

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.
Approved March 14, 1900.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, March 15, 1900.

G. L. DOBSON,
Secretary of State.

CHAPTER 35.

RELATING TO FORM OF BALLOTS.

S. F. 296.

AN ACT amending section eleven hundred and six (1106) of the code, in relation to form of ballots, and providing that voting upon constitutional amendments or other public measures shall be by separate ballot.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Separate ballot for constitutional amendments, etc.—form. That section eleven hundred and six (1106), of the code, be and the same is hereby amended by striking out the word "the" before the word "ballot" in the twenty fifth line of said section, and inserting in lieu thereof the words "a separate." Also by striking out the words "after the list" in the twenty-fifth line, and the words "of candidates" in the twenty-sixth line, and by adding at the end of said section the following:

"At the top of such ballots shall be printed the following words, enclosed in brackets: [Notice to voters. For an affirmative vote upon any question submitted upon this ballot make a cross (x) mark in the square after the word "Yes." For a negative vote make a similar mark in the square following the word "No."] If more than one constitutional amendment or public measure is to be voted upon, they shall be printed upon the same ballot, one below the other, with one inch space between each constitutional amendment or public measure that is to be submitted. All of such ballots for the same polling-place shall be of the same size, similarly printed, upon yellow colored paper. On the back of each such ballot shall be printed appropriate words, showing that such ballot relates to a constitutional or other question to be submitted to the electors, so as to distinguish the said ballots from the official ballot for candidates for office, and a *fac simile* of the signature of the auditor or other officer who has caused the ballot to be printed. Such ballots shall be endorsed and given to each voter by the judges of election, as provided in section eleven hundred and sixteen (1116), and shall be subject to all other laws governing ballots for candidates, so far as the same shall be applicable."

Approved April 3, 1900.

CHAPTER 36.

RELATING TO THE MARKING AND VALIDITY OF BALLOTS.

H. F. 291.

AN ACT to amend section eleven hundred and nineteen (1119) of the code, in relation to the marking and validity of ballots.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Validity not affected. That section eleven hundred and nineteen (1119) of the code be amended by striking out the last sentence and inserting in lieu thereof the following:

“The writing of such name without making a cross opposite thereto, or the making a cross opposite such blank without writing a name therein, or the unnecessary marking of a cross in a square below a marked circle, shall not affect the validity of his vote.”

Approved April 7, 1900.

CHAPTER 37.

VOTING MACHINES.

H. F. 304.

AN ACT to provide for the greater purity of elections, for the casting, registering, recording, and counting of ballots or votes by means of voting machines, and supplementary to, and in aid of, the present election laws. Also creating a board of voting machine commissioners and defining their duties, and repealing all laws in conflict with this act. [Additional to chapter 3, title VI, of the code, relating to elections]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Use of voting machines authorized. That at all state, county, city, town, and township elections, hereafter held in the state of Iowa, ballots or votes may be cast, registered, recorded, and counted by means of voting machines, as hereinafter provided.

SEC. 2. Board of supervisors to purchase, etc. Hereafter the board of county supervisors of any county, or the council of any incorporated city or town, in the state of Iowa may, by a two-thirds vote, authorize, purchase, and order the use of voting machines in any one or more voting precincts within said county, city, or town, until otherwise ordered by said board of county supervisors or city or town council.

SEC. 3. Commissioners—term—removal. Within thirty days after this act goes into effect, the governor shall appoint three commissioners and not more than two of whom shall be from the same political party. The said commissioners shall hold office for the term of five years, subject to removal at the pleasure of the governor.

SEC. 4. Examination of machine—report of commissioners—compensation. Any person or corporation owning or being interested in any voting machine may call upon the said commissioners to examine the said machine, and make report to the secretary of state upon the capacity of the said machine to register the will of voters, its accuracy and efficiency, and with respect to its mechanical perfections and imperfections. Their report shall be filed in the office of the secretary of state and shall state whether in their opinion the kind of machine so examined can be safely used by such voters at elections under the conditions prescribed in this act. If the report states that the machine can be so used, it shall be deemed approved by the commissioners, and machines of its kind may be adopted for use at elections as herein provided. Any form of voting machine not so approved cannot be used at any election. Each commissioner is entitled to one hundred and fifty dollars for his compensation and expenses in making such examination and report, to be paid by the person or corporation applying for such examination. No commissioner shall have any interest whatever in any machine reported upon. Provided, that said commissioner shall not receive to exceed fifteen hundred dollars and reasonable expenses in any one year; and all sums collected for such examinations over and above said maximum salaries and expenses shall be turned into the state treasury.

SEC. 5. Provisions as to construction of machine approved. A voting machine approved by the state board of voting machine commissioners, must be so constructed as to provide facilities for voting for the candidates of at least seven different parties or organizations, must permit a voter to vote for any person for any office although not nominated as a candidate by any party or organization, and must permit voting in absolute