22 for all exempt positions in the executive branch of govern-  
23 ment except for employees of the governor, board of regents,  
24 the state educational radio and television facility board,  
25 the superintendent of public instruction and members of the  
26 professional staff of the department of public instruction,  
27 appointed under the provisions of section 257.24, who possess  
28 a current, valid teacher's certificate or who are assigned  
29 to vocational activities or programs, the commission for the  
30 blind, members of the Iowa highway safety patrol and other  
31 peace officers, as defined in section 97A.1, employed by the  
32 department of public safety, and officers and enlisted ~~men~~  
33 personnel of the armed services under state jurisdiction.

34 Sec. 3. Section twenty-nine A point one (29A.1), sub-  
35 section seven (7), Code 1973, is amended to read as follows:

1 7. "On duty" shall mean and include drill periods, all  
2 other training, and service which may be required under state  
3 or federal law, regulations, or orders, and the necessary  
4 travel of an officer or enlisted ~~man~~ person to the place of  
5 performance of such duty and return home after performance  
6 of such duty, but shall not include federal service.

7 Sec. 4. Section twenty-nine A point twenty-six (29A.26),  
8 unnumbered paragraph one (1), Code 1973, is amended to read  
9 as follows:

10 The number and grade of officers and enlisted ~~men~~ per-  
11 sonnel in the state headquarters and headquarters detach-  
12 ment shall be as prescribed by federal law and regulations,  
13 but in case of war, invasion, insurrection, riot or imminent  
14 danger thereof, the governor may temporarily increase such  
15 force to meet such emergency.

16 Sec. 5. Section twenty-nine A point thirty-one (29A.31),  
17 Code 1973, is amended to read as follows:

18 29A.31 UNLAWFUL ORGANIZATIONS. It shall be unlawful for  
19 any body of ~~men~~ persons, other than the national guard and  
20 the troops of the United States, to associate themselves  
21 together as a military organization within the limits of this  
22 state without the written permission of the governor, which  
23 he may at any time revoke, but this provision shall not pre-  
24 vent civic, social, or benevolent organizations from wearing  
25 uniforms and swords not in conflict with the other provi-  
26 sions of this chapter.

27 Sec. 6. Section twenty-nine A point thirty-five (29A.35),  
28 Code 1973, is amended to read as follows:

29 29A.35 USE FOR MILITARY ONLY. All arms, clothing, equip-  
30 ment, and other military property furnished or issued by the  
31 federal government or the state or for which an allowance  
32 has been made, shall be used for military purposes only, and  
33 each officer and enlisted ~~man~~ person upon being separated  
34 from the military forces of the state, or upon demand of his  
35 commanding officer, shall forthwith surrender such military

1 property in his possession to said commanding officer. Any  
2 member of the national guard who shall neglect to return to  
3 the armory of the unit, or place in charge of the commanding  
4 officer of the organization to which he the member belongs,  
5 any arms, clothing, equipment, or other military property  
6 or portion thereof, belonging to the federal government or  
7 the state, upon being notified by said commanding officer  
8 to do so, shall be guilty of a misdemeanor.

9 Sec. 7. Section twenty-nine A point thirty-eight (29A.38),  
10 Code 1973, is amended to read as follows:

11 29A.38 MISDEMEANORS. Any officer or enlisted man person  
12 of the national guard who knowingly makes any false certificate  
13 of muster or false return of federal or state property or  
14 funds in his possession shall be guilty of a misdemeanor.

15 Sec. 8. Section twenty-nine A point thirty-nine (29A.39),  
16 Code 1973, is amended to read as follows:

17 29A.39 EMBEZZLEMENT. Any officer or enlisted man per-  
18 son of the national guard who willfully neglects or refuses  
19 to apply all money, in his possession drawn from the state  
20 treasury, to the purpose for which such money was appropriated  
21 or who fails or refuses to account for or return any state  
22 or federal property or funds in his possession shall be guilty  
23 of the crime of embezzlement by bailee and punished  
24 accordingly.

25 Sec. 9. Section twenty-nine A point forty-one (29A.41),  
26 Code 1973, is amended to read as follows:

27 29A.41 EXEMPTION FROM JURY AND OTHER EXEMPTIONS. Every  
28 officer and enlisted man person of the national guard shall  
29 be exempt from jury duty. No member of the national guard  
30 shall be arrested, or served with any summons, order, warrant,  
31 or other civil process after having been ordered to any duty,  
32 or while going to, attending, or returning from, any place  
33 to which he is required to go for military duty. Nothing  
34 herein shall prevent his arrest by order of a military officer  
35 or for a felony or breach of the peace committed while not

1 in the actual performance of his duty. The articles of  
2 equipment personally owned by such members shall be exempt  
3 from seizure or sale for debt. Every member of the national  
4 guard who has faithfully served the full term of his commis-  
5 sion, warrant or enlistment, shall, upon application, be  
6 entitled to an honorable discharge, exempting him from mili-  
7 tary duty except in time of war or public danger.

8 Sec. 10. Section twenty-nine A point forty-three (29A.43),  
9 Code 1973, is amended to read as follows:

10 29A.43 DISCRIMINATION PROHIBITED--LEAVE OF ABSENCE. No  
11 person, firm, or corporation, shall discriminate against any  
12 officer or enlisted ~~man~~ person of the national guard or  
13 organized reserves of the armed forces of the United States  
14 because of his membership therein. No employer, or agent  
15 of any employer, shall discharge any person from employment  
16 because of being an officer or enlisted ~~man~~ person of the  
17 military forces of the state, or hinder or prevent him from  
18 performing any military service he may be called upon to  
19 perform by proper authority. Any member of the national guard  
20 or organized reserves of the armed forces of the United States  
21 ordered to temporary active duty for the purpose of military  
22 training or ordered on active state service, shall be entitled  
23 to a leave of absence during the period of such duty or service  
24 from his private employment, other than employment of a  
25 temporary nature, and upon completion of such duty or service  
26 the employer shall restore such person to the position held  
27 prior to such leave of absence, or employ such person in a  
28 similar position, provided, however, that such person shall  
29 give evidence to the employer of satisfactory completion of  
30 such training or duty, and further provided that such person  
31 is still qualified to perform the duties of such position.  
32 Such period of absence shall be construed as an absence with  
33 leave, and shall in no way affect the employee's rights to  
34 vacation, sick leave, bonus, or other employment benefits  
35 relating to his particular employment. Any person violating

1 any of the provisions of this section shall be punished by  
2 a fine of not to exceed one hundred dollars, or by imprison-  
3 ment in the county jail for a period of not to exceed thirty  
4 days.

5 Sec. 11. Section twenty-nine A point fifty-one (29A.51),  
6 Code 1973, is amended to read as follows:

7 29A.51 SUIT OR PROCEEDING--DEFENSE. In the event any  
8 suit or proceeding shall be commenced in any court by any  
9 person against any officer of the military forces for any  
10 act done by such officer in his official capacity in the  
11 discharge of any duty under this chapter, or against any  
12 enlisted ~~man~~ person acting under the authority or order of  
13 any such officer, or by virtue of any warrant issued by him  
14 pursuant to law, it shall be the duty of the attorney general  
15 or state judge advocate, upon the request of the adjutant  
16 general, to defend any member of the military forces of the  
17 state against whom any such suit or proceeding has been  
18 instituted. The costs of such defense shall be paid out of  
19 any funds in the state treasury not otherwise appropriated.  
20 Before any suit or proceeding shall be filed or maintained  
21 against any officer or enlisted ~~man~~ person as herein provided,  
22 the plaintiff shall be required to give security, to be  
23 approved by the court in a sum not less than one hundred  
24 dollars to secure the costs. If the plaintiff fails to recover  
25 judgment, such costs shall be taxed and judgment rendered  
26 therefor against him and his sureties. When troops are called  
27 into active state service by the governor under martial law  
28 or as aid to the civil authorities, in addition to his other  
29 duties, any judge advocate on duty with such troops may be  
30 appointed by the attorney general as an assistant attorney  
31 general, without pay for his services for acting in such  
32 capacity.

33 Sec. 12. Section twenty-nine A point fifty-three (29A.53),  
34 unnumbered paragraph three (3), Code 1973, is amended to read  
35 as follows:

1 Officers and enlisted men personnel called into federal  
2 service through the national guard shall upon completion of  
3 such service continue to serve the balance of their enlist-  
4 ment period the same as though it had not been interrupted  
5 by such service.

6 Sec. 13. Section twenty-nine A point fifty-five (29A.55),  
7 Code 1973, is amended to read as follows:

8 29A.55 INSURANCE. The adjutant general is hereby authorized  
9 to procure insurance against the liability of officers and  
10 enlisted men personnel of the national guard, and employees  
11 of the adjutant general by reason of claims for bodily  
12 injuries, death, or property damage, made upon such officers,  
13 enlisted men personnel and employees resulting from their  
14 operation of a motor vehicle while in the performance of their  
15 duties.

16 Sec. 14. Section twenty-nine A point sixty-nine (29A.69),  
17 Code 1973, is amended to read as follows:

18 29A.69 OFFICERS AND DUTIES. The powers and duties of  
19 officers and enlisted men personnel of the Iowa state guard  
20 shall be the same as those prescribed in this chapter for  
21 officers and enlisted men personnel of the national guard  
22 and the punitive and disciplinary provisions of this chapter  
23 relating to the national guard shall be applicable to the  
24 Iowa state guard.

25 Sec. 15. Section twenty-nine A point seventy-one (29A.71),  
26 Code 1973, is amended to read as follows:

27 29A.71 PAY AND ALLOWANCES. Officers and enlisted men  
28 personnel of the Iowa state guard while in active state service  
29 shall receive the same pay, allowances, and compensation as  
30 provided by law for members of the Iowa national guard.

31 Sec. 16. Section forty-eight point six (48.6), subsection  
32 one (1), Code 1973, as amended by Acts of the Sixty-fifth  
33 General Assembly, 1973 Session, chapter one hundred thirty-  
34 six (136), section one hundred one (101), is amended to read  
35 as follows:

1        1. The name of the applicant in full. Whenever any change  
2 of name shall occur ~~due-to-marriage-or-divorce-or-dissolution~~  
3 ~~of-marriage-or-otherwise~~, the registrant shall not be allowed  
4 to vote until the registrant has reregistered, and after such  
5 reregistration the previous registration record shall be  
6 removed from the files. Where the only change in the previous  
7 registration information is a legal change of surname by  
8 ~~reason-of-marriage-divorce-or-dissolution-of-marriage-or~~  
9 ~~other-legal-procedure~~, the registrant may effect the  
10 reregistration required by this subsection by mailing the  
11 county commissioner a written notice stating in full both  
12 the name under which the registrant was previously registered  
13 and the name under which the registrant is now to be regis-  
14 tered, and the registrant's social security number, if avail-  
15 able.

16        Sec. 17. Section eighty point two (80.2), Code 1973, is  
17 amended to read as follows:

18        80.2 COMMISSIONER--APPOINTMENT. The chief executive  
19 officer of the department of public safety shall be the commis-  
20 sioner of public safety. The governor shall appoint, with  
21 the approval of two-thirds of the members of the senate, a  
22 commissioner of public safety, who shall be a ~~man~~ person of  
23 high moral character, of good standing in the community in  
24 which he lives, of recognized executive and administrative  
25 capacity, and who shall not be selected on the basis of politi-  
26 cal affiliation. The commissioner of public safety shall  
27 devote his entire time to the duties of this office; he shall  
28 not engage in any other trade, business, or profession, nor  
29 shall he engage in any partisan or political activity. He  
30 shall serve at the pleasure of the governor, at an annual  
31 salary as fixed by the general assembly.

32        Sec. 18. Section eighty-six point ten (86.10), unnumbered  
33 paragraph one (1), Code 1973, is amended to read as follows:

34        All books, records, and payrolls of the employers, showing  
35 or reflecting in any way upon the amount of wage expenditure

1 of such employers, shall always be open for inspection by  
2 the industrial commissioner or any of his representatives  
3 presenting a certificate of authority from said commissioner  
4 for the purpose of ascertaining the correctness of the wage  
5 expenditure, the number of men persons employed, and such  
6 other information as may be necessary for the uses and purposes  
7 of the commissioner in his administration of the law.

8 Sec. 19. Section ninety-seven A point one (97A.1), sub-  
9 section eight (8), Code 1973, is amended to read as follows:

10 8. "Widew Surviving spouse" shall mean only such surviving  
11 spouse of a marriage consummated prior to retirement of a  
12 deceased member from active service.

13 Sec. 20. Section ninety-seven A point six (97A.6), sub-  
14 section eight (8), paragraph c, d, and e, Code 1973, are  
15 amended to read as follows:

16 c. To ~~his-widew~~ the surviving spouse to continue during  
17 her-widewhood so long as said partner remains unmarried; or

18 d. If there be no widew surviving spouse, or if the widew  
19 spouse dies or remarries before any child of such deceased  
20 member shall have attained the age of eighteen years, then  
21 to the guardian of his child or children under said age,  
22 divided in such manner as the board of trustees in its  
23 discretion shall determine, to continue as a joint and survivor  
24 pension until every such child dies or attains the age of  
25 eighteen; or

26 e. If there be no surviving widew spouse or child under  
27 age eighteen, then to his dependent father or mother, as the  
28 board of trustees in its discretion shall determine, to  
29 continue until remarriage or death.

30 Sec. 21. Section ninety-seven A point six (97A.6), sub-  
31 section nine (9), paragraphs b, c, and d, Code 1973, are  
32 amended to read as follows:

33 b. A pension equal to one-half of the average final com-  
34 pensation of such member shall be paid to ~~his-widew~~ the  
35 surviving spouse, children or dependent parents as provided

1 in paragraphs "c", "d", and "e" of subsection 8 of this sec-  
2 tion.

3 c. If there be no widew surviving spouse, children under  
4 the age of eighteen years or dependent parent surviving such  
5 deceased member, the death shall be treated as an ordinary  
6 death case and the benefit payable in accordance with the  
7 provisions of subsection 8, paragraph "b" of this section,  
8 in lieu of the pension provided in paragraph "b" of this  
9 subsection 9, shall be paid to his estate.

10 d. In addition to the benefits for the widew surviving  
11 spouse herein enumerated, there shall also be paid for each  
12 dependent child of a member under the age of eighteen years  
13 the sum of twenty dollars per month.

14 Sec. 22. Section ninety-seven A point six (97A.6), sub-  
15 section thirteen (13), Code 1973, is amended to read as fol-  
16 lows:

17 13. PENSION TO WIDOW SURVIVING SPOUSE AND CHILDREN OF  
18 DECEASED PENSIONED MEMBER. In the event of the death of any  
19 member receiving a retirement allowance under the provisions  
20 of subsections 2, 4 or 6 of this section there shall be paid  
21 a pension:

22 a. To his widew surviving spouse to continue during her  
23 widewheed so long as said party remains unmarried, equal to  
24 one-half the amount received by such deceased beneficiary,  
25 but in no instance less than fifty dollars per month, and in  
26 addition thereto the sum of twenty dollars per month for  
27 each child under eighteen years of age; or

28 b. In the event of the death of the wife spouse either  
29 prior or subsequent to the death of the member, to the guardian  
30 of each surviving child under eighteen years of age, in the  
31 sum of twenty dollars per month for the support of such child.

32 Sec. 23. Section one hundred three point seven (103.7),  
33 subsection two (2), unnumbered paragraph one (1), Code 1973,  
34 is amended to read as follows:

35 2. Class "C" shall not be used on any building over three

1 stories in height in which more than five persons are at any  
2 one time allowed upon any one of the floors above said third  
3 story nor where any of the persons allowed upon any floor  
4 above the third story are ~~females-or~~ minors; but the state  
5 fire marshal may under peculiar conditions and where the  
6 hazards are not great:

7       Sec. 24. Section one hundred six point five (106.5), sub-  
8 section five (5), unnumbered paragraph two (2), Code 1973,  
9 is amended to read as follows:

10       Whenever the name of any person, who has registered a  
11 vessel, is thereafter changed ~~by-marriage-or-otherwise~~, he  
12 shall, within ten days, notify the county recorder of such  
13 former and new name.

14       Sec. 25. Section one hundred fifty-three point nineteen  
15 (153.19), Code 1973, is amended to read as follows:

16       153.19 PRACTICE UNDER OWN NAME. No person shall operate  
17 any place in which dentistry is practiced under any other  
18 name than his own, or display, in connection with his practice,  
19 on any advertising matter any other than his own name; but  
20 two or more licensed dentists who are associated in the prac-  
21 tice shall use all of their names, and a ~~widew~~ spouse, heir,  
22 or any legal representative of a deceased dentist, may operate  
23 such office for a reasonable time for the purpose of disposing  
24 of the same.

25       Sec. 26. Section one hundred seventy point nineteen  
26 (170.19), subsection six (6), Code 1973, is amended by striking  
27 the subsection and inserting in lieu thereof the following:

28       6. While preparing food, employees whose hair does not  
29 extend below their ears shall wear suitable head covering,  
30 and employees whose hair extends below their ears shall wear  
31 hairnets.

32       Sec. 27. Section one hundred seventy-six point two (176.2),  
33 Code 1973, is amended to read as follows:

34       176.2 METHOD OF INCORPORATION. Such body corporate may  
35 be formed by the acknowledging and filing articles of incor-

1 poration with the county recorder, signed by at least ten  
2 farmers, landowners, or other business-men persons engaged  
3 in business of the county.

4 Sec. 28. Section one hundred seventy-six point three  
5 (176.3), unnumbered paragraph two (2), Code 1973, is amended  
6 to read as follows:

7 We, the undersigned farmers, landowners, and business-men  
8 persons engaged in business of . . . . . county, Iowa,  
9 do hereby adopt the following articles of incorporation:

10 Sec. 29. Section two hundred ten point twenty-three  
11 (210.23), Code 1973, is amended to read as follows:

12 210.23 EXCEPTION. Any ~~woman~~ person engaged in home baking  
13 is exempt from the provisions of sections 210.19 to 210.22.

14 Sec. 30. Section two hundred fifteen point fifteen  
15 (215.15), Code 1973, is amended to read as follows:

16 215.15 SCALE PIT. Scale pit shall have proper room for  
17 inspector or service ~~man~~ person to repair or inspect scale.  
18 Scale pit shall remain dry at all times and adequate drainage  
19 shall be provided for the purpose of inspecting and cleaning.

20 Sec. 31. Section two hundred eighteen point fourteen  
21 (218.14), Code 1973, is amended to read as follows:

22 218.14 DWELLING HOUSE AND PROVISIONS. The division di-  
23 rector having control over any state institution shall furnish  
24 the executive head of each of said institutions, in addition  
25 to salary, with a dwelling house or with appropriate quar-  
26 ters in lieu thereof, and, from supplies purchased for the  
27 institution, the necessary household provisions for ~~himself,~~  
28 wife the executive head, spouse, and minor children or the  
29 particular division director may compensate the executive  
30 head of each of said institutions in lieu of furnishing all  
31 of the above items.

32 Sec. 32. Section two hundred nineteen point one (219.1),  
33 Code 1973, is amended to read as follows:

34 219.1 FOR WHOM MAINTAINED. The Iowa soldiers home, loca-  
35 ted in Marshalltown, shall be maintained for honorably dis-

1 charged soldiers, sailors, marines and nurses who have served  
2 the United States in any of its wars, including the Korean  
3 conflict at any time between June 27, 1950, and July 27, 1953,  
4 both dates inclusive, and including the Vietnam conflict at  
5 any time between August 5, 1964, and ending on the date the  
6 armed forces of the United States are directed by formal order  
7 of the government of the United States to cease hostilities,  
8 both dates inclusive, and who do not have sufficient means  
9 or ability to support themselves, and for the dependent ~~widows~~  
10 ~~and-wives~~ spouses and surviving spouses of such soldiers,  
11 sailors or marines.

12 For the purposes of this section World War II shall be  
13 from December 7, 1941, to September 2, 1945, both dates inclu-  
14 sive.

15 Sec. 33. Section two hundred nineteen point four (219.4),  
16 Code 1973, is amended to read as follows:

17 219.4 MARRIED COUPLES. When a married ~~man~~ person is or  
18 becomes a member of the home, ~~his-wife~~ the spouse, if ~~she~~  
19 ~~has-been~~ married to him for one year and is otherwise eligible  
20 under this chapter, may be admitted as a member of the home  
21 subject to all rules and regulations of said home. Husband  
22 and wife may be permitted to occupy, together, cottages or  
23 other quarters on the grounds of the home.

24 Sec. 34. Section two hundred nineteen point five (219.5),  
25 Code 1973, is amended to read as follows:

26 219.5 WIDOWS SURVIVING SPOUSES OF VETERANS. If any  
27 deceased soldier, sailor or marine, who would be entitled  
28 to admission to the home if he were living, has left a ~~widow~~  
29 ~~surviving-him~~ surviving spouse, such ~~widow~~ spouse shall be  
30 entitled to admission to the home with the same rights, privi-  
31 leges and benefits as though ~~her-~~ the soldier, sailor or  
32 marine ~~husband~~ spouse were living and a member of the home,  
33 provided, however, that such ~~widow-has-been-the-wife-of~~ spouse  
34 has been married to said veteran for at least one year  
35 immediately prior to ~~his~~ the veteran's death, and has reached

1 the age of fifty years or is found by the commandant to be  
2 totally and permanently disabled and ~~she~~ the spouse does not  
3 have sufficient means or ~~is-unable-to~~ does not possess suf-  
4 ficient funds for support and ~~maintain-herself~~ maintenance,  
5 and provided further that ~~she~~ the surviving spouse has been  
6 for the three years preceding the date of her application,  
7 a resident of the state of Iowa, and ~~that-she~~ has not married  
8 at any time since the death of her the veteran husband spouse  
9 except to a member of the home.

10 Sec. 35. Section two hundred nineteen point fifteen  
11 (219.15), Code 1973, is amended to read as follows:

12 219.15 PAYMENT TO DEPENDENTS. Each member of the home  
13 who receives a pension or compensation and who has a dependent  
14 ~~wife~~ spouse or child, as defined in section 234.1, shall  
15 deposit with the commandant forthwith on receipt of his the  
16 member's pension or compensation check one-half of the amount  
17 thereof, which shall be sent at once to the wife spouse if  
18 ~~she-be~~ the spouse is dependent upon ~~her-own-labor~~ employment  
19 or others for support, or, if there be no wife spouse, to  
20 the guardian of the child, as defined in section 234.1, if  
21 dependent upon others for support. The commandant, if  
22 satisfied that the wife spouse has deserted ~~her-husband~~ the  
23 member of the home, or is of bad character, or is not dependent  
24 upon others for support, may pay the money deposited as herein  
25 provided to the guardian of the dependent child, as defined  
26 in section 234.1.

27 Sec. 36. Section two hundred twenty-six point twelve  
28 (226.12), Code 1973, is amended to read as follows:

29 226.12 MONTHLY VISITATION--~~WOMEN~~ INSPECTORS. The state  
30 director shall make monthly and thorough examinations of each  
31 hospital. ~~He~~ The director may appoint ~~a-woman~~ an inspector  
32 to make examinations of any hospital and to make written  
33 report thereof to the state director.

34 Sec. 37. Section two hundred forty-two point fifteen  
35 (242.15), Code 1973, is amended to read as follows:

1       242.15 TRANSFERS TO WORK IN PARKS. The state director  
2 may detail boys and girls, classed as trustworthy, from the  
3 Iowa training school for boys at Eldora and the Iowa training  
4 school for girls at Mitchellville, to perform services for  
5 the state conservation commission within the state parks,  
6 state game and forest areas and other lands under the juris-  
7 diction of said commission. The conservation commission shall  
8 provide such permanent housing and work guidance supervision,  
9 but the care and custody of said boys and girls shall remain  
10 under employees of the division of child and family services  
11 of the department of social services. All such programs shall  
12 have as their primary purpose and shall provide for inculca-  
13 tion or the activation of attitudes, skills and habit pat-  
14 terns which will be conducive to the habilitation of said  
15 youths.

16       The state director is hereby authorized to use state-owned  
17 mobile housing equipment and facilities in performing such  
18 services at temporary locations in the above areas.

19       Sec. 38. Section two hundred forty-five point two (245.2),  
20 Code 1973, is amended to read as follows:

21       245.2 SUPERINTENDENT--SALARY. The superintendent of the  
22 women's reformatory shall ~~be a female and shall~~ receive a  
23 salary as determined by the state director.

24       Sec. 39. Section two hundred forty-six A point one  
25 (246A.1), Code 1973, is amended to read as follows:

26       246A.1 ESTABLISHED BY DEPARTMENT OF SOCIAL SERVICES.  
27 The department of social services is hereby authorized to  
28 establish a facility for the preparation of all ~~male~~ inmates  
29 of the corrective institutions under the department's ju-  
30 risdiction for discharge or parole. The facility shall be  
31 known as the correctional release center and shall be operated  
32 in conjunction with and utilize the facilities of the prison  
33 honor farm at Newton, Iowa.

34       Sec. 40. Section two hundred forty-six A point three  
35 (246A.3), Code 1973, is amended to read as follows:

1        246A.3 TRANSFER OF PRISONERS TO CENTER. The department  
2 may transfer any male inmate of a corrective institution  
3 within ninety days of the inmate's approaching release from  
4 custody to the release center for intensive training to assist  
5 the inmate in the transition to civilian living.

6        Sec. 41. Section two hundred forty-seven A point two  
7 (247A.2), Code 1973, is amended to read as follows:

8        247A.2 PROGRAM. The department of social services shall  
9 establish a work release program under which inmates sentenced  
10 to an institution under the jurisdiction of the department  
11 may be granted the privilege of leaving actual confinement  
12 during necessary and reasonable hours for the purpose of work-  
13 ing at gainful employment in this state. Under appropriate  
14 conditions the program may also include release for the pur-  
15 pose of seeking employment and attendance at an educational  
16 institution. In the case of female inmates ~~the program may~~  
17 include housekeeping in her domicile who have children in  
18 their homes under the age of eighteen years, the program may  
19 include child care and housekeeping in their homes.

20        Sec. 42. Section two hundred fifty point thirteen (250.13),  
21 Code 1973, is amended to read as follows:

22        250.13 BURIAL--EXPENSES. The board shall designate some  
23 suitable person in each township to cause to be decently  
24 interred in a suitable cemetery and not in any cemetery or  
25 part thereof used exclusively for the burial of the pauper  
26 dead, the body of any honorably discharged man or woman of  
27 the United States, who served in the military or naval forces  
28 of the United States during any war, including the Korean  
29 Conflict at any time between June 27, 1950, and July 27,  
30 1953, both dates inclusive, and including the Vietnam Conflict  
31 at any time between August 5, 1964, and ending on the date  
32 the armed forces of the United States are directed by formal  
33 order of the government of the United States to cease hos-  
34 tilities, both dates inclusive, or ~~his wife, widow~~ the spouse,  
35 surviving spouse, or child of such person, if any such person

1 has died without leaving sufficient means to defray the funeral  
2 expenses. The commission shall pay such expenses in a sum  
3 not exceeding two hundred dollars in any case.

4 Sec. 43. Section two hundred fifty-two point five (252.5),  
5 Code 1973, is amended to read as follows:

6 252.5 REMOTE RELATIVES. In the absence or inability of  
7 nearer relatives, the same liability shall extend to grand-  
8 parents, if of ability without personal labor, and to the  
9 ~~male~~ grandchildren who are of ability by personal labor or  
10 otherwise.

11 Sec. 44. Section two hundred fifty-two point sixteen  
12 (252.16), subsections four (4) and five (5), Code 1973, are  
13 amended to read as follows:

14 4. A married ~~woman-has~~ person may have the settlement  
15 of ~~her-husband~~ the spouse, if ~~he~~ the spouse has one in this  
16 state; if not, or if ~~she~~ the person lives apart from or is  
17 abandoned by ~~him~~ the spouse, ~~she~~ the married person may acquire  
18 a settlement as if ~~she~~ the person were unmarried. Any  
19 settlement which the ~~wife~~ married person had at the time of  
20 ~~her~~ marriage may at ~~her~~ the person's election be resumed upon  
21 the death of ~~her-husband~~ the spouse, or if ~~she~~ the person  
22 be divorced or abandoned by ~~him~~ the spouse, if both settlements  
23 were in this state.

24 5. Legitimate minor children take the settlement of ~~their~~  
25 ~~father, if there be one, if not, then that of the mother~~  
26 either parent.

27 Sec. 45. Section three hundred seventeen point twenty-  
28 two (317.22), Code 1973, is amended to read as follows:

29 317.22 DUTY OF HIGHWAY MAINTENANCE ~~MAN~~ PERSONNEL. It  
30 shall be the duty of all officers directly responsible for  
31 the care of public highways to make complaint to the weed  
32 commissioners or board of supervisors, whenever it shall  
33 appear that the provisions of this chapter may not be com-  
34 plied with in time to prevent the blooming and maturity of  
35 noxious weeds or the unlawful growth of weeds, whether in

1 the streets or highways for which they are responsible or  
2 upon lands adjacent to the same.

3 Sec. 46. Section three hundred twenty-one point forty-  
4 one (321.41), unnumbered paragraph two (2), Code 1973, is  
5 amended to read as follows:

6 Whenever the name of any person who has made application  
7 for or obtained the registration of a vehicle is thereafter  
8 legally changed by-marriage-or-otherwise such person shall  
9 within ten days notify the county treasurer of the county  
10 in which the title of said vehicle is of record, of such  
11 former and new name.

12 Sec. 47. Section three hundred twenty-one E point four-  
13 teen (321E.14), Code 1973, is amended to read as follows:

14 321E.14 FEES FOR PERMITS. The commission or local autho-  
15 rities issuing such permits shall charge a fee of ten dollars  
16 for an annual permit and a fee of five dollars for a single-  
17 trip permit. Fees for the movement of buildings, parts of  
18 buildings, or unusual vehicles or loads may be increased to  
19 cover the costs of inspections by the issuing authority.  
20 A fee not to exceed sixty dollars per ten-hour day or prorated  
21 fraction thereof per man person and car for escort service  
22 may be charged when requested or when required under this  
23 chapter. Proration of escort fees between state and local  
24 authorities when more than one governmental authority provides  
25 or is required to provide escort for a movement during the  
26 period of a day shall be determined by rule under section  
27 321E.15. The commission and local authorities may charge  
28 any permit applicant for the cost of trimming trees and removal  
29 and replacement of natural obstructions or official signs  
30 and signals or other public or private property required to  
31 be removed during the movement of a vehicle and load.

32 Sec. 48. Section three hundred thirty-eight point four  
33 (338.4), Code 1973, is amended to read as follows:

34 338.4 COOK AND ASSISTANTS. The sheriff may with the  
35 approval of the board of supervisors appoint a competent cook

1 for each of the county jails of his county; also such  
2 assistants at each of said jails as said board may deem  
3 necessary. ~~One-or-more-of-said-assistants-may-be-women.~~  
4 Said appointments shall be made by the board of supervisors  
5 when the sheriff fails to make them.

6 Sec. 49. Section three hundred forty-seven point nine  
7 (347.9), Code 1973, is amended to read as follows:

8 347.9 TRUSTEES--APPOINTMENT--TERMS OF OFFICE. When it  
9 has been determined by the voters of a county to establish  
10 a county public hospital, the board shall appoint seven  
11 trustees chosen from among the resident citizens of the county  
12 with reference to their fitness for such office, ~~three-of~~  
13 ~~whom-may-be-women,~~ and not more than four of such trustees  
14 shall be residents of the city, town, or village at which  
15 such hospital is located. Such trustees shall hold office  
16 until the following general election, at which time their  
17 successors shall be elected, two for a term of two years,  
18 two for four years, and three for six years, and they shall  
19 determine by lot their respective terms, and thereafter their  
20 successors shall be elected for regular terms of six years  
21 each, none of whom shall be physicians or licensed  
22 practitioners.

23 Sec. 50. Section three hundred fifty-six point sixteen  
24 (356.16), Code 1973, is amended to read as follows:

25 356.16 HARD LABOR. Able-bodied ~~male~~ persons over the  
26 age of sixteen, confined in any jail under the judgment of  
27 any tribunal authorized to imprison for the violation of any  
28 law, ordinance, bylaw or police regulation, may be required  
29 to labor during the whole or part of the time of his sentence,  
30 as hereinafter provided, and such tribunal, when passing final  
31 judgment of imprisonment, whether for nonpayment of fine or  
32 otherwise, shall have the power to and shall determine whether  
33 such imprisonment shall be at hard labor or not.

34 Sec. 51. Section three hundred fifty-six point twenty-  
35 six (356.26), subsection three (3), Code 1973, is amended

1 to read as follows:

2 3. Conducting his own business or other self-employed  
3 occupation, including ~~in the case of a woman,~~ housekeeping  
4 and attending the ~~to~~ family ~~needs of her family.~~

5 Sec. 52. Section four hundred eleven point one (411.1),  
6 subsection ten (10), Code 1973, is amended to read as follows:

7 10. "Widow Surviving spouse" shall mean only such surviving  
8 spouse of a marriage consummated prior to retirement of a  
9 deceased member from active service.

10 Sec. 53. Section four hundred twenty-seven point four  
11 (427.4), subsections one (1) and two (2), Code 1973, are  
12 amended to read as follows:

13 1. The ~~wife, or widow remaining unmarried,~~ spouse, of any  
14 such soldier, sailor, marine, or nurse, where they are living  
15 together or were living together at the time of the death  
16 of such person.

17 2. The ~~widowed mother, remaining unmarried,~~ parent of  
18 any such soldier, sailor, marine, or nurse, whether living  
19 or deceased, where such ~~widowed mother~~ parent is, or was at  
20 the time of death of the soldier, sailor, marine, or nurse,  
21 dependent on such person for support.

22 Sec. 54. Section four hundred twenty-eight point one  
23 (428.1), Code 1973, is amended by striking subsection two  
24 (2) and renumbering the remaining sections.

25 Sec. 55. Section four hundred forty-one point thirteen  
26 (441.13), Code 1973, is amended to read as follows:

27 441.13 OFFICE PERSONNEL. Other office personnel shall  
28 be appointed by the assessor subject to the limitations of  
29 the annual budget as hereinafter provided. The assessor shall  
30 select field ~~men~~ persons, so far as possible, from the eligible  
31 list of deputy assessors. Their compensation shall be fixed  
32 as provided in section 441.16. They shall serve at the  
33 pleasure of the assessor.

34 Sec. 56. Section four hundred forty-one point sixteen  
35 (441.16), unnumbered paragraph three (3), and subsections

1 one (1) and two (2), Code 1973, are amended to read as fol-  
2 lows:

3 Such combined budgets shall contain an itemized list of  
4 the proposed salaries of the assessor and each deputy, the  
5 amount required for field ~~men~~ personnel and other personnel,  
6 their number and their compensation; the estimated amount  
7 needed for expenses, printing, mileage and other expenses  
8 necessary to operate the assessor's office, the estimated  
9 expenses of the examining board and the salaries and expenses  
10 of the local board of review.

11 1. The number of deputies, field ~~men~~ personnel, and other  
12 personnel of the assessor's office.

13 2. The salaries and compensation of members of the board  
14 of review, the assessor, chief deputy, other deputies, field  
15 ~~men~~ personnel, and other personnel, and determine the time  
16 and manner of payment.

17 Sec. 57. Section four hundred fifty point nine (450.9),  
18 Code 1973, is amended by striking subsections one (1) and  
19 two (2) and inserting in lieu thereof the following:

20 1. Surviving spouse, forty thousand dollars.

21 Sec. 58. Section four hundred fifty-five point four  
22 (455.4), unnumbered paragraphs two (2) and three (3), Code  
23 1973, are amended to read as follows:

24 The term "commissioners" shall mean the ~~men~~ persons  
25 appointed and qualified to classify lands, fix percentages  
26 of benefits, apportion and assess costs and expenses in any  
27 levee or drainage district, unless otherwise specifically  
28 indicated by law.

29 The term "appraisers" shall mean the ~~men~~ persons appointed  
30 and qualified to ascertain the value of all land taken and  
31 the amount of damage arising from the construction of levee  
32 or drainage improvements.

33 Sec. 59. Section four hundred seventy-seven point twenty-  
34 two (477.22), Code 1973, is amended to read as follows:

35 477.22 HEADLIGHTS AND TAILLIGHTS. It shall be the duty

1 of every person, firm, or corporation owning or operating  
2 any line of railway within the state, except lines under  
3 twenty miles in length operated wholly within this state,  
4 to equip all locomotives, power vehicles, power cars, or other  
5 equipment used as the equivalent of or in place of a  
6 locomotive, when used in the transportation of passengers,  
7 employees or freight, with a headlight of sufficient  
8 candlepower, measured with a reflector, to throw a light in  
9 clear weather that will enable the operator of same to plainly  
10 discern an object the size of ~~a man~~ an adult person lying  
11 prone on the track at a distance of eleven hundred feet from  
12 the headlight, and thereafter to maintain and use such  
13 headlights upon every such locomotive, vehicle, car, or other  
14 equipment; provided, however, that track power cars when used  
15 during the nighttime by employees in the performance of work,  
16 shall be equipped with an electric headlight of sufficient  
17 candlepower, measured with a reflector to throw a light in  
18 clear weather that will enable the operator to see an  
19 obstruction on the track for a distance of five hundred feet,  
20 also two rear electric red lights of such construction and  
21 sufficient candlepower to be plainly visible.

22 Sec. 60. Section four hundred seventy-nine point ninety-  
23 four (479.94), subsections three (3), nine (9), and fifteen  
24 (15), Code 1973, are amended to read as follows:

25 3. Sleeping car and express company employees, ~~linemen~~  
26 line persons of telegraph and telephone companies operated  
27 in connection with such carriers, railway mail service  
28 employees, post office inspectors, customs inspectors,  
29 immigration inspectors, ~~newsboys~~ newspaper sellers on trains,  
30 and baggage agents.

31 9. Superannuated and pensioned employees and members of  
32 their families, ~~widows~~ spouses of employees who die while  
33 in the service of such common carrier, and ~~widows~~ spouses  
34 of pensioned employees.

35 15. The adjutant general of Iowa for the transportation

1 of officers or enlisted men personnel of the Iowa national  
2 guard or other military organization of the state, when  
3 traveling under the order of the commander in chief.

4 Sec. 61. Section four hundred ninety-six A point forty-  
5 four (496A.44), unnumbered paragraph three (3), Code 1973,  
6 is amended to read as follows:

7 A director shall not be liable under subsections 1, 2,  
8 or 3 of this section if he relied and acted in good faith  
9 upon financial statements of the corporation, represented  
10 to him to be correct by the president or the officer of such  
11 corporation having charge of its books of account, or stated  
12 in a written report by an independent public or certified  
13 public accountant or firm of such accountants fairly to reflect  
14 the financial condition of such corporation, nor shall he  
15 be so liable if in good faith in determining the amount  
16 available for any such dividend or distribution he considered  
17 the assets to be of their book value. If an officer willfully  
18 or negligently submits an incorrect financial statement to  
19 a director or directors, and board of directors action, con-  
20 trary to the provisions of this chapter or of any restrictions  
21 in the articles of incorporation, is taken in reliance there-  
22 on, he shall be liable to the same extent as if he were a  
23 director voting for or assenting to such action. No direc-  
24 tor or officer shall be deemed to be negligent within the  
25 meaning of this section if he exercised that diligence, care  
26 and skill which an ordinarily prudent man person would exercise  
27 under similar circumstances.

28 Sec. 62. Section five hundred four point one (504.1),  
29 Code 1973, is amended to read as follows:

30 504.1 ARTICLES. Except as may be otherwise specifically  
31 provided in this chapter, any three or more persons of full  
32 age, a majority of whom shall be citizens of the state, may  
33 incorporate themselves for the establishment of churches,  
34 colleges, seminaries, lyceums, libraries, fraternal lodges  
35 or societies, temperance societies, trades unions or other

1 labor organizations, commercial clubs, associations of business  
2 men persons, agricultural societies, farmers granges, or  
3 organizations of a benevolent, charitable, scientific,  
4 political, athletic, military, or religious character, or  
5 for the acquisition and ownership of rural fire fighting  
6 equipment or for the promotion of the establishment and  
7 expansion of industries and the doing of all things necessary  
8 thereto. The incorporators shall adopt, and sign and  
9 acknowledge the articles of incorporation, stating the name  
10 by which the corporation or association shall be known, the  
11 location of its principal office or place of business, its  
12 business or objects, the number of trustees, directors,  
13 managers, or other officers to conduct the same, the names  
14 thereof for the first year, the time of its annual meeting  
15 and of annual meeting of its trustees or directors and the  
16 manner in which the articles may be amended. Said articles  
17 of incorporation shall be filed with the secretary of state  
18 who shall, if he approves the same, endorse his approval  
19 thereon, record same, and thereafter forward the same to the  
20 county recorder of the county where the principal place of  
21 business is to be located and there it shall be recorded and,  
22 upon recording, be returned to the corporation. The said  
23 articles shall not be filed by the secretary of state until  
24 a filing fee of five dollars is paid and upon the payment  
25 of said fee and the approval of the articles by the secretary  
26 of state, he shall issue to said corporation a certificate  
27 of incorporation as a corporation not for pecuniary profit.  
28 Amendments to articles may be filed and receive approval as  
29 provided herein for articles, and the fee therefor shall be  
30 five dollars in each instance, and no amendment shall be  
31 effective until the same is approved and the fee therefor  
32 is paid.

33 Sec. 63. Section five hundred seven B point four (507B.4),  
34 subsection nine (9), paragraph h, Code 1973, is amended to  
35 read as follows:

1 h. Attempting to settle a claim for less than the amount  
2 to which a reasonable ~~man~~ person would have believed he was  
3 entitled by reference to written or printed advertising  
4 material accompanying or made part of an application.

5 Sec. 64. Section five hundred twelve point fifty-five  
6 (512.55), Code 1973, is amended to read as follows:

7 512.55 APPLICABILITY--EXCEPTIONS. The provisions of this  
8 chapter shall not be construed to apply to organizations,  
9 societies, or associations, the membership of which consists  
10 of ~~female~~ members of the families of members of any one  
11 occupation, guild, profession, or religious denomination,  
12 nor shall the provisions of this chapter be construed to apply  
13 to auxiliary societies or associations, the membership of  
14 which consists of ~~female~~ members of the families of members  
15 of any one occupation, guild, profession, or religious  
16 denomination.

17 Sec. 65. Section five hundred fourteen A point one  
18 (514A.1), unnumbered paragraphs two (2) and three (3), Code  
19 1973, are amended to read as follows:

20 This chapter shall not apply to an association organized,  
21 existing and operating under chapter 510 which limits its  
22 contracts to providing benefits for widows spouses, heirs,  
23 orphans or legatees of deceased members whose death is caused  
24 by accident or accidental means, or of providing benefits  
25 for members for specific loss or loss of time from injuries  
26 caused by accident or accidental means, nor shall said chapter  
27 apply to a fraternal beneficiary association, as defined in  
28 section 512.1 and licensed under the provisions of section  
29 510.23 thereof, which limits its contracts to providing  
30 benefits to beneficiaries of deceased members whose death  
31 is caused by accident or accidental means or of providing  
32 benefits for members for specific loss or loss of time from  
33 injuries caused by accident or accidental means.

34 Orders, societies or associations which admit to member-  
35 ship only persons engaged in one or more crafts or hazardous

1 occupations in the same or similar lines of business and the  
2 ~~ladies~~ societies or ~~ladies~~ auxiliaries to such orders shall  
3 not be subject to the provisions of this chapter nor shall  
4 any religious order be subject to the provisions of this  
5 chapter.

6 Sec. 66. Section five hundred seventeen point two (517.2),  
7 unnumbered paragraph five (5), Code 1973, is amended to read  
8 as follows:

9 The terms "loss payments" and "loss expense payments" as  
10 used herein shall include all payments to claimants, including  
11 payments for medical and surgical attendance, legal expenses,  
12 salaries and expenses of investigators, and ~~fieldmen~~ field  
13 personnel, rents, stationery, telegraph and telephone charges,  
14 postage, salaries and expenses of office employees, home  
15 office expenses, and all other payments made on account of  
16 claims, whether such payments shall be allocated to specific  
17 claims or unallocated.

18 Sec. 67. Section five hundred twenty-four point six hun-  
19 dred four (524.604), unnumbered paragraph two (2), Code 1973,  
20 is amended to read as follows:

21 Directors of a state bank shall discharge the duties of  
22 their position in good faith and with that diligence, care  
23 and skill which ordinarily prudent ~~men~~ persons would exer-  
24 cise under similar circumstances in like positions. The di-  
25 rectors shall have a continuing responsibility to assure  
26 themselves that the bank is being managed according to law  
27 and that the practices and policies adopted by the board are  
28 being implemented.

29 Sec. 68. Section five hundred twenty-four point six hun-  
30 dred five (524.605), unnumbered paragraph three (3), Code  
31 1973, is amended to read as follows:

32 A director shall not be liable under subsections 1, 2,  
33 3, or 4 of this section if he relied and acted in good faith  
34 upon information represented to him to be correct by an offi-  
35 cer or officers of such state bank or stated in a written

1 report by a certified public accountant or firm of such  
2 accountants. No director shall be deemed to be negligent  
3 within the meaning of this section if he in good faith  
4 exercised that diligence, care and skill which an ordinarily  
5 prudent ~~man~~ person would exercise as a director under similar  
6 circumstances.

7 Sec. 69. Section five hundred twenty-four point seven  
8 hundred two (524.702), subsection two (2), Code 1973, is  
9 amended to read as follows:

10 2. If an officer willfully or negligently submits any  
11 incorrect information to a director or directors, and action  
12 by the board of directors contrary to the provisions of this  
13 chapter, or of any restrictions in the articles of incorpo-  
14 ration, is taken in reliance thereon, the officer shall be  
15 liable to the same extent as if he were a director voting  
16 for or assenting to such action, as provided in section  
17 524.605. An officer shall also be liable to the extent of  
18 any loss sustained by the state bank as a result of his willful  
19 or negligent violation of any provision of this chapter.  
20 The superintendent may require an officer or officers whom  
21 he reasonably believes to be liable to a state bank pursuant  
22 to this section, to place in an escrow account an amount  
23 sufficient to discharge such liability in the manner provided  
24 for in section 524.505. No officer shall be deemed to be  
25 negligent within the meaning of this section if he exercised  
26 that diligence, care and skill which an ordinarily prudent  
27 ~~man~~ person would exercise as an officer under similar  
28 circumstances.

29 Sec. 70. Section five hundred thirty-three point eight  
30 (533.8), Code 1973, is amended to read as follows:

31 533.8 ELECTIONS. At the organization meeting there shall  
32 be elected a board of directors of not less than nine members  
33 to hold office for such terms as the bylaws provide and until  
34 successors are elected and qualify. At each annual meeting  
35 there shall be elected one member to fill each position vacated

1 by reason of expiring terms or other causes. A record of the  
2 names and addresses of the directors, officers and committee  
3 men persons shall be filed with the superintendent of banking  
4 within ten days following each election.

5 Sec. 71. Section five hundred fifty-four point seven  
6 thousand two hundred four (554.7204), subsection one (1),  
7 Code 1973, is amended to read as follows:

8 1. A warehouseman is liable for damages for loss of or  
9 injury to the goods caused by his failure to exercise such  
10 care in regard to them as a reasonably careful man person  
11 would exercise under like circumstances but unless otherwise  
12 agreed he is not liable for damages which could not have  
13 been avoided by the exercise of such care.

14 Sec. 72. Section five hundred fifty-four point seven thou-  
15 sand three hundred nine (554.7309), subsection one (1), Code  
16 1973, is amended to read as follows:

17 1. A carrier who issues a bill of lading whether negotiable  
18 or nonnegotiable must exercise the degree of care in relation  
19 to the goods which a reasonably careful man person would  
20 exercise under like circumstances. This subsection does not  
21 repeal or change any law or rule of law which imposes liability  
22 upon a common carrier for damages not caused by its negligence.

23 Sec. 73. Section five hundred sixty-five A point four  
24 (565A.4), subsection five (5), Code 1973, is amended to read  
25 as follows:

26 5. The custodian, notwithstanding statutes restricting  
27 investments by fiduciaries, shall invest and reinvest the  
28 custodial property as would a prudent man person of discretion  
29 and intelligence who is seeking a reasonable income and the  
30 preservation of his capital, except that he may, in his  
31 discretion and without liability to the minor or his estate,  
32 retain a security given to the minor in a manner prescribed  
33 in this chapter.

34 Sec. 74. Section five hundred sixty-seven point one  
35 (567.1), unnumbered paragraph two (2), Code 1973, is amended

1 to read as follows:

2 The ~~widow~~ spouse and heirs and devisees, being nonresi-  
3 dent aliens, of any alien or naturalized citizen who has  
4 acquired real estate in this state, may hold the same by  
5 devise, descent, or distribution, for a period of twenty  
6 years; and if at the end of that time such real estate has  
7 not been sold to a bona fide purchaser for value, or such  
8 alien heirs have not become residents of this state, such  
9 land shall escheat to the state.

10 Sec. 75. Section five hundred ninety-five point sixteen  
11 (595.16), Code 1973, is amended to read as follows:

12 595.16 HUSBAND SPOUSE RESPONSIBLE FOR RETURN. When a  
13 marriage is consummated without the services of a clergy-  
14 man or magistrate, the required return thereof ~~shall~~ may be  
15 made to the clerk by the ~~husband~~ either spouse.

16 Sec. 76. Section five hundred ninety-seven point nine-  
17 teen (597.19), Code 1973, is amended to read as follows:

18 597.19 HUSBAND SPOUSE NOT LIABLE FOR WIFE'S TORTS OF OTHER  
19 SPOUSE. For civil injuries committed by a married ~~woman~~  
20 person, damages may be recovered from her alone, and ~~her~~  
21 ~~husband~~ the partner shall not be liable therefor, except in  
22 cases where he would be jointly liable ~~with-her~~ if the marriage  
23 did not exist.

24 Sec. 77. Section six hundred twenty-seven point four  
25 (627.4), Code 1973, is amended to read as follows:

26 627.4 ABSCONDING DEBTOR. When a debtor absconds and  
27 leaves his family, such property as is exempt to him under  
28 this chapter shall be exempt in the hands of his ~~wife~~ spouse  
29 and children, or either of them.

30 Sec. 78. Section six hundred twenty-seven point six  
31 (627.6), subsections twenty-one (21) and twenty-two (22),  
32 Code 1973, are amended to read as follows:

33 21. If the debtor is a resident of this state and is the  
34 head of a family, and does not own one or more of the foregoing  
35 items of property, ~~his-wife~~ the spouse, if she ~~is-an-actual~~

1 member-of-the-family, and owns one or more such items, and  
2 is the debtor, shall be entitled to hold such items exempt  
3 from execution.

4 ~~22.---If-the-debtor-is-a-resident-of-this-state-and-a-woman~~  
5 ~~other-than-the-head-of-a-family, she may hold exempt from~~  
6 ~~execution one sewing machine, and poultry to the value of~~  
7 ~~fifty dollars.~~

8 Sec. 79. Section six hundred thirty-three point one hundred  
9 twenty-three (633.123), title and subsection one (1), Code  
10 1973, is amended to read as follows:

11 633.123 MODEL PRUDENT MAN PERSON INVESTMENT ACT.

12 1. INVESTMENTS BY FIDUCIARIES. In acquiring, investing,  
13 reinvesting, exchanging, retaining, selling and managing prop-  
14 erty for the benefit of another, a fiduciary shall exercise  
15 the judgment and care under the circumstances then prevailing,  
16 which men persons of prudence, discretion and intelligence  
17 exercise in the management of their own affairs, not for the  
18 purpose of speculation, but with regard to the permanent  
19 disposition of their funds, considering the probable income,  
20 as well as the probable safety, of their capital. Within  
21 the limitations of the foregoing standards, a fiduciary is  
22 authorized to acquire and retain every kind of property and  
23 every kind of investment, specifically including, but not  
24 by way of limitation, bonds, debentures, and other corporate  
25 obligations, and stocks and shares, preferred or common, which  
26 men persons of prudence, discretion and intelligence acquire  
27 or retain for their own account.

28 Sec. 80. Section six hundred seventy-four point five  
29 (674.5), Code 1973, is amended to read as follows:

30 674.5 CONTENTS OF DECREE. The decree shall describe the  
31 petitioner, giving his or her name and former name, height,  
32 weight, color of hair, color of eyes, race, sex, date and  
33 place of birth and, ~~if-a-male-and-married,~~ the given name  
34 of ~~his-wife~~ the spouse and any minor children affected by  
35 the change. The decree shall also give a legal description

1 of all real property owned by the petitioner.

2 Sec. 81. Section six hundred eighty-seven point two  
3 (687.2), Code 1973, is amended to read as follows:

4 687.2 "FELONY" DEFINED. A felony is a public offense  
5 which is, or in the discretion of the court may be, punished  
6 by imprisonment in the penitentiary or men's reformatory  
7 or the women's reformatory.

8 Sec. 82. Section seven hundred seven point six (707.6),  
9 Code 1973, is amended to read as follows:

10 707.6 MARRIED WOMEN PERSONS. Sections 707.1 to 707.5  
11 of this chapter extend to a married woman person who commits  
12 either of the offenses therein described, though the property  
13 burnt or set fire to may belong partly or wholly to her-husband  
14 the other spouse.

15 Sec. 83. Section seven hundred twenty-four point seven  
16 (724.7), Code 1973, is amended to read as follows:

17 724.7 PERMITTING MINOR FEMALES PERSONS TO BE INMATES.  
18 Whoever, being the keeper of a house of prostitution, or  
19 assignation house, building, or premises in this state where  
20 prostitution, fornication, or concubinage is allowed, or  
21 practiced, shall suffer or permit any unmarried female person  
22 under the age of eighteen years to live, board, stop, or room  
23 in such house, building, or premises, shall, on conviction,  
24 be imprisoned in the penitentiary not less than one year nor  
25 more than five years.

26 Sec. 84. Section seven hundred twenty-four point eight  
27 (724.8), Code 1973, is amended to read as follows:

28 724.8 DETENTION OF-FEMALES. Whoever shall unlawfully  
29 detain or confine any female person, by force, false pretense,  
30 or intimidation, in any room, house, building, or premises  
31 in this state, against the will of such female person, for  
32 purposes of prostitution or with intent to cause such female  
33 person to become a prostitute, and be guilty of fornication  
34 or concubinage therein, or shall be force, false pretense,  
35 confinement or intimidation attempt to prevent any female

1 person so as aforesaid detained, from leaving such room,  
2 house, building, or premises, and whoever aids, assists, or  
3 abets by force, false pretense, confinement, or intimidation,  
4 in keeping, confining, or unlawfully detaining any ~~female~~  
5 person in any room, house, building, or premises in this  
6 state, against the will of such ~~female~~ person, for the purpose  
7 of prostitution, fornication, or concubinage, shall, on  
8 conviction, be imprisoned in the penitentiary not more than  
9 ten years.

10 Sec. 85. Section seven hundred twenty-four point nine  
11 (724.9), Code 1973, is amended to read as follows:

12 724.9 ENTICING TO HOUSE OF ILL FAME. If any person  
13 inveigle or entice any ~~female~~ person, before reputed virtuous,  
14 to a house of ill fame, or knowingly conceal or aid or abet  
15 in concealing such ~~female~~ person so deluded or enticed, for  
16 the purpose of prostitution or lewdness, or entice back into  
17 a life of prostitution any ~~female~~ person who has theretofore  
18 been guilty of prostitution and has abandoned it, he shall  
19 be imprisoned in the penitentiary not more than ten years.

20 Sec. 86. Section seven hundred twenty-four point ten  
21 (724.10), Code 1973, is amended to read as follows:

22 724.10 ENTICING ~~FEMALE-CHILD~~ MINOR FOR PROSTITUTION.  
23 If any person take or entice away any unmarried ~~female~~ minor  
24 under the age of eighteen years for the purpose of  
25 prostitution, he shall be imprisoned in the penitentiary not  
26 more than five years, or be fined not more than one thousand  
27 dollars and imprisoned in the county jail not more than one  
28 year.

29 Sec. 87. Section seven hundred forty-two point two (742.2),  
30 Code 1973, is amended to read as follows:

31 742.2 CALLING OUT POWER OF COUNTY. When the sheriff or  
32 other officer authorized to execute process has reason to  
33 apprehend that resistance will be made, or finds that resis-  
34 tance is made, to the execution thereof, he may command as  
35 many ~~male~~ inhabitants of his county as he may think proper,

1 and may call upon the governor for the assistance of the mili-  
2 tary force to assist him in overcoming the resistance, and,  
3 if necessary, in seizing, arresting, and confining the resis-  
4 ters, their aiders, and abettors, to be held for punishment  
5 by law.

6 Sec. 88. Section seven hundred forty-six point two (746.2),  
7 Code 1973, is amended to read as follows:

8 746.2 "TRAMP" DEFINED. Any male person sixteen years  
9 of age or over, physically able to perform manual labor, who  
10 is wandering about, practicing common begging, or having no  
11 visible calling or business to maintain himself, and is unable  
12 to show reasonable efforts in good faith to secure employment,  
13 is a tramp, and any person convicted of being a tramp shall  
14 be punished by imprisonment at hard labor in the county jail  
15 not exceeding ten days, or by imprisonment in such jail in  
16 solitary confinement not exceeding five days.

17 Sec. 89. Section seven hundred sixty-one point twenty-  
18 three (761.23), Code 1973, is amended to read as follows:

19 761.23 MINORS ~~AND-MARRIED-WOMEN~~ MAY BE BOUND. Minors  
20 ~~and-married-women~~ who are material witnesses against the  
21 defendant may in like manner be required to procure sureties  
22 for their appearance as provided in section 761.22.

23 Sec. 90. Sections two hundred forty-five point four  
24 (245.4), as amended by Acts of the Sixty-fifth General  
25 Assembly, 1973 Session, chapter one hundred forty (140),  
26 section eight (8), and six hundred eighty-seven point three  
27 (687.3), Code 1973, are repealed.

28 EXPLANATION

29 This bill is an omnibus bill which changes references in  
30 the Code which apply to only men or women to apply to all  
31 persons. It changes the term widows to spouses. It also  
32 changes procedures which have differed in the past for men  
33 and women.

34  
35

SENATE FILE 1093

S-2575

1 Amend Senate File 1093, page 11, by inserting  
2 after line 24 the following:

3 Sec. \_\_\_\_\_. Section one hundred fifty-seven point  
4 two (157.2), Code 1973, is amended by adding the  
5 following new subsection:

6 NEW SUBSECTION. Apprentices who are in good faith  
7 pursuing the study of cosmetology under the direct  
8 supervision of a licensed cosmetologist provided the  
9 apprentices are only assisting the licensed cosmetol-  
10 ogist under whom they are pursuing a course of study,  
11 or students attending schools approved by the  
12 cosmetology examiners.

13 Sec. \_\_\_\_\_. Section one hundred fifty-seven point  
14 four (157.4), Code 1973, is amended to read as  
15 follows:

16 157.4 EXAMINATION. No person shall be eligible  
17 to take the examination prescribed by the cosmetology  
18 examiners unless and until said person presents a  
19 diploma, or other like evidence, issued to the  
20 applicant by any school of cosmetology approved by  
21 the cosmetology examiners and licensed by the depart-  
22 ment, showing that said applicant has completed the  
23 course of study in said school prescribed by the  
24 board of cosmetology examiners. The course of study  
25 in an approved school of cosmetology shall require

Page 2

1 the same number of hours of instruction as are re-  
2 quired by the board of barber examiners for an  
3 approved barber school.

4 Sec. \_\_\_\_\_. Section one hundred fifty-seven point  
5 four (157.4), Code 1973, is amended by adding the  
6 following new unnumbered paragraph:

7 NEW UNNUMBERED PARAGRAPH. Any person who has  
8 presented such diploma and complied with the provi-  
9 sions of section one hundred fifty-seven point three  
10 (157.3) of the Code may take an examination for  
11 registration as a cosmetologist's apprentice; the  
12 examination shall be given by the board at the same  
13 time as the regular examination for cosmetologist's  
14 license. If any such applicant successfully passes  
15 the examination, the applicant shall be given an  
16 apprentice's certificate, which certificate will  
17 entitle the apprentice to pursue a clinic or practice  
18 course under the direct supervision and tutelage of a  
19 licensed practitioner of cosmetology for a period of  
20 eighteen months from the date of issuance. At the  
21 end of the period of eighteen months, upon furnishing  
22 to the board satisfactory proof that the apprentice  
23 has faithfully pursued a course of study as appren-  
24 tice under the supervision and tutelage of a licensed  
25 cosmetologist in this state for the necessary period

Senate 4  
March 26, 1974

Page 3

1 of time, the apprentice shall be permitted by the  
2 board to take the regular examination for a license  
3 to practice cosmetology.

4 Sec. \_\_\_\_\_. Section one hundred fifty-seven point  
5 eleven (157.11), Code 1973, is amended to read as  
6 follows:

7 157.11 TEMPORARY PERMITS. Any person having  
8 completed the prescribed course in, and having ob-  
9 tained a diploma from a school of cosmetology  
10 approved by the board of cosmetology examiners and  
11 licensed by the department, and having made applica-  
12 tion to take the next succeeding examination in  
13 cosmetology, shall be known as an apprentice and  
14 upon payment of the required fee to the department  
15 and the submission of evidence of his eligibility to  
16 the board of cosmetology examiners, shall be issued  
17 a permit by the department which shall entitle such  
18 person to work as a an apprentice cosmetology  
19 operator from the date of such graduation to the date  
20 of the next succeeding state examination in cosmetol-  
21 ogy for apprentice cosmetologists. Only one permit  
22 may be issued to any person.

23 Sec. \_\_\_\_\_. Section one hundred fifty-eight point  
24 one (158.1), unnumbered paragraph one (1), Code  
25 1973, is amended to read as follows:

Page 4

1 For the purposes of this chapter all persons who,  
2 for compensation, engage in any one or any combina-  
3 tion of the following practices performed upon the  
4 upper part of the human body of any person for cos-  
5 metic purposes and not for the treatment of disease  
6 or physical or mental ailments, are engaged in the  
7 practice of barbering:

8 Sec. \_\_\_\_\_. Section one hundred fifty-eight point  
9 eleven (158.11), unnumbered paragraph one (1), is  
10 amended by striking the paragraph.

S-2575 Filed and ruled  
out of order  
March 25, 1974

By BLOUIN

S-2571

1 Amend Senate File 1093 as follows:

- 2 1. Page 33, line 26 by striking the word "and".
- 3 2. Page 33, line 27 by inserting after the figure
- 4 "(687.3)," the words and figures "and seven hundred
- 5 forty-six point two (746.2),"

S-2571 Filed and adopted  
March 25, 1974

By DODERER

SENATE FILE 1093

S-2546

- 1 Amend Senate File 1093 as follows:  
2 1. Page 2, line 19, by striking the word "his"  
3 and inserting in lieu thereof the words "his the  
4 employee's".  
5 2. Page 3, line 23, by striking the word "he"  
6 and inserting in lieu thereof the word "he the  
7 governor".  
8 3. Page 3, line 34, by striking the word "his"  
9 and inserting in lieu thereof the words "his the".  
10 4. Page 4, line 1, by striking the word "his"  
11 and inserting in lieu thereof the words "his the  
12 officer or enlisted person's".  
13 5. Page 4, line 14, by striking the word "his"  
14 and inserting in lieu thereof the words "his the  
15 officer or enlisted person's".  
16 6. Page 4, line 19, by striking the word "his"  
17 and inserting in lieu thereof the words "his the  
18 officer or enlisted person's".  
19 7. Page 4, line 22, by striking the word "his"  
20 and inserting in lieu thereof the words "his the  
21 officer or enlisted person's".  
22 8. Page 4, line 33, by striking the word "he"  
23 and inserting in lieu thereof the words "he the  
24 officer or enlisted person".  
25 9. Page 4, line 34, by striking the word "his"

Page 2

- 1 and inserting in lieu thereof the words "his the  
2 officer or enlisted person's".  
3 10. Page 5, line 1, by striking the word "his"  
4 and inserting in lieu thereof the words "his the  
5 officer or enlisted person's".  
6 11. Page 5, line 4, by striking the word "his"  
7 and inserting in lieu thereof the words "his the  
8 member's".  
9 12. Page 5, line 6, by striking the word "him"  
10 and inserting in lieu thereof the words "him the  
11 member".  
12 13. Page 5, line 14, by striking the word "his"  
13 and inserting in lieu thereof the word "his".  
14 14. Page 5, line 17, by striking the word "him"  
15 and inserting in lieu thereof the words "him the  
16 officer or enlisted person".  
17 15. Page 5, line 18, by striking the word "he"  
18 and inserting in lieu thereof the words "he such  
19 person".  
20 16. Page 5, line 24, by striking the word "his"  
21 and inserting in lieu thereof the words "his the  
22 member's".  
23 17. Page 5, line 35, by striking the word "his"  
24 and inserting in lieu thereof the words "his the  
25 employee's".

Page 3

- 1 18. Page 6, line 10, by striking the word "his"  
2 and inserting in lieu thereof the words "his the  
3 officer's".  
4 19. Page 6, line 13, by striking the word "him"  
5 and inserting in lieu thereof the words "him the  
6 officer".  
7 20. Page 6, line 26, by striking the words "him  
8 and his" and inserting in lieu thereof the words "him  
9 the plaintiff and his the plaintiff's".  
10 21. Page 6, line 28, by striking the word "his"  
11 and inserting in lieu thereof the words "his the  
12 judge advocate's".  
13 22. Page 6, line 31, by striking the word "his"  
14 and inserting in lieu thereof the words "his the  
15 judge advocate's".  
16 23. Page 8, line 24, by striking the word "he"  
17 and inserting in lieu thereof the words "he the  
18 commissioner".  
19 24. Page 8, line 27, by striking the words "his  
20 entire" and inserting in lieu thereof the words "his  
21 entire full".  
22 25. Page 8, line 27, by striking the word "he"  
23 and inserting in lieu thereof the words "he the  
24 commissioner".  
25 26. Page 8, line 29, by striking the words "shall

Page 4

- 1 he" and inserting in lieu thereof the words "~~shall~~  
2 ~~he~~".  
3 27. Page 8, line 29, by striking the word "He" and  
4 inserting in lieu thereof the words "He The commis-  
5 sioner".  
6 28. Page 9, line 2, by striking the word "his" and  
7 inserting in lieu thereof the words "his the commis-  
8 sioner's".  
9 29. Page 9, line 7, by striking the word "his" and  
10 inserting in lieu thereof the words "his the".  
11 30. Page 9, line 21, by striking the word "his"  
12 and inserting in lieu thereof the words "his the  
13 member's".  
14 31. Page 9, line 27, by striking the word "his"  
15 and inserting in lieu thereof the words "his the  
16 member's".  
17 32. Page 10, line 9, by striking the word "his"  
18 and inserting in lieu thereof the words "his the  
19 member's".  
20 33. Page 10, line 22, by striking the word "his"  
21 and inserting in lieu thereof the words "his the  
22 member's".  
23 34. Page 11, line 16, by striking the word  
24 "operate" and inserting in lieu thereof the word  
25 "operate".

Page 5

- 1           35. Page 11, line 18, by striking the words "his  
2 own" and inserting in lieu thereof the words "his the  
3 person's own".
- 4           36. Page 11, line 18, by striking the words "his  
5 practice" and inserting in lieu thereof the words  
6 "his the dentist's practice".
- 7           37. Page 11, line 19, by striking the word "his"  
8 and inserting in lieu thereof the words "his the  
9 dentist's".
- 10          38. Page 13, line 19, by striking the word "him"  
11 and inserting in lieu thereof the words "him the  
12 person".
- 13          39. Page 13, line 28, by striking the word "he"  
14 and inserting in lieu thereof the words "he the  
15 deceased soldier, sailor, or marine".
- 16          40. Page 17, by striking lines 12 through 26,  
17 inclusive and inserting in lieu thereof the follow-  
18 ing:  
19           "(252.16), subsections four (4) and six (6), Code  
20 1973, are amended by striking the subsections and re-  
21 numbering the remaining subsections.  
22           Sec. \_\_\_\_\_. Section two hundred fifty-two point six-  
23 teen (252.16), subsection five (5), Code 1973, is  
24 amended by striking the subsection and inserting in  
25 lieu thereof the following:

Page 6

- 1           5. Minor children who reside with both parents take  
2 the settlement of the parents. If the minor child  
3 resides on a permanent basis with only one parent or  
4 a guardian, the minor child takes the settlement of  
5 the parent or guardian with whom the child resides."  
6           41. Page 19, line 29, by striking the words "his  
7 sentence" and inserting in lieu thereof the words  
8 "his-sentenee their sentences".
- 9           42. Page 20, by striking lines 23 and 24 and in-  
10 serting in lieu thereof the following:  
11           "(428.1), subsection two (2), Code 1973, is amended  
12 to read as follows:  
13           2. The property of a married woman person, by  
14 herseif-or-husband either party."
- 15           43. Page 23, line 8, by striking the word "he"  
16 and inserting in lieu thereof the words "he the  
17 director".
- 18           44. Page 23, line 10, by striking the word "him"  
19 and inserting in lieu thereof the words "him the  
20 director".
- 21           45. Page 23, line 14, by striking the word "he"  
22 and inserting in lieu thereof the words "he the  
23 director".
- 24           46. Page 23, line 16, by striking the word "he"  
25 and inserting in lieu thereof the words "he the

Page 7

- 1 director".  
2 47. Page 23, line 22, by striking the words "he  
3 shall" and inserting in lieu thereof the words "he the  
4 officer shall".  
5 48. Page 23, line 22, by striking the words "he  
6 were" and inserting in lieu thereof the words "he the  
7 officer were".  
8 49. Page 23, line 25, by striking the word "he"  
9 and inserting in lieu thereof the words "he the  
10 director or officer".  
11 50. Page 24, line 18, by striking the word "he"  
12 and inserting in lieu thereof the words "he the  
13 secretary of state".  
14 51. Page 24, line 18, by striking the word "his"  
15 and inserting in lieu thereof the word "his".  
16 52. Page 24, line 26, by striking the word "he"  
17 and inserting in lieu thereof the words "he the  
18 secretary of state".  
19 53. Page 25, line 2, by striking the word "he"  
20 and inserting in lieu thereof the words "he the  
21 person".  
22 54. Page 26, line 33, by striking the word "he"  
23 and inserting in lieu thereof the words "he the  
24 director".  
25 55. Page 26, line 34, by striking the word "him"

Page 8

- 1 and inserting in lieu thereof the words "him the  
2 director".  
3 56. Page 27, line 3, by striking the word "he" and  
4 inserting in lieu thereof the words "he the director".  
5 57. Page 27, line 15, by striking the word "he" and  
6 inserting in lieu thereof the words "he the officer".  
7 58. Page 27, line 18, by striking the word "his"  
8 and inserting in lieu thereof the words "his the  
9 officer's".  
10 59. Page 27, line 21, by striking the word "he"  
11 and inserting in lieu thereof the words "he the  
12 superintendent".  
13 60. Page 27, line 25, by striking the word "he"  
14 and inserting in lieu thereof the words "he the  
15 officer".  
16 61. Page 28, line 8, by striking the word "ware-  
17 houseman" and inserting in lieu thereof the words  
18 "warehouseman warehouse person".  
19 62. Page 28, line 9, by striking the word "his"  
20 and inserting in lieu thereof the words "his the  
21 warehouse person's".  
22 63. Page 28, line 12, by striking the word "he"  
23 and inserting in lieu thereof the words "he the ware-  
24 house person".  
25 64. Page 28, line 30, by striking the words "his"

- 1 capital" and inserting in lieu thereof the words "his
- 2 the prudent person's capital".
- 3 65. Page 28, line 30, by striking the word "he"
- 4 and inserting in lieu thereof the words "he the
- 5 custodian".
- 6 66. Page 28, line 30, by striking the words "in
- 7 his" and inserting in lieu thereof the words "in his
- 8 the custodian's".
- 9 67. Page 28, line 31, by striking the word "his"
- 10 and inserting in lieu thereof the words "his the
- 11 minor's".
- 12 68. Page 29, lines 13 and 14, by striking the word
- 13 "clergyman" and inserting in lieu thereof the words
- 14 "clergyman a cleric".
- 15 69. Page 29, line 15, by striking the second word
- 16 "the" and inserting in lieu thereof the word "the".
- 17 70. Page 29, line 20, by striking the word "her"
- 18 and inserting in lieu thereof the words "her the
- 19 person".
- 20 71. Page 29, line 22, by striking the word "he"
- 21 and inserting in lieu thereof the words "he the
- 22 partner".
- 23 72. Page 29, line 27, by striking the word "his"
- 24 and inserting in lieu thereof the words "his the
- 25 debtor's".

- 1 73. Page 29, line 27, by striking the word "him"
- 2 and inserting in lieu thereof the words "him the
- 3 debtor".
- 4 74. Page 29, line 28, by striking the word "his"
- 5 and inserting in lieu thereof the words "his the
- 6 debtor's".
- 7 75. Page 29, line 35, by striking the word "she"
- 8 and inserting in lieu thereof the words "she the
- 9 spouse".
- 10 76. Page 32, line 18, by striking the word "he"
- 11 and inserting in lieu thereof the words "he the
- 12 person".
- 13 77. Page 32, line 25, by striking the word "he"
- 14 and inserting in lieu thereof the words "he the
- 15 person".
- 16 78. Page 32, line 34, by striking the word "he"
- 17 and inserting in lieu thereof the words "he the
- 18 sheriff or other person".
- 19 79. Page 32, line 35, by striking the word "his"
- 20 and inserting in lieu thereof the words "his the".
- 21 80. Page 32, line 35, by striking the word "he"
- 22 and inserting in lieu thereof the words "he the
- 23 sheriff or other person".
- 24 81. Page 33, line 2, by striking the word "him"
- 25 and inserting in lieu thereof the words "him the

- 1 sheriff or other person".
- 2 82. Page 33, by striking lines 6 through 16,
- 3 inclusive.
- 4 83. By renumbering sections as necessary.

S-2569

1 Amend Senate File 1093 as follows:  
2 1. Page 11, by inserting after line 24 the follow-  
3 ing sections:  
4 Sec. \_\_\_\_\_. Section one hundred fifty-seven point one  
5 (157.1), Code 1973, is amended to read as follows:  
6 157.1 DEFINITIONS. For the purpose of this  
7 chapter the following classes of persons shall be  
8 deemed to be engaged in the practice of cosmetology:  
9 1. Persons who, for compensation, engage in or who  
10 hold themselves out to the public as being engaged in  
11 any one or any combination of the following practices:  
12 Cutting, dressing, curling, waving, bleaching, color-  
13 ing, and similar work, on the hair of any ~~woman-or~~  
14 ~~child~~ person by any means whatever.  
15 2. Persons who, with hands or mechanical or  
16 electrical apparatus or appliances, or by the use of  
17 cosmetic preparations, antiseptics, tonics, lotions,  
18 or creams, engage for compensation in any one or any  
19 combination of the following practices: Massaging,  
20 cleansing, stimulating, manipulating, exercising,  
21 manicuring, beautifying, or similar work, the scalp,  
22 face, neck, hands, arms, bust or upper part of the  
23 body, or the removing of superfluous hair by the use  
24 of electricity or otherwise, on or about the body of  
25 any ~~woman-or-child~~ person.

Page 2

1 Sec. \_\_\_\_\_. Section one hundred fifty-eight point two  
2 (158.2), unnumbered paragraph two (2), Code 1973, is  
3 amended to read as follows:  
4 The provisions of this section shall not be con-  
5 strued as to permit any person other than a licensed  
6 barber or students in a barber school approved by the  
7 board of barber examiners or registered barber apprentice  
8 while pursuing a regular course of study of barbering  
9 to shave or trim the beard or cut the hair of any  
10 person for cosmetic purposes, except that licensed  
11 cosmetologists may cut the hair of any ~~female~~ person  
12 ~~and-of-any-male-person-under-twelve-years-of-age~~.  
13 2. By renumbering section as necessary.

S-2569 Filed and adopted  
March 25, 1974

By DODERER and SHAW

S-2561

1 Amend the Doderer, et al., amendment S-2546, to  
2 Senate File 1093, as follows:  
3 1. Page 11, by inserting after line 3 the follow-  
4 ing amendment:  
5 \_\_\_\_\_. Page 33, by inserting after line 22 the  
6 following section:  
7 Sec. \_\_\_\_\_. The provisions of this Act relating to  
8 settlement as defined in chapter two hundred fifty-  
9 two (252) of the Code shall not affect the assessment  
10 of payments based upon a determination of settlement  
11 made prior to July 1, 1974.  
12 2. By renumbering sections as needed.

S-2561 Filed - *Adopted 3/25*  
March 21, 1974

By DODERER

March 28, 1974

SENATE FILE 1093

*The Judiciary and Law Conf. 3/29*

By SHAW, DODERER, SCHWIEGER,  
MILLER of Marshall and ORR  
(Lipsky)

SENATE AMENDMENTS  
SHOWN IN BOLD FACE

(AS PASSED BY THE SENATE)

*amended  
by House*  
Passed Senate Date 5-4-74 (2073) Passed House, Date 5-3-74 (2450)

Voted: Ayes 40 Nays 3 Voted: Ayes 82 Nays 5

Approved 5-30-74

## A BILL FOR

- 1 An Act relating to statutory provisions affecting the legal
- 2 treatment of male and female persons.
- 3 *Be It Enacted by the General Assembly of the State of Iowa:*

1 Section 1. Section nineteen A point three (19A.3), sub-  
2 section eleven (11), Code 1973, is amended to read as follows:

3 11. Officers and enlisted [men] **personnel** of the armed  
4 services under state jurisdiction.

5 Sec. 2. Section nineteen A point nine (19A.9), subsec-  
6 tion two (2), Code 1973, is amended to read as follows:

7 2. For a pay plan within the purview of an appropriation  
8 made by the general assembly and not otherwise provided by  
9 law for all employees in the merit system, after consultation  
10 with appointing authorities and after a public hearing held  
11 by the commission. Such pay plan shall become effective only  
12 after it has been approved by the executive council after  
13 submission from the commission. Review of the pay plan for  
14 revisions shall be made in the same manner at the discretion  
15 of the director, but not less than annually. Each employee  
16 shall be paid at one of the rates set forth in the pay plan  
17 for the class of position in which employed and, unless  
18 otherwise designated by the commission, shall begin employ-  
19 ment at the first step of the established range for [his] *the employee's*  
20 class. Unless otherwise established by law, the governor, with the  
21 approval of the executive council, shall establish a pay plan  
22 for all exempt positions in the executive branch of govern-  
23 ment except for employees of the governor, board of regents,  
24 the state educational radio and television facility board,  
25 the superintendent of public instruction and members of the  
26 professional staff of the department of public instruction,  
27 appointed under the provisions of section 257.24, who possess  
28 a current, valid teacher's certificate or who are assigned  
29 to vocational activities or programs, the commission for the  
30 blind, members of the Iowa highway safety patrol and other  
31 peace officers, as defined in section 97A.1, employed by the  
32 department of public safety, and officers and enlisted [men]  
33 *personnel* of the armed services under state jurisdiction.

34 Sec. 3. Section twenty-nine A point one (29A.1), sub-  
35 section seven (7), Code 1973, is amended to read as follows:

1 7. "On duty" shall mean and include drill periods, all  
2 other training, and service which may be required under state  
3 or federal law, regulations, or orders, and the necessary  
4 travel of an officer or enlisted [man] *person* to the place of  
5 performance of such duty and return home after performance  
6 of such duty, but shall not include federal service.

7 Sec. 4. Section twenty-nine A point twenty-six (29A.26),  
8 unnumbered paragraph one (1), Code 1973, is amended to read  
9 as follows:

10 The number and grade of officers and enlisted [men] *per-*  
11 *sonnel* in the state headquarters and headquarters detach-  
12 ment shall be as prescribed by federal law and regulations,  
13 but in case of war, invasion, insurrection, riot or imminent  
14 danger thereof, the governor may temporarily increase such  
15 force to meet such emergency.

16 Sec. 5. Section twenty-nine A point thirty-one (29A.31),  
17 Code 1973, is amended to read as follows:

18 29A.31 UNLAWFUL ORGANIZATION. It shall be unlawful for  
19 any body of [men] *persons*, other than the national guard and  
20 the troops of the United States, to associate themselves  
21 together as a military organization within the limits of this  
22 state without the written permission of the governor, which [he] ~~the~~  
23 *governor* may at any time revoke, but this provision shall not pre-  
24 vent civic, social, or benevolent organizations from wearing  
25 uniforms and swords not in conflict with the other provi-  
26 sions of this chapter.

27 Sec. 6. Section twenty-nine A point thirty-five (29A.35),  
28 Code 1973, is amended to read as follows:

29 29A.35 USE FOR MILITARY ONLY. All arms, clothing, equip-  
30 ment, and other military property furnished or issued by the  
31 federal government or the state or for which an allowance  
32 has been made, shall be used for military purposes only, and  
33 each officer and enlisted [man] *person* upon being separated  
34 from the military forces of the state, or upon demand of [his] ~~the~~  
35 commanding officer, shall forthwith surrender such military

1 property of [his] *the officer or enlisted person's*  
2 possession to said commanding officer. Any  
3 member of the national guard who shall neglect to return to  
4 the armory of the unit, or place in charge of the commanding  
5 officer of the organization to which [he] *the member* belongs,  
6 any arms, clothing, equipment, or other military property  
7 or portion thereof, belonging to the federal government or  
8 the state, upon being notified by said commanding officer  
9 to do so, shall be guilty of a misdemeanor.

10 Sec. 7. Section twenty-nine A point thirty-eight (29A.38),  
11 Code 1973, is amended to read as follows:

12 29A.38 MISDEMEANORS. Any officer or enlisted [man] *person*  
13 of the national guard who knowingly makes any false certificate  
14 of muster or false return of federal or state property or  
15 funds in [his] *the officer or enlisted person's*  
16 possession shall be guilty of a misdemeanor.

17 Sec. 8. Section twenty-nine A point thirty-nine (29A.39),  
18 Code 1973, is amended to read as follows:

19 29A.39 EMBEZZLEMENT. Any officer or enlisted [man] *per-*  
20 *son* of the national guard who willfully neglects or refuses  
21 to apply all money, in [his] *the officer or enlisted person's*  
22 possession drawn from the state  
23 treasury, to the purpose for which such money was appropriated  
24 or who fails or refuses to account for or return any state  
25 or federal property or funds in  
26 [his] *the officer or enlisted person's* possession shall be guilty  
27 of the crime of embezzlement by bailee and punished  
28 accordingly.

29 Sec. 9. Section twenty-nine A point forty-one (29A.41),  
30 Code 1973, is amended to read as follows:

31 29A.41 EXEMPTION FROM JURY AND OTHER EXEMPTIONS.  
32 officer and enlisted [man] *person* of the national guard shall  
33 be exempt from jury duty. No member of the national guard  
34 shall be arrested, or served with any summons, order, warrant,  
35 or other civil process after having been ordered to any duty,  
Every

36 or while going to, attending, or returning from, any place  
37 to which [he] *the officer or enlisted person*  
38 is required to go for military duty. Nothing  
39 herein shall prevent [his] *the officer or enlisted person's*  
40 arrest by order of a military officer  
41 or for a felony or breach of the peace committed while not

1 in the actual performance of  
2 [his] *the officer or enlisted person's* duty. The articles of  
3 equipment personally owned by such members shall be exempt  
4 from seizure or sale for debt. Every member of the national  
5 guard who has faithfully served the full term of [his] *the member's*  
6 commission, warrant or enlistment, shall, upon application, be  
7 entitled to an honorable discharge, exempting [him] *the member* from  
8 military duty except in time of war or public danger.

9 Sec. 10. Section twenty-nine A point forty-three (29A.43),  
10 Code 1973, is amended to read as follows:

11 29A.43 DISCRIMINATION PROHIBITED—LEAVE OF AB-  
SENCE. No  
12 person, firm, or corporation, shall discriminate against any  
13 officer or enlisted [man] *person* of the national guard or  
14 organized reserves of the armed forces of the United States  
15 because of [his] membership therein. No employer, or agent  
16 of any employer, shall discharge any person from employment  
17 because of being an officer or enlisted [man] *person* of the  
18 military forces of the state, or hinder or prevent  
19 [him] *the officer or enlisted person* from  
20 performing any military service [he] *such person* may be called upon  
to  
21 perform by proper authority. Any member of the national guard  
22 or organized reserves of the armed forces of the United States  
23 ordered to temporary active duty for the purpose of military  
24 training or ordered on active state service, shall be entitled  
25 to a leave of absence during the period of such duty or service  
26 from [his] *the member's* private employment, other than employment  
of a  
27 temporary nature, and upon completion of such duty or service  
28 the employer shall restore such person to the position held  
29 prior to such leave of absence, or employ such person in a  
30 similar position, provided, however, that such person shall  
31 give evidence to the employer of satisfactory completion of  
32 such training or duty, and further provided that such person  
33 is still qualified to perform the duties of such position.  
34 Such period of absence shall be construed as an absence with  
35 leave, and shall in no way affect the employee's rights to

36 vacation, sick leave, bonus, or other employment benefits

37 relating to [his] *the employee's* particular employment. Any person  
violating

1 any of the provisions of this section shall be punished by  
2 a fine of not to exceed one hundred dollars, or by imprison-  
3 ment in the county jail for a period of not to exceed thirty  
4 days.

5 Sec. 11. Section twenty-nine A point fifty-one (29A.51),  
6 Code 1973, is amended to read as follows:

7 29A.51 SUIT OR PROCEEDING—DEFENSE. In the event any  
8 suit or proceeding shall be commenced in any court by any  
9 person against any officer of the military forces for any  
10 act done by such officer in [his] *the officer's* official capacity in the  
11 discharge of any duty under this chapter, or against any  
12 enlisted [man] *person* acting under the authority or order of  
13 any such officer, or by virtue of any warrant issued by [him] *the officer*  
14 pursuant to law, it shall be the duty of the attorney general  
15 or state judge advocate, upon the request of the adjutant  
16 general, to defend any member of the military forces of the  
17 state against whom any such suit or proceeding has been  
18 instituted. The costs of such defense shall be paid out of  
19 any funds in the state treasury not otherwise appropriated.  
20 Before any suit or proceeding shall be filed or maintained  
21 against any officer or enlisted [man] *person* as herein provided,  
22 the plaintiff shall be required to give security, to be  
23 approved by the court in a sum not less than one hundred  
24 dollars to secure the costs. If the plaintiff fails to recover  
25 judgment, such costs shall be taxed and judgment rendered  
26 therefor against [him] *the plaintiff* and [his] *the plaintiff's*  
27 sureties. When troops are called  
28 into active state service by the governor under martial law  
29 or as aid to the civil authorities, in addition to [his] *the judge advo-*  
30 duties, any judge advocate on duty with such troops may be  
31 appointed by the attorney general as an assistant attorney  
32 general, without pay for [his] *the judge advocate's* services  
33 for acting in such capacity.

34 Sec. 12. Section twenty-nine A point fifty-three (29A.53),  
35 unnumbered paragraph three (3), Code 1973, is amended to read

36 as follows:

1 Officers and enlisted [men] *personnel* called into federal  
2 service through the national guard shall upon completion of  
3 such service continue to serve the balance of their enlist-  
4 ment period the same as though it had not been interrupted  
5 by such service.

6 Sec. 13. Section twenty-nine A point fifty-five (29A.55),  
7 Code 1973, is amended to read as follows:

8 29A.55 INSURANCE. The adjutant general is hereby authorized  
9 to procure insurance against the liability of officers and  
10 enlisted [men] *personnel* of the national guard, and employees  
11 of the adjutant general by reason of claims for bodily  
12 injuries, death, or property damage, made upon such officers,  
13 enlisted [men] *personnel* and employees resulting from their  
14 operation of a motor vehicle while in the performance of their  
15 duties.

16 Sec. 14. Section twenty-nine A point sixty-nine (29A.69),  
17 Code 1973, is amended to read as follows:

18 29A.69 OFFICERS AND DUTIES. The powers and duties of  
19 officers and enlisted [men] *personnel* of the Iowa state guard  
20 shall be the same as those prescribed in this chapter for  
21 officers and enlisted [men] *personnel* of the national guard  
22 and the punitive and disciplinary provisions of this chapter  
23 relating to the national guard shall be applicable to the  
24 Iowa state guard.

25 Sec. 15. Section twenty-nine A point seventy-one (29A.71),  
26 Code 1973, is amended to read as follows:

27 29A.71 PAY AND ALLOWANCES. Officers and enlisted [men]  
28 *personnel* of the Iowa state guard while in active state service  
29 shall receive the same pay, allowances, and compensation as  
30 provided by law for members of the Iowa national guard.

31 Sec. 16. Section forty-eight point six (48.6), subsection  
32 one (1), Code 1973, as amended by Acts of the Sixty-fifth  
33 General Assembly, 1973 Session, chapter one hundred thirty-  
34 six (136), section one hundred one (101), is amended to read  
35 as follows:

1 1. The name of the applicant in full. Whenever any change  
2 of name shall occur [due to marriage, or divorce or dissolution  
3 of marriage, or otherwise], the registrant shall not be allowed  
4 to vote until the registrant has reregistered, and after such  
5 reregistration the previous registration record shall be  
6 removed from the files. Where the only change in the previous  
7 registration information is a *legal* change of surname [by  
8 reason of marriage, divorce or dissolution of marriage, or  
9 other legal procedure], the registrant may effect the  
10 reregistration required by this subsection by mailing the  
11 county commissioner a written notice stating in full both  
12 the name under which the registrant was previously registered  
13 and the name under which the registrant is now to be regis-  
14 tered, and the registrant's social security number, if avail-  
15 able.

16 Sec. 17. Section eighty point two (80.2), Code 1973, is  
17 amended to read as follows:

18 80.2 COMMISSIONER—APPOINTMENT. The chief executive  
19 officer of the department of public safety shall be the commis-  
20 sioner of public safety. The governor shall appoint, with  
21 the approval of two-thirds of the members of the senate, a  
22 commissioner of public safety, who shall be a [man] *person of*  
23 high moral character, of good standing in the community in  
24 which [he] *the commissioner* lives, of recognized executive and admin-  
25 capacity, and who shall not be selected on the basis of politi-  
26 cal affiliation. The commissioner of public safety shall  
27 devote [his entire] *full* time to the duties of this office;  
28 [he] *the commissioner* shall  
29 not engage in any other trade, business, or profession, nor  
30 [shall he] engage in any partisan or political activity. [He] *The Com-  
missioner*  
31 shall serve at the pleasure of the governor, at an annual  
32 salary as fixed by the general assembly.

33 Sec. 18. Section eighty-six point ten (86.10), unnumbered  
34 paragraph one (1), Code 1973, is amended to read as follows:

35 All books, records, and payrolls of the employers, showing

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36 or reflecting in any way upon the amount of wage expenditure

1 of such employers, shall always be open for inspection by  
2 the industrial commissioner or any of [his] *the commissioner's* repre-  
3 presenting a certificate of authority from said commissioner  
4 for the purpose of ascertaining the correctness of the wage  
5 expenditure, the number of [men] *persons* employed, and such  
6 other information as may be necessary for the uses and purposes  
7 of the commissioner in [his] *the administration* of the law.

8 Sec. 19. Section ninety-seven A point one (97A.1), sub-  
9 section eight (8), Code 1973, is amended to read as follows:

10 8. "[Widow] *Surviving spouse*" shall mean only such surviving  
11 spouse of a marriage consummated prior to retirement of a  
12 deceased member from active service.

13 Sec. 20. Section ninety-seven A point six (97A.6), sub-  
14 section eight (8), paragraph c, d, and e, Code 1973, are  
15 amended to read as follows:

16 c. To [his widow] *the surviving spouse* to continue [during  
17 her widowhood] *so long as said partner remains unmarried*; or

18 d. If there be no [widow] *surviving spouse*, or if the [widow]  
19 *spouse* dies or remarries before any child of such deceased  
20 member shall have attained the age of eighteen years, then  
21 to the guardian of [his] *the member's* child or children under said age,  
22 divided in such manner as the board of trustees in its  
23 discretion shall determine, to continue as a joint and survivor  
24 pension until every such child dies or attains the age of  
25 eighteen; or

26 e. If there be no surviving [widow] *spouse* or child under  
27 age eighteen, then to [his] *the member's* dependent father or mother,  
28 board of trustees in its discretion shall determine, to  
29 continue until remarriage or death.

30 Sec. 21. Section ninety-seven A point six (97A.6), sub-  
31 section nine (9), paragraphs b, c, and d, Code 1973, are  
32 amended to read as follows:

33 b. A pension equal to one-half of the average final com-  
34 pensation of such member shall be paid to [his widow] *the*  
35 *surviving spouse*, children or dependent parents as provided

1 in paragraphs "c", "d", and "e" of subsection 8 of this sec-  
2 tion.

3 c. If there be no [widow] *surviving spouse*, children under  
4 the age of eighteen years or dependent parent surviving such  
5 deceased member, the death shall be treated as an ordinary  
6 death case and the benefit payable in accordance with the  
7 provisions of subsection 8, paragraph "b" of this section,  
8 in lieu of the pension provided in paragraph "b" of this  
9 subsection 9, shall be paid to [his] *the member's* estate.

10 d. In addition to the benefits for the [widow] *surviving*  
11 *spouse* herein enumerated, there shall also be paid for each  
12 dependent child of a member under the age of eighteen years  
13 the sum of twenty dollars per month.

14 Sec. 22. Section ninety-seven A point six (97A.6), sub-  
15 section thirteen (13), Code 1973, is amended to read as fol-  
16 lows:

17 13. PENSION TO [WIDOW] *SURVIVING SPOUSE AND*  
18 *CHILDREN OF*  
19 *DECEASED PENSIONED MEMBER.* In the event of the death of  
20 member receiving a retirement allowance under the provisions  
21 of subsections 2, 4 or 6 of this section there shall be paid  
22 a pension:

23 a. To [his] *the member's* [widow] *surviving spouse* to continue  
24 [during her  
25 widowhood] *so long as said party remains unmarried*, equal to  
26 one-half the amount received by such deceased beneficiary,  
27 but in no instance less than fifty dollars per month, and in  
28 addition thereto the sum of twenty dollars per month for  
29 each child under eighteen years of age; or

30 b. In the event of the death of the [wife] *spouse* either  
31 prior or subsequent to the death of the member, to the guardian  
32 of each surviving child under eighteen years of age, in the  
33 sum of twenty dollars per month for the support of such child.

34 Sec. 23. Section one hundred three point seven (103.7),  
35 subsection two (2), unnumbered paragraph one (1), Code 1973,  
is amended to read as follows:

2. Class "C" shall not be used on any building over three

1 stories in height in which more than five persons are at any  
2 one time allowed upon any one of the floors above said third  
3 story nor where any of the persons allowed upon any floor  
4 above the third story are [females or] minors; but the state  
5 fire marshal may under peculiar conditions and where the  
6 hazards are not great:

7 Sec. 24. Section one hundred six point five (106.5), sub-  
8 section five (5), unnumbered paragraph two (2), Code 1973,  
9 is amended to read as follows:

10 Whenever the name of any person, who has registered a  
11 vessel, is thereafter changed [by marriage or otherwise], he  
12 shall, within ten days, notify the county recorder of *such*  
13 former and new name.

14 Sec. 25. Section one hundred fifty-three point nineteen  
15 (153.19), Code 1973, is amended to read as follows:

16 153.19 PRACTICE UNDER OWN NAME. No person shall operate  
17 any place in which dentistry is practiced under any other  
18 name than [his] *the person's* own, or display, in connection with  
19 [his] *the dentist's* practice,  
20 on any advertising matter any other than [his] *the dentist's* own name;  
21 but two or more licensed dentists who are associated in the prac-  
22 tice shall use all of their names, and a [widow] *spouse*, heir,  
23 or any legal representative of a deceased dentist, may operate  
24 such office for a reasonable time for the purpose of disposing  
25 of the same.

26 Sec. 26. Section one hundred fifty-seven point one  
27 (157.1), Code 1973, is amended to read as follows:

28 157.1 DEFINITIONS. For the purpose of this chapter  
29 the following classes of persons shall be deemed to be  
30 engaged in the practice of cosmetology:

31 1. Persons who, for compensation, engage in or who  
32 hold themselves out to the public as being engaged in any  
33 one or any combination of the following practices: Cutting,  
34 dressing, curling, waving, bleaching, coloring, and similar  
35 work, on the hair of any [woman or child] *person* by any means

36 whatever.

37 2. Persons who, with hands or mechanical or electrical  
38 apparatus or appliances, or by the use of cosmetic preparations,  
39 antiseptics, tonics, lotions, or creams, engage for compen-  
40 sation in any one or any combination of the following prac-  
41 tices: Massaging, cleansing, stimulating, manipulating,  
42 exercising, manicuring, beautifying, or similar work, the  
43 scalp, face, neck, hands, arms, bust or upper part of the  
44 body, or the removing of superfluous hair by the use of  
45 electricity or otherwise, on or about the body of any  
46 [woman or child] *person*.

47 Sec. 27. Section one hundred fifty-eight point two  
48 (158.2), unnumbered paragraph two (2), Code 1973, is amended  
49 to read as follows:

50 The provisions of this section shall not be construed  
51 as to permit any person other than a licensed barber or students  
52 in a barber school approved by the board of barber examiners  
53 or registered barber apprentice while pursuing a regular  
54 course of study of barbering to shave or trim the beard or  
55 cut the hair of any person for cosmetic purposes, except  
56 that licensed cosmetologists may cut the hair of any  
57 [female] person [and of any male person under twelve years  
58 of age].

59 Sec. 28. Section one hundred seventy point nineteen  
60 (170.19), subsection six (6), Code 1973, is amended by striking  
61 the subsection and inserting in lieu thereof the following:

62 6. While preparing food, employees whose hair does not  
63 extend below their ears shall wear suitable head covering,  
64 and employees whose hair extends below their ears shall wear  
65 hairnets.

66 Sec. 29. Section one hundred seventy-six point two (176.2),  
67 Code 1973, is amended to read as follows:

68 176.2 METHOD OF INCORPORATION. Such body corporate may  
69 be formed by the acknowledging and filing articles of incor-

1 poration with the county recorder, signed by at least ten  
2 farmers, landowners, or other [business men] *persons engaged*  
3 *in business* of the county.

4 Sec. 30. Section one hundred seventy-six point three  
5 (176.3), unnumbered paragraph two (2), Code 1973, is amended  
6 to read as follows:

7 We, the undersigned farmers, landowners, and [business men]  
8 *persons engaged in business of* ..... county, Iowa,  
9 do hereby adopt the following articles of incorporation:

10 Sec. 31. Section two hundred ten point twenty-three  
11 (210.23), Code 1973, is amended to read as follows:

12 210.23 EXCEPTION. Any [woman] *person engaged in home*  
13 *is exempt from the provisions of sections 210.19 to 210.22.*  
14 *baking*

15 Sec. 32. Section two hundred fifteen point fifteen  
16 (215.15), Code 1973, is amended to read as follows:

17 215.15 SCALE PIT. Scale pit shall have proper room for  
18 inspector or service [man] *person to repair or inspect scale.*  
19 Scale pit shall remain dry at all times and adequate drainage  
20 shall be provided for the purpose of inspecting and cleaning.

21 Sec. 33. Section two hundred eighteen point fourteen  
22 (218.14), Code 1973, is amended to read as follows:

23 218.14 DWELLING HOUSE AND PROVISIONS. The division di-  
24 rector having control over any state institution shall furnish  
25 the executive head of each of said institutions, in addition  
26 to salary, with a dwelling house or with appropriate quar-  
27 ters in lieu thereof, and, from supplies purchased for the  
28 institution, the necessary household provisions for [himself,  
29 wife] *the executive head, spouse, and minor children or the*  
30 particular division director may compensate the executive  
31 head of each of said institutions in lieu of furnishing all  
32 of the above items.

33 Sec. 34. Section two hundred nineteen point one (219.1),  
34 Code 1973, is amended to read as follows:

35 219.1 FOR WHOM MAINTAINED. The Iowa soldiers home, loca-  
ted in Marshalltown, shall be maintained for honorably dis-

1 charged soldiers, sailors, marines and nurses who have served  
2 the United States in any of its wars, including the Korean  
3 conflict at any time between June 27, 1950, and July 27, 1953,  
4 both dates inclusive, and including the Vietnam conflict at  
5 any time between August 5, 1964, and ending on the date the  
6 armed forces of the United States are directed by formal order  
7 of the government of the United States to cease hostilities,  
8 both dates inclusive, and who do not have sufficient means  
9 or ability to support themselves, and for the dependent [widows  
10 and wives] *spouses and surviving spouses* of such soldiers,  
11 sailors or marines.

12 For the purposes of this section World War II shall be  
13 from December 7, 1941, to September 2, 1945, both dates inclu-  
14 sive.

15 Sec. 35. Section two hundred nineteen point four (219.4),  
16 Code 1973, is amended to read as follows:

17 219.4 MARRIED COUPLES. When a married [man] *person* is or  
18 becomes a member of the home, [his wife] *the spouse*, if [she  
19 has been] married to [him] *the person* for one year and is otherwise  
20 under this chapter, may be admitted as a member of the home  
21 subject to all rules and regulations of said home. Husband  
22 and wife may be permitted to occupy, together, cottages or  
23 other quarters on the grounds of the home.

24 Sec. 36. Section two hundred nineteen point five (219.5),  
25 Code 1973, is amended to read as follows:

26 219.5 [WIDOWS] *SURVIVING SPOUSES OF VETERANS*. If  
27 deceased soldier, sailor or marine, who would be entitled  
28 to admission to the home if [he] *the deceased soldier*,  
29 *sailor, or marine* were living, has left a [widow  
30 surviving him] *surviving spouse*, such [widow] *spouse* shall be  
31 entitled to admission to the home with the same rights, privi-  
32 leges and benefits as though [her] *the soldier, sailor or*  
33 *marine* [husband] *spouse* were living and a member of the home,  
34 provided, however, that such [widow has been the wife of] *spouse*  
35 *has been married to* said veteran for at least one year

36 immediately prior to [his] *the veteran's* death, and has reached

1 the age of fifty years or is found by the commandant to be  
2 totally and permanently disabled and [she] *the spouse* does not  
3 have sufficient means or [is unable to] *does not possess suf-*  
4 *ficient funds* for support and [maintain herself] *maintenance*,  
5 and provided further that [she] *the surviving spouse* has been  
6 for the three years preceding the date of [her] application,  
7 a resident of the state of Iowa, and [that she] has not married  
8 at any time since the death of [her] *the veteran [husband] spouse*  
9 except to a member of the home.

10 Sec. 37. Section two hundred nineteen point fifteen  
11 (219.15), Code 1973, is amended to read as follows:

12 219.15 PAYMENT TO DEPENDENTS. Each member of the  
13 <sup>home</sup> who receives a pension or compensation and who has a dependent  
14 [wife] *spouse* or child, as defined in section 234.1, shall  
15 deposit with the commandant forthwith on receipt of [his] *the*  
16 *member's* pension or compensation check one-half of the amount  
17 thereof, which shall be sent at once to the [wife] *spouse* if  
18 [she be] *the spouse is* dependent upon [her own labor] *employment*  
19 or others for support, or, if there be no [wife] *spouse*, to  
20 the guardian of the child, as defined in section 234.1, if  
21 dependent upon others for support. The commandant, if  
22 satisfied that the [wife] *spouse* has deserted [her husband] *the*  
23 *member of the home*, or is of bad character, or is not dependent  
24 upon others for support, may pay the money deposited as herein  
25 provided to the guardian of the dependent child, as defined  
26 in section 234.1.

27 Sec. 38. Section two hundred twenty-six point twelve  
28 (226.12), Code 1973, is amended to read as follows:

29 226.12 MONTHLY VISITATION—[WOMEN] INSPECTORS.  
30 <sup>The state</sup> director shall make monthly and thorough examinations of each  
31 hospital. [He] *The director* may appoint [a woman] *an inspector*  
32 to make examinations of any hospital and to make written  
33 report thereof to the state director.

34 Sec. 39. Section two hundred forty-two point fifteen  
35 (242.15), Code 1973, is amended to read as follows:

1 242.15 TRANSFERS TO WORK IN PARKS. The state director  
2 may detail boys *and girls*, classed as trustworthy, from the  
3 Iowa training school for boys at Eldora *and the Iowa training*  
4 *school for girls at Mitchellville*, to perform services for  
5 the state conservation commission within the state parks,  
6 state game and forest areas and other lands under the juris-  
7 diction of said commission. The conservation commission shall  
8 provide such permanent housing and work guidance supervision,  
9 but the care and custody of said boys *and girls* shall remain  
10 under employees of the division of child and family services  
11 of the department of social services. All such programs shall  
12 have as their primary purpose and shall provide for inculca-  
13 tion or the activation of attitudes, skills and habit pat-  
14 terns which will be conducive to the habilitation of said  
15 youths.

16 The state director is hereby authorized to use state-owned  
17 mobile housing equipment and facilities in performing such  
18 services at temporary locations in the above areas.

19 Sec. 40. Section two hundred forty-five point two (245.2),  
20 Code 1973, is amended to read as follows:

21 245.2 SUPERINTENDENT—SALARY. The superintendent of the  
22 women's reformatory shall [be a female and shall] receive a  
23 salary as determined by the state director.

24 Sec. 41. Section two hundred forty-six A point one  
25 (246A.1), Code 1973, is amended to read as follows:

26 246A.1 ESTABLISHED BY DEPARTMENT OF SOCIAL SER-  
27 VICES.

28 The department of social services is hereby authorized to  
29 establish a facility for the preparation of all [male] inmates  
30 of the corrective institutions under the department's ju-  
31 risdiction for discharge or parole. The facility shall be  
32 known as the correctional release center and shall be operated  
33 in conjunction with and utilize the facilities of the prison  
34 honor farm at Newton, Iowa.

35 Sec. 42. Section two hundred forty-six A point three  
(246A.3), Code 1973, is amended to read as follows:

1     246A.3 TRANSFER OF PRISONERS TO CENTER. The depart-  
2     may transfer any [male] inmate of a corrective institution  
3     within ninety days of the inmate's approaching release from  
4     custody to the release center for intensive training to assist  
5     the inmate in the transition to civilian living.

6     Sec. 43. Section two hundred forty-seven A point two  
7     (247A.2), Code 1973, is amended to read as follows:

8     247A.2 PROGRAM. The department of social services shall  
9     establish a work release program under which inmates sentenced  
10    to an institution under the jurisdiction of the department  
11    may be granted the privilege of leaving actual confinement  
12    during necessary and reasonable hours for the purpose of work-  
13    ing at gainful employment in this state. Under appropriate  
14    conditions the program may also include release for the pur-  
15    pose of seeking employment and attendance at an educational  
16    institution. In the case of [female] inmates [the program may  
17    include housekeeping in her domicile] *who have children in*  
18    *their homes under the age of eighteen years, the program may*  
19    *include child care and housekeeping in their homes.*

20    Sec. 44. Section two hundred fifty point thirteen (250.13),  
21    Code 1973, is amended to read as follows:

22    250.13 BURIAL—EXPENSES. The board shall designate some  
23    suitable person in each township to cause to be decently  
24    interred in a suitable cemetery and not in any cemetery or  
25    part thereof used exclusively for the burial of the pauper  
26    dead, the body of any honorably discharged man or woman of  
27    the United States, who served in the military or naval forces  
28    of the United States during any war, including the Korean  
29    Conflict at any time between June 27, 1950, and July 27,  
30    1953, both dates inclusive, and including the Vietnam Conflict  
31    at any time between August 5, 1964, and ending on the date  
32    the armed forces of the United States are directed by formal  
33    order of the government of the United States to cease hos-  
34    tilities, both dates inclusive, or [his wife, widow] *the spouse,*  
35    *surviving spouse, or child of such person, if any such person*

1 has died without leaving sufficient means to defray the funeral  
2 expenses. The commission shall pay such expenses in a sum  
3 not exceeding two hundred dollars in any case.

4 Sec. 45. Section two hundred fifty-two point five (252.5),  
5 Code 1973, is amended to read as follows:

6 252.5 REMOTE RELATIVES. In the absence or inability of  
7 nearer relatives, the same liability shall extend to grand-  
8 parents, if of ability without personal labor, and to the  
9 [male] grandchildren who are of ability by personal labor or  
10 otherwise.

11 Sec. 46. Section two hundred fifty-two point sixteen  
12 (252.16), subsection four (4) and six (6), Code 1973, are  
13 amended by striking the subsections and renumbering the  
14 remaining subsections.

15 Sec. 47. Section two hundred fifty-two point six-  
16 teen (252.16), subsection five (5), Code 1973, is amended  
17 by striking the subsection and inserting in lieu thereof  
18 the following:

19 5. Minor children who reside with both parents take  
20 the settlement of the parents. If the minor child resides  
21 on a permanent basis with only one parent or a guardian,  
22 the minor child takes the settlement of the parent or  
23 guardian with whom the child resides.

24 Sec. 48. Section three hundred seventeen point twenty-  
25 two (317.22), Code 1973, is amended to read as follows:

26 317.22 DUTY OF HIGHWAY MAINTENANCE [MAN] *PER-*  
*SONNEL.* It  
27 shall be the duty of all officers directly responsible for  
28 the care of public highways to make complaint to the weed  
29 commissioners or board of supervisors, whenever it shall  
30 appear that the provisions of this chapter may not be com-  
31 plied with in time to prevent the blooming and maturity of  
32 noxious weeds or the unlawful growth of weeds, whether in

1 the streets or highways for which they are responsible or  
2 upon lands adjacent to the same.

3 Sec. 49. Section three hundred twenty-one point forty-  
4 one (321.41), unnumbered paragraph two (2), Code 1973, is  
5 amended to read as follows:

6 Whenever the name of any person who has made application  
7 for or obtained the registration of a vehicle is thereafter  
8 *legally* changed [by marriage or otherwise] such person shall  
9 within ten days notify the county treasurer of the county  
10 in which the title of said vehicle is of record, of such  
11 former and new name.

12 Sec. 50. Section three hundred twenty-one E point four-  
13 teen (321E.14), Code 1973, is amended to read as follows:

14 321E.14 FEES FOR PERMITS. The commission or local autho-  
15 rities issuing such permits shall charge a fee of ten dollars  
16 for an annual permit and a fee of five dollars for a single-  
17 trip permit. Fees for the movement of buildings, parts of  
18 buildings, or unusual vehicles or loads may be increased to  
19 cover the costs of inspections by the issuing authority.  
20 A fee not to exceed sixty dollars per ten-hour day or prorated  
21 fraction thereof per [man] *person* and car for escort service  
22 may be charged when requested or when required under this  
23 chapter. Proration of escort fees between state and local  
24 authorities when more than one governmental authority provides  
25 or is required to provide escort for a movement during the  
26 period of a day shall be determined by rule under section  
27 321E.15. The commission and local authorities may charge  
28 any permit applicant for the cost of trimming trees and removal  
29 and replacement of natural obstructions or official signs  
30 and signals or other public or private property required to  
31 be removed during the movement of a vehicle and load.

32 Sec. 51. Section three hundred thirty-eight point four  
33 (338.4), Code 1973, is amended to read as follows:

34 338.4 COOK AND ASSISTANTS. The sheriff may with the  
35 approval of the board of supervisors appoint a competent cook

1 for each of the county jails of his county; also such  
2 assistants at each of said jails as said board may deem  
3 necessary. [One or more of said assistants may be women.]  
4 Said appointments shall be made by the board of supervisors  
5 when the sheriff fails to make them.

6 Sec. 52. Section three hundred forty-seven point nine  
7 (347.9), Code 1973, is amended to read as follows:

8 347.9 TRUSTEES—APPOINTMENT—TERMS OF OFFICE.

9 <sup>When it</sup> has been determined by the voters of a county to establish  
10 a county public hospital, the board shall appoint seven  
11 trustees chosen from among the resident citizens of the county  
12 with reference to their fitness for such office, [three of  
13 whom may be women,] and not more than four of such trustees  
14 shall be residents of the city, town, or village at which  
15 such hospital is located. Such trustees shall hold office  
16 until the following general election, at which time their  
17 successors shall be elected, two for a term of two years,  
18 two for four years, and three for six years, and they shall  
19 determine by lot their respective terms, and thereafter their  
20 successors shall be elected for regular terms of six years  
21 each, none of whom shall be physicians or licensed  
22 practitioners.

23 Sec. 53. Section three hundred fifty-six point sixteen  
24 (356.16), Code 1973, is amended to read as follows:

25 356.16 HARD LABOR. Able-bodied [male] persons over the  
26 age of sixteen, confined in any jail under the judgment of  
27 any tribunal authorized to imprison for the violation of any  
28 law, ordinance, bylaw or police regulation, may be required  
29 to labor during the whole or part of the time of [his sentence] *their*  
30 as hereinafter provided, and such tribunal, when passing final *sentences,*  
31 judgment of imprisonment, whether for nonpayment of fine or  
32 otherwise, shall have the power to and shall determine whether  
33 such imprisonment shall be at hard labor or not.

34 Sec. 54. Section three hundred fifty-six point twenty-  
35 six (356.26), subsection three (3), Code 1973, is amended

1 to read as follows:

2 3. Conducting his own business or other self-employed  
3 occupation, including[, in the case of a woman,] housekeeping  
4 and attending [the] to family needs [of her family].

5 Sec. 55. Section four hundred eleven point one (411.1),  
6 subsection ten (10), Code 1973, is amended to read as follows:

7 10. "[Widow] *Surviving spouse*" shall mean only such surviving  
8 spouse of a marriage consummated prior to retirement of a  
9 deceased member from active service.

10 Sec. 56. Section four hundred twenty-seven point four  
11 (427.4), subsections one (1) and two (2), Code 1973, are  
12 amended to read as follows:

13 1. The [wife, or widow remaining unmarried] *spouse*, of any  
14 such soldier, sailor, marine, or nurse, where they are living  
15 together or were living together at the time of the death  
16 of such person.

17 2. The [widowed mother, remaining unmarried,] *parent* of  
18 any such soldier, sailor, marine, or nurse, whether living  
19 or deceased, where such [widowed mother] *parent* is, or was at  
20 the time of death of the soldier, sailor, marine, or nurse,  
21 dependent on such person for support.

22 Sec. 57. Section four hundred twenty-eight point one  
23 (428.1), subsection two (2), Code 1973, is amended to  
24 read as follows:

25 2. The property of a married [woman] *person*, by  
26 [herself or husband] *either party*.

27 Sec. 58. Section four hundred forty-one point thirteen  
28 (441.13), Code 1973, is amended to read as follows:

29 441.13 OFFICE PERSONNEL. Other office personnel shall  
30 be appointed by the assessor subject to the limitations of  
31 the annual budget as hereinafter provided. The assessor shall  
32 select field [men] *persons*, so far as possible, from the eligible  
33 list of deputy assessors. Their compensation shall be fixed  
34 as provided in section 441.16. They shall serve at the  
35 pleasure of the assessor.

36 Sec. 59. Section four hundred forty-one point sixteen

37 (441.16), unnumbered paragraph three (3), and subsections

1 one (1) and two (2), Code 1973, are amended to read as fol-  
2 lows:

3 Such combined budgets shall contain an itemized list of  
4 the proposed salaries of the assessor and each deputy, the  
5 amount required for field [men] *personnel* and other personnel,  
6 their number and their compensation; the estimated amount  
7 needed for expenses, printing, mileage and other expenses  
8 necessary to operate the assessor's office, the estimated  
9 expenses of the examining board and the salaries and expenses  
10 of the local board of review.

11 1. The number of deputies, field [men] *personnel*, and other  
12 personnel of the assessor's office.

13 2. The salaries and compensation of members of the board  
14 of review, the assessor, chief deputy, other deputies, field  
15 [men] *personnel*, and other personnel, and determine the time  
16 and manner of payment.

17 Sec. 60. Section four hundred fifty point nine (450.9),  
18 Code 1973, is amended by striking subsections one (1) and  
19 two (2) and inserting in lieu thereof the following:

20 1. Surviving spouse, forty thousand dollars.

21 Sec. 61. Section four hundred fifty-five point four  
22 (455.4), unnumbered paragraphs two (2) and three (3), Code  
23 1973, are amended to read as follows:

24 The term "commissioners" shall mean the [men] *persons*  
25 appointed and qualified to classify lands, fix percentages  
26 of benefits, apportion and assess costs and expenses in any  
27 levee or drainage district, unless otherwise specifically  
28 indicated by law.

29 The term "appraisers" shall mean the [men] *persons* appointed  
30 and qualified to ascertain the value of all land taken and  
31 the amount of damage arising from the construction of levee  
32 or drainage improvements.

33 Sec. 62. Section four hundred seventy-seven point twenty-  
34 two (477.22), Code 1973, is amended to read as follows:

35 477.22 HEADLIGHTS AND TAILLIGHTS. It shall be the duty

1 of every person, firm, or corporation owning or operating  
2 any line of railway within the state, except lines under  
3 twenty miles in length operated wholly within this state,  
4 to equip all locomotives, power vehicles, power cars, or other  
5 equipment used as the equivalent of or in place of a  
6 locomotive, when used in the transportation of passengers,  
7 employees or freight, with a headlight of sufficient  
8 candlepower, measured with a reflector, to throw a light in  
9 clear weather that will enable the operator of same to plainly  
10 discern an object the size of [a man] *an adult person* lying  
11 prone on the track at a distance of eleven hundred feet from  
12 the headlight, and thereafter to maintain and use such  
13 headlights upon every such locomotive, vehicle, car, or other  
14 equipment; provided, however, that track power cars when used  
15 during the nighttime by employees in the performance of work,  
16 shall be equipped with an electric headlight of sufficient  
17 candlepower, measured with a reflector to throw a light in  
18 clear weather that will enable the operator to see an  
19 obstruction on the track for a distance of five hundred feet,  
20 also two rear electric red lights of such construction and  
21 sufficient candlepower to be plainly visible.

22 Sec. 63. Section four hundred seventy-nine point ninety-  
23 four (479.94), subsections three (3), nine (9), and fifteen  
24 (15), Code 1973, are amended to read as follows:

25 3. Sleeping car and express company employees, [linemen]  
26 *line persons* of telegraph and telephone companies operated  
27 in connection with such carriers, railway mail service  
28 employees, post office inspectors, customs inspectors,  
29 immigration inspectors, [newsboys] *newspaper sellers* on trains,  
30 and baggage agents.

31 9. Superannuated and pensioned employees and members of  
32 their families, [widows] *wives* of employees who die while  
33 in the service of such common carrier, the [widows] *wives*  
34 of pensioned employees.

35 15. The adjutant general of Iowa for the transportation

1 of officers or enlisted [men] *personnel* of the Iowa national  
2 guard or other military organization of the state, when  
3 traveling under the order of the commander in chief.

4 Sec. 64. Section four hundred ninety-six A point forty-  
5 four (496A.44), unnumbered paragraph three (3), Code 1973,  
6 is amended to read as follows:

7 A director shall not be liable under subsections 1, 2,  
8 or 3 of this section if [he] *the director* relied and acted in good faith  
9 upon financial statements of the corporation, represented  
10 to [him] *the director* to be correct by the president or the officer of  
such  
11 corporation having charge of its books of account, or stated  
12 in a written report by an independent public or certified  
13 public accountant or firm of such accountants fairly to reflect  
14 the financial condition of such corporation, nor shall [he] *the director*  
15 be so liable if in good faith in determining the amount  
16 available for any such dividend or distribution [he] *the director* con-  
sidered  
17 the assets to be of their book value. If an officer willfully  
18 or negligently submits an incorrect financial statement to  
19 a director or directors, and board of directors action, con-  
20 trary to the provisions of this chapter or of any restrictions  
21 in the articles of incorporation, is taken in reliance there-  
22 on, [he] *the officer* shall be liable to the same extent as  
23 if [he] *the officer* were a  
24 director voting for or assenting to such action. No direc-  
25 tor or officer shall be deemed to be negligent within the  
26 meaning of this section if [he] *the director or officer* exercised that  
diligence, care  
27 and skill which an ordinarily prudent [man] *person* would exercise  
28 under similar circumstances.

29 Sec. 65. Section five hundred four point one (504.1),  
30 Code 1973, is amended to read as follows:

31 504.1 ARTICLES. Except as may be otherwise specifically  
32 provided in this chapter, any three or more persons of full  
33 age, a majority of whom shall be citizens of the state, may  
34 incorporate themselves for the establishment of churches,  
35 colleges, seminaries, lyceums, libraries, fraternal lodges

86 or societies, temperance societies, trades unions or other

1 labor organizations, commercial clubs, associations of business  
2 [men] *persons*, agricultural societies, farmers granges, or  
3 organizations of a benevolent, charitable, scientific,  
4 political, athletic, military, or religious character, or  
5 for the acquisition and ownership of rural fire fighting  
6 equipment or for the promotion of the establishment and  
7 expansion of industries and the doing of all things necessary  
8 thereto. The incorporators shall adopt, and sign and  
9 acknowledge the articles of incorporation, stating the name  
10 by which the corporation or association shall be known, the  
11 location of its principal office or place of business, its  
12 business or objects, the number of trustees, directors,  
13 managers, or other officers to conduct the same, the names  
14 thereof for the first year, the time of its annual meeting  
15 and of annual meeting of its trustees or directors and the  
16 manner in which the articles may be amended. Said articles  
17 of incorporation shall be filed with the secretary of state  
18 who shall, if [he] *the secretary of state* approves the same, endorse  
[his] approval  
19 thereon, record same, and thereafter forward the same to the  
20 county recorder of the county where the principal place of  
21 business is to be located and there it shall be recorded and,  
22 upon recording, be returned to the corporation. The said  
23 articles shall not be filed by the secretary of state until  
24 a filing fee of five dollars is paid and upon the payment  
25 of said fee and the approval of the articles by the secretary  
26 of state, [he] *the secretary of state* shall issue to said corporation a  
certificate  
27 of incorporation as a corporation not for pecuniary profit.  
28 Amendments to articles may be filed and receive approval as  
29 provided herein for articles, and the fee therefor shall be  
30 five dollars in each instance, and no amendment shall be  
31 effective until the same is approved and the fee therefor  
32 is paid.

33 Sec. 66. Section five hundred seven B point four (507B.4),  
34 subsection nine (9), paragraph h, Code 1973, is amended to  
35 read as follows:

1 h. Attempting to settle a claim for less than the amount  
2 to which a reasonable [man] *person* would have believed [he] *the*  
3 entitled by reference to written or printed advertising  
4 material accompanying or made part of an application.

5 Sec. 67. Section five hundred twelve point fifty-five  
6 (512.55), Code 1973, is amended to read as follows:

7 512.55 APPLICABILITY—EXCEPTIONS. The provisions of this  
8 chapter shall not be construed to apply to organizations,  
9 societies, or associations, the membership of which consists  
10 of [female] members of the families of members of any one  
11 occupation, guild, profession, or religious denomination,  
12 nor shall the provisions of this chapter be construed to apply  
13 to auxiliary societies or associations, the membership of  
14 which consists of [female] members of the families of members  
15 of any one occupation, guild, profession, or religious  
16 denomination.

17 Sec. 68. Section five hundred fourteen A point one  
18 (514A.1), unnumbered paragraphs two (2) and three (3), Code  
19 1973, are amended to read as follows:

20 This chapter shall not apply to an association organized,  
21 existing and operating under chapter 510 which limits its  
22 contracts to providing benefits for [widows] *wives*, heirs,  
23 orphans or legatees of deceased members whose death is caused  
24 by accident or accidental means, or of providing benefits  
25 for members for specific loss or loss of time from injuries  
26 caused by accident or accidental means, nor shall said chapter  
27 apply to a fraternal beneficiary association, as defined in  
28 section 512.1 and licensed under the provisions of section  
29 510.23 thereof, which limits its contracts to providing  
30 benefits to beneficiaries of deceased members whose death  
31 is caused by accident or accidental means or of providing  
32 benefits for members for specific loss or loss of time from  
33 injuries caused by accident or accidental means.

34 Orders, societies or associations which admit to member-  
35 ship only persons engaged in one or more crafts or hazardous

1 occupations in the same or similar lines of business and the  
2 [ladies'] societies or [ladies'] auxiliaries to such orders shall  
3 not be subject to the provisions of this chapter nor shall  
4 any religious order be subject to the provisions of this  
5 chapter.

6 Sec. 69. Section five hundred seventeen point two (517.2),  
7 unnumbered paragraph five (5), Code 1973, is amended to read  
8 as follows:

9 The terms "loss payments" and "loss expense payments" as  
10 used herein shall include all payments to claimants, including  
11 payments for medical and surgical attendance, legal expenses,  
12 salaries and expenses of investigators, and [fieldmen] *field*  
13 *personnel*, rents, stationery, telegraph and telephone charges,  
14 postage, salaries and expenses of office employees, home  
15 office expenses, and all other payments made on account of  
16 claims, whether such payments shall be allocated to specific  
17 claims or unallocated.

18 Sec. 70. Section five hundred twenty-four point six hun-  
19 dred four (524.604), unnumbered paragraph two (2), Code 1973,  
20 is amended to read as follows:

21 Directors of a state bank shall discharge the duties of  
22 their position in good faith and with that diligence, care  
23 and skill which ordinarily prudent [men] *persons* would exer-  
24 cise under similar circumstances in like positions. The di-  
25 rectors shall have a continuing responsibility to assure  
26 themselves that the bank is being managed according to law  
27 and that the practices and policies adopted by the board are  
28 being implemented.

29 Sec. 71. Section five hundred twenty-four point six hun-  
30 dred five (524.605), unnumbered paragraph three (3), Code  
31 1973, is amended to read as follows:

32 A director shall not be liable under subsections 1, 2,  
33 3, or 4 of this section if [he] *the director* relied and acted in good faith  
34 upon information represented to [him] *the director* to be correct by an  
35 cer or officers of such state bank or stated in a written offi-

1 report by a certified public accountant or firm of such  
2 accountants. No director shall be deemed to be negligent  
3 within the meaning of this section if [he] *the director* in good faith  
4 exercised that diligence, care and skill which an ordinarily  
5 prudent [man] *person* would exercise as a director under similar  
6 circumstances.

7 Sec. 72. Section five hundred twenty-four point seven  
8 hundred two (524.702), subsection two (2), Code 1973, is  
9 amended to read as follows:

10 2. If an officer willfully or negligently submits any  
11 incorrect information to a director or directors, and action  
12 by the board of directors contrary to the provisions of this  
13 chapter, or of any restrictions in the articles of incorpo-  
14 ration, is taken in reliance thereon, the officer shall be  
15 liable to the same extent as if [he] *the officer* were a director voting  
16 for or assenting to such action, as provided in section  
17 524.605. An officer shall also be liable to the extent of  
18 any loss sustained by the state bank as a result of [his] *the officer's*  
19 or negligent violation of any provision of this chapter. *willful*

20 The superintendent may require an officer or officers whom  
21 [he] *the superintendent* reasonably believes to be liable to a state bank  
22 to this section, to place in an escrow account an amount *pursuant*  
23 sufficient to discharge such liability in the manner provided  
24 for in section 524.605. No officer shall be deemed to be  
25 negligent within the meaning of this section if [he] *the officer* exer-  
26 that diligence, care and skill which an ordinarily prudent *cised*  
27 [man] *person* would exercise as an officer under similar  
28 circumstances.

29 Sec. 73. Section five hundred thirty-three point eight  
30 (533.8), Code 1973, is amended to read as follows:

31 533.8 ELECTIONS. At the organization meeting there shall  
32 be elected a board of directors of not less than nine members  
33 to hold office for such terms as the bylaws provide and until  
34 successors are elected and qualify. At each annual meeting  
35 there shall be elected one member to fill each position vacated

1 by reason of expiring terms or other causes. A record of the  
2 names and addresses of the directors, officers and committee  
3 [men] *persons* shall be filed with the superintendent of banking  
4 within ten days following each election.

5 Sec. 74. Section five hundred fifty-four point seven  
6 thousand two hundred four (554.7204), subsection one (1),  
7 Code 1973, is amended to read as follows:

8 1. A [warehouseman] *warehouse person* is liable for damages  
9 for loss of or injury to the goods caused by [his] *the warehouse*  
10 *person's* failure to exercise such  
11 care in regard to them as a reasonably careful [man] *person*  
12 would exercise under like circumstances but unless otherwise  
13 agreed [he] *the warehouse person* is not liable for damages which  
14 been avoided by the exercise of such care.

15 Sec. 75. Section five hundred fifty-four point seven thou-  
16 sand three hundred nine (554.7309), subsection one (1), Code  
17 1973, is amended to read as follows:

18 1. A carrier who issues a bill of lading whether negotiable  
19 or nonnegotiable must exercise the degree of care in relation  
20 to the goods which a reasonably careful [man] *person* would  
21 exercise under like circumstances. This subsection does not  
22 repeal or change any law or rule of law which imposes liability  
23 upon a common carrier for damages not caused by its negligence.

24 Sec. 76. Section five hundred sixty-five A point four  
25 (565A.4), subsection five (5), Code 1973, is amended to read  
26 as follows:

27 5. The custodian, notwithstanding statutes restricting  
28 investments by fiduciaries, shall invest and reinvest the  
29 custodial property as would a prudent [man] *person* of discretion  
30 and intelligence who is seeking a reasonable income and the  
31 preservation of [his] *the prudent person's* capital, except that  
32 [he] *the custodian* may, in [his] *the custodian's*  
33 discretion and without liability to the minor or [his] *the minor's* estate,  
34 retain a security given to the minor in a manner prescribed  
35 in this chapter.

- 36 Sec. 77. Section five hundred sixty-seven point one  
37 (567.1), unnumbered paragraph two (2), Code 1973, is amended

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1 to read as follows:

2 The [widow] *spouse* and heirs and devisees, being nonresi-  
3 dent aliens, of any alien or naturalized citizen who has  
4 acquired real estate in this state, may hold the same by  
5 devise, descent, or distribution, for a period of twenty  
6 years; and if at the end of that time such real estate has  
7 not been sold to a bona fide purchaser for value, or such  
8 alien heirs have not become residents of this state, such  
9 land shall escheat to the state.

10 Sec. 78. Section five hundred ninety-five point sixteen  
11 (595.16), Code 1973, is amended to read as follows:

12 595.16 [HUSBAND] SPOUSE RESPONSIBLE FOR RETURN.  
When a

13 marriage is consummated without the services of a [clergyman]  
14 cleric or magistrate, the required return thereof [shall] *may be*  
15 made to the clerk by [the husband] *either spouse*.

16 Sec. 79. Section five hundred ninety-seven point nine-  
17 teen (597.19), Code 1973, is amended to read as follows:

18 597.19 [HUSBAND] SPOUSE NOT LIABLE FOR [WIFE'S]  
TORTS OF OTHER

19 SPOUSE. For civil injuries committed by a married [woman]  
20 *person*, damages may be recovered from [her] *the person* alone, and  
[her

21 husband] *the partner* shall not be liable therefor, except in  
22 cases where [he] *the partner* would be jointly liable  
23 with her] if the marriage did not exist.

24 Sec. 80. Section six hundred twenty-seven point four  
25 (627.4), Code 1973, is amended to read as follows:

26 627.4 ABSCONDING DEBTOR. When a debtor absconds and  
27 leaves [his] *the debtor's* family, such property as is  
28 exempt to [him] *the debtor* under this chapter shall be  
29 exempt in the hands of [his] *the debtor's* [wife] *spouse*  
30 and children, or either of them.

31 Sec. 81. Section six hundred twenty-seven point six  
32 (627.6), subsections twenty-one (21) and twenty-two (22),  
33 Code 1973, are amended to read as follows:

34 21. If the debtor is a resident of this state and is the  
35 head of a family, and does not own one or more of the foregoing

36 items of property, [his wife] *the spouse*, if [she] *the spouse* [is an  
actual

1 member of the family, and] owns one or more such items, and  
2 is the debtor, shall be entitled to hold such items exempt  
3 from execution.

4 [22. If the debtor is a resident of this state and a woman  
5 other than the head of a family, she may hold exempt from  
6 execution one sewing machine, and poultry to the value of  
7 fifty dollars.]

8 Sec. 82. Section six hundred thirty-three point one hundred  
9 twenty-three (633.123), title and subsection one (1), Code  
10 1973, is amended to read as follows:

11 633.123 MODEL PRUDENT [MAN] PERSON INVESTMENT  
ACT.

12 1. INVESTMENTS BY FIDUCIARIES. In acquiring, investing,  
13 reinvesting, exchanging, retaining, selling and managing prop-  
14 erty for the benefit of another, a fiduciary shall exercise  
15 the judgment and care under the circumstances then prevailing,  
16 which [men] persons of prudence, discretion and intelligence  
17 exercise in the management of their own affairs, not for the  
18 purpose of speculation, but with regard to the permanent  
19 disposition of their funds, considering the probable income,  
20 as well as the probable safety, of their capital. Within  
21 the limitations of the foregoing standards, a fiduciary is  
22 authorized to acquire and retain every kind of property and  
23 every kind of investment, specifically including, but not  
24 by way of limitation, bonds, debentures, and other corporate  
25 obligations, and stocks and shares, preferred or common, which  
26 [men] persons of prudence, discretion and intelligence acquire  
27 or retain for their own account.

28 Sec. 83. Section six hundred seventy-four point five  
29 (674.5), Code 1973, is amended to read as follows:

30 674.5 CONTENTS OF DECREE. The decree shall describe the  
31 petitioner, giving his or her name and former name, height,  
32 weight, color of hair, color of eyes, race, sex, date and  
33 place of birth and [, if a male and married,] the given name  
34 of [his wife] the spouse and any minor children affected by  
35 the change. The decree shall also give a legal description

1 of all real property owned by the petitioner.

2 Sec. 84. Section six hundred eighty-seven point two  
3 (687.2), Code 1973, is amended to read as follows:

4 687.2 "FELONY" DEFINED. A felony is a public offense  
5 which is, or in the discretion of the court may be, punished  
6 by imprisonment in the penitentiary or men's reformatory  
7 or the women's reformatory.

8 Sec. 85. Section seven hundred seven point six (707.6),  
9 Code 1973, is amended to read as follows:

10 707.6 MARRIED [WOMEN] PERSONS. Sections 707.1 to 707.5  
11 of this chapter extend to a married [woman] *person* who commits  
12 either of the offenses therein described, though the property  
13 burnt or set fire to may belong partly or wholly to [her husband]  
14 the other spouse.

15 Sec. 86. Section seven hundred twenty-four point seven  
16 (724.7), Code 1973, is amended to read as follows:

17 724.7 PERMITTING MINOR [FEMALES] PERSONS TO BE  
INMATES.

18 Whoever, being the keeper of a house of prostitution, or  
19 assignation house, building, or premises in this state where  
20 prostitution, fornication, or concubinage is allowed, or  
21 practiced, shall suffer or permit any unmarried [female] *person*  
22 under the age of eighteen years to live, board, stop, or room  
23 in such house, building, or premises, shall, on conviction,  
24 be imprisoned in the penitentiary not less than one year nor  
25 more than five years.

26 Sec. 87. Section seven hundred twenty-four point eight  
27 (724.8), Code 1973, is amended to read as follows:

28 724.8 DETENTION [OF FEMALES]. Whoever shall unlawfully  
29 detain or confine any [female] *person*, by force, false pretense,  
30 or intimidation, in any room, house, building, or premises  
31 in this state, against the will of such [female] *person*, for  
32 purposes of prostitution or with intent to cause such [female]  
33 *person* to become a prostitute, and be guilty of fornication  
34 or concubinage therein, or shall by force, false pretense,  
35 confinement or intimidation attempt to prevent any [female]

1 *person* so as aforesaid detained, from leaving such room,  
2 house, building, or premises, and whoever aids, assists, or  
3 abets by force, false pretense, confinement, or intimidation,  
4 in keeping, confining, or unlawfully detaining any [female]  
5 *person* in any room, house, building, or premises in this  
6 state, against the will of such [female] *person*, for the purpose  
7 of prostitution, fornication, or concubinage, shall, on  
8 conviction, be imprisoned in the penitentiary not more than  
9 ten years.

10 Sec. 88. Section seven hundred twenty-four point nine  
11 (724.9), Code 1973, is amended to read as follows:

12 724.9 ENTICING TO HOUSE OF ILL FAME. If any person  
13 inveigle or entice any [female] *person*, before reputed virtuous,  
14 to a house of ill fame, or knowingly conceal or aid or abet  
15 in concealing such [female] *person* so deluded or enticed, for  
16 the purpose of prostitution, or lewdness, or entice back into  
17 a life of prostitution any [female] *person* who has therefore  
18 been guilty of prostitution and has abandoned it [he] *the person* shall  
19 be imprisoned in the penitentiary not more than ten years.

20 Sec. 89. Section seven hundred twenty-four point ten  
21 (724.10), Code 1973, is amended to read as follows:

22 724.10 ENTICING [FEMALE CHILD] *MINOR* FOR PROSTITUTION.

23 If any person take or entice away from unmarried [female] *minor*  
24 under the age of eighteen years for the purpose of  
25 prostitution, [he] *the person* shall be imprisoned in the penitentiary  
not  
26 more than five years, or be fined not more than one thousand  
27 dollars and imprisoned in the county jail not more than one  
28 year.

29 Sec. 90. Section seven hundred forty-two point two (742.2),  
30 Code 1973, is amended to read as follows:

31 742.2 CALLING OUT POWER OF COUNTY. When the sheriff or  
32 other office authorized to execute process has reason to  
33 apprehend that resistance will be made, or finds that resist-  
34 ance is made, to the execution thereof, [he] *the sheriff or other*  
35 *person* may command as many [male] inhabitants of [his] *the county*

36 [he] *the sheriff or other person* may think proper,

1 and may call upon the governor for the assistance of the mili-  
2 tary force to assist [him] *the sheriff or other person*  
3 in overcoming the resistance, and  
4 if necessary, in seizing, arresting, and confining the resist-  
5 ers, their aiders, and abettors, to be held for punishment  
6 by law.

7 Sec. 91. Section seven hundred sixty-one point twenty-  
8 three (761.23), Code 1973, is amended to read as follows:

9 761.23 MINORS [AND MARRIED WOMEN] MAY BE BOUND.  
Minors

10 [and married women] who are material witnesses against the  
11 defendant may in like manner be required to procure sureties  
12 for their appearance as provided in section 761.22.

13 Sec. 92. The provisions of this Act relating to  
14 settlement as defined in chapter two hundred fifty-two  
15 (252) of the Code shall not affect the assessment of  
16 payments based upon a determination of settlement made  
17 prior to July 1, 1974.

18 Sec. 93. Sections two hundred forty-five point four  
19 (245.4), as amended by Acts of the Sixty-fifth General  
20 Assembly, 1973 Session, chapter one hundred forty (140),  
21 section eight (8), six hundred eighty-seven point three  
22 (687.3), and seven hundred forty-six point two (746.2),  
23 Code 1973, are repealed.

24 EXPLANATION

25 This bill is an omnibus bill which changes references in  
26 the Code which apply to only men or women to apply to all  
27 persons. It changes the term widows to spouses. It also  
28 changes procedures which have differed in the past for men  
29 and women.

1 Amend the House Amendment to Senate File 1093,  
2 as follows:

3 1. Page 1, by inserting before line 3 the following  
4 new division:

5         . Pages 11A and 11B, by striking lines 26  
6 through 58, inclusive, and inserting in lieu thereof  
7 the following:

8 Sec.         . Section one hundred fifty-eight point  
9 four (158.4), Code 1973, is amended to read as  
10 follows:

11 158.4 EXAMINATIONS. Whenever any person has  
12 successfully completed a nine months course both of  
13 theory and practice in any school of barbering  
14 approved by the barber examiners board, and has  
15 furnished the necessary certificates and complied  
16 with the requirements of section 158.3, he that  
17 person may take an examination for registration as  
18 a barber's apprentice, said examination to be  
19 given by the board at the same time as the regular  
20 examination for barber's license. However, a  
21 school of barbering shall allow a person who has  
22 completed a course of study in a school of  
23 cosmetology approved by the cosmetology examiners  
24 and licensed by the department to transfer credit  
25 for six months or twelve hundred hours of

Page 2

1 instruction in theory, whichever is appropriate,  
2 to the school of barbering. If any such applicant  
3 successfully passes the examination, he that person  
4 shall be given an apprentice's certificate which  
5 certificate will entitle ~~him~~ that person to pursue  
6 a clinic or practice course under the direct super-  
7 vision and tutelage of a licensed practitioner of  
8 barbering or a licensed practitioner of cosmetology  
9 for a period of eighteen months from the date of  
10 issuance thereof. At the end of said period of  
11 eighteen months, upon furnishing to the board satis-  
12 factory proof that he that person has faithfully  
13 pursued a course of study as apprentice under the  
14 supervision and tutelage of a licensed barber or  
15 a licensed practitioner of cosmetology in this  
16 state for said period of time, he that person  
17 shall be permitted by said board to take the regular  
18 examination for a license to practice barbering.  
19 Provided, however, that any person who has practiced  
20 barbering in the state of Iowa for a period of more  
21 than five years prior to the taking effect of the  
22 barber's license law, or any person who has  
23 practiced barbering in any other state for a period  
24 of more than five years, shall, upon furnishing  
25 satisfactory proof thereof to the examining board,

Page 3

1 be permitted to take the examination for a license  
2 to practice barbering in this state.  
3 2. Page 2, by striking lines 3 through 13, inclusive.

S-3033

1 Amend the House amendment to Senate File 1093,  
2 as amended, passed, and reprinted by the Senate, as  
3 follows:

4 1. Page 2, line 5, by striking the word "may"  
5 and inserting in lieu thereof the words "shall be  
6 issued a license to".

7 2. Page 2, line 7, by striking the words  
8 "until June 30, 1975" and inserting in lieu  
9 thereof the words "upon satisfactory completion of  
10 a three-month course in a licensed barber school".

11 3. Page 2, line 10, by striking the word "may"  
12 and inserting in lieu thereof the words "shall be  
13 issued a license to".

14 4. Page 2, line 12, by striking the words "un-  
15 til June 30, 1975" and inserting in lieu thereof the  
16 words "upon satisfactory completion of a three-month  
17 course in an approved school of cosmetology".

18 5. Page 2, line 12, by striking the word "The".

19 6. Page 2, by striking lines 13 through 16,  
20 inclusive.

S-3033 Filed - *Revised not germane 5/4* By GRIFFIN  
May 4, 1974

S-3038

1 Amend the House amendment to Senate File 1093, page 1  
2 lines 15 and 16 by striking the words "not more than  
3 three additional persons appointed by each board" and  
4 inserting in lieu thereof the words "two members of  
5 the senate, appointed by the president of the senate  
6 representing both political parties, and two members  
7 of the house, appointed by the speaker of the house,  
8 representing both political parties".

S-3038 Filed and withdrawn By GALLAGHER and VAN GILST  
May 4, 1974

SENATE FILE 1093

H—3094

1 Amend Senate File 1093, as amended, passed, and re-  
2 printed by the Senate, as follows:  
3 1. Pages 11A and 11B, by striking lines 26 through  
4 58, inclusive, and inserting in lieu thereof the follow-  
5 ing:  
6 Sec. \_\_\_\_\_. Section one hundred fifty-eight point  
7 four (158.4), Code 1973, is amended to read as follows:  
8 158.4 EXAMINATIONS. Whenever any person has  
9 successfully completed a nine months course both of  
10 theory and practice in any school of barbering approved  
11 by the barber examiners board, and has furnished the  
12 necessary certificates and complied with the require-  
13 ments of section 158.3, he that person may take an  
14 examination for registration as a barber's apprentice,  
15 said examination to be given by the board at the same  
16 time as the regular examination for barber's license.  
17 However, a school of barbering shall allow a person  
18 who has completed a course of study in a school of  
19 cosmetology approved by the cosmetology examiners and  
20 licensed by the department to transfer credit for six  
21 months or twelve hundred hours of instruction in  
22 theory, whichever is appropriate, to the school of  
23 barbering. If any such applicant successfully passes  
24 the examination, he that person shall be given an  
25 apprentice's certificate which certificate will entitle  
26 ~~him~~ that person to pursue a clinic or practice course  
27 under the direct supervision and tutelage of a licensed  
28 practitioner of barbering or a licensed practitioner  
29 of cosmetology for a period of eighteen months from  
30 the date of issuance thereof. At the end of said  
31 period of eighteen months, upon furnishing to the  
32 board satisfactory proof that he that person has  
33 faithfully pursued a course of study as apprentice  
34 under the supervision and tutelage of a licensed  
35 barber or a licensed practitioner of cosmetology in  
36 this state for said period of time, he that person  
37 shall be permitted by said board to take the regular  
38 examination for a license to practice barbering.  
39 Provided, however, that any person who has practiced  
40 barbering in the state of Iowa for a period of more  
41 than five years prior to the taking effect of the  
42 barber's license law, or any person who has practiced  
43 barbering in any other state for a period of more than  
44 five years, shall, upon furnishing satisfactory proof  
45 thereof to the examining board, be permitted to take  
46 the examination for a license to practice barbering  
47 in this state.  
48 2. By renumbering sections as necessary.

H—3094 Filed - 4/4 5/3  
May 2, 1974

By HARVEY of Scott  
FISCHER of Grundy

SENATE FILE 1093

H—3090

1 Amend Senate File 1093, as amended, passed, and  
2 reprinted by the Senate as follows:

3 1. Page 33, by inserting after line 17 the follow-  
4 ing sections:

5 Sec. \_\_\_\_\_. There is appropriated from the general  
6 fund of the state for the fiscal year beginning July  
7 1, 1974 and ending June 30, 1975, to the board of barber  
8 examiners, the sum of five thousand (5,000) dollars, or  
9 so much thereof as may be necessary, and to the board  
10 of cosmetology examiners, the sum of five thousand  
11 (5,000) dollars, or so much thereof as may be neces-  
12 sary, to be used by the two examining boards for per  
13 diem and expenses of board members and not more than  
14 three additional persons appointed by each board  
15 for joint meetings held for the purpose of making  
16 recommendations to the Sixty-sixth General Assembly,  
17 1975 Session, regarding changes in the cosmetology  
18 and barbering laws, including but not limited to  
19 the establishment of a joint license for the practice  
20 of barbering and cosmetology, the establishment of  
21 a joint board, the scope of practice of barbers and  
22 cosmetologists, and licensing and educational qualifi-  
23 cations. Any funds not expended under this section  
24 shall revert to the general fund of the state on  
25 September 30, 1975.

26 Sec. \_\_\_\_\_. Notwithstanding any other provision of  
27 law, any licensed cosmetologist under chapter one  
28 hundred fifty-seven (157) of the Code may practice  
29 barbering as defined in chapter one hundred fifty-  
30 eight (158) of the Code until June 30, 1975. Notwith-  
31 standing any other provision of law, any licensed  
32 barber and registered barber apprentice under chapter  
33 one hundred fifty-eight (158) of the Code may practice  
34 cosmetology as defined in chapter one hundred fifty-  
35 seven (157) of the Code until June 30, 1975. The  
36 provisions of this section shall expire June 30, 1975.

37 Sec. \_\_\_\_\_. Effective July 1, 1975, chapters one  
38 hundred fifty-seven (157) and one hundred fifty-eight  
39 (158), Code 1973, are repealed.

40 Sec. \_\_\_\_\_. This Act, being deemed of immediate  
41 importance, shall take effect and be in force from  
42 and after its publication in the Muscatine Journal,  
43 a newspaper published in Muscatine, Iowa, and in The  
44 Cedar Rapids Gazette, a newspaper published in  
45 Cedar Rapids, Iowa.

46 2. By renumbering sections as necessary.

47 3. Amend the title, page 1, line 2, by inserting  
48 after the word "persons" the words "and to make an  
49 appropriation".

H-3132

- 1 Amend the Sifting Committee amendment H-3090
- 2 to Senate File 1093, as passed by the Senate and
- 3 reprinted, by striking all of lines 26 through 36.

H-3132 Filed and lost  
May 3, 1974

By WULFF of Blackhawk  
DRAKE of Muscatine  
WYCKOFF of Benton  
PETERSON of Woodbury  
MONROE of Des Moines  
DOYLE of Woodbury  
MENDENHALL of Allamakee  
FULLERTON of Woodbury  
STEPHENS of Plymouth  
WELLS of Linn  
FISCHER of Grundy  
OAKLEY of Clinton

DAGGETT of Adams  
DANKER of Pottawattamie  
WEST of Marshall  
MONROE of Des Moines  
OAKLEY of Clinton  
CARR of Dubuque  
LIPPOLD of Black Hawk  
MIDDLESWART of Warren  
FULLERTON of Woodbury  
PETERSON of Woodbury  
EDELLEN of Emmet  
WYCKOFF of Benton  
MILLER of Calhoun  
STROMER of Hancock  
BRINCK of Lee  
WULFF of Black Hawk  
CAFFREY of Polk  
MENDENHALL of Allamakee  
DOYLE of Woodbury  
DRAKE of Muscatine  
MILLER of Buchanan  
NORPEL of Jackson  
EWING of Mahaska  
McELROY of Fremont  
BROCKETT of Marshall  
GRIFFEE of Chickasaw  
STROTHMAN of Henry  
MILLER of Cerro Gordo  
HOWELL of Floyd  
JORDAN of Linn  
NORLAND of Worth  
STEPHENS of Plymouth

H-3127

- 1 Amend Senate File 1093, as passed by the Senate
- 2 and reprinted, as follows:
- 3 1. Page 20A, by striking all of lines 10 through
- 4 21.
- 5 2. By renumbering the remaining sections to
- 6 conform to this amendment.

H-3127 Filed - *Adopted 5/3*  
May 2, 1974

By LIPSKY of Linn

HOUSE AMENDMENT TO SENATE FILE 1093

1 Amend Senate File 1093, as passed by the Senate  
 2 and reprinted, as follows:  
 3 1. Page 20A, by striking all of lines 10 through  
 4 21.  
 5 2. Page 33, by inserting after line 17 the follow-  
 6 ing sections:  
 7 Sec. \_\_\_\_\_. There is appropriated from the general  
 8 fund of the state for the fiscal year beginning July  
 9 1, 1974 and ending June 30, 1975, to the board of barber  
 10 examiners, the sum of five thousand (5,000) dollars, or  
 11 so much thereof as may be necessary, and to the board  
 12 of cosmetology examiners, the sum of five thousand  
 13 (5,000) dollars, or so much thereof as may be neces-  
 14 sary, to be used by the two examining boards for per  
 15 diem and expenses of board members and not more than  
 16 three additional persons appointed by each board  
 17 for joint meetings held for the purpose of making  
 18 recommendations to the Sixty-fifth General Assembly,  
 19 1975 Session, regarding changes in the cosmetology  
 20 and barbering laws, including but not limited to  
 21 the establishment of a joint license for the practice  
 22 of barbering and cosmetology, the establishment of  
 23 a joint board, the scope of practice of barbers and  
 24 cosmetologists, and licensing and educational qualifi-  
 25 cations. Any funds not expended under this section

Page 2

1 shall revert to the general fund of the state on  
 2 September 30, 1975.  
 3 Sec. \_\_\_\_\_. Notwithstanding any other provision of  
 4 law, any licensed cosmetologist under chapter one  
 5 hundred fifty-seven (157) of the Code may practice  
 6 barbering as defined in chapter one hundred fifty-  
 7 eight (158) of the Code until June 30, 1975. Notwith-  
 8 standing any other provision of law, any licensed  
 9 barber and registered barber apprentice under chapter  
 10 one hundred fifty-eight (158) of the Code may practice  
 11 cosmetology as defined in chapter one hundred fifty-  
 12 seven (157) of the Code until June 30, 1975. The  
 13 provisions of this section shall expire June 30, 1975.  
 14 Sec. \_\_\_\_\_. Effective July 1, 1975, chapters one  
 15 hundred fifty-seven (157) and one hundred fifty-eight  
 16 (158), Code 1973, are repealed.  
 17 Sec. \_\_\_\_\_. This Act, being deemed of immediate  
 18 importance, shall take effect and be in force from  
 19 and after its publication in the Muscatine Journal,  
 20 a newspaper published in Muscatine, Iowa, and in The  
 21 Cedar Rapids Gazette, a newspaper published in  
 22 Cedar Rapids, Iowa.  
 23 3. By renumbering sections as necessary.  
 24 4. Amend the title, page 1, line 2, by inserting  
 25 after the word "persons" the words "and to make an

Page 3

1. appropriation".

Received from the House  
May 3, 1974

*Senate concurred 5/4*