

SEC. 3. Violation or neglect—written notice—prosecution. That section twenty-four hundred and seventy-two (2472) of the code be and the same is hereby amended, by striking out the "semicolon" after the word "thereof" in the tenth line thereof and insert a "period", and the words:

"If the commissioner shall learn of any violation of, or neglect to comply with the law in respect to the employment of children, or in respect to fire escapes, or the safety of employes, or for the preservation of health, he shall give written notice to the owner or person in charge of such factory or building, of such offense or neglect, and if the same is not remedied within sixty days after service of such notice, such officer shall give the county attorney of the county in which such factory or building is situated, written notice of the facts, whereupon that officer shall immediately institute the proper proceedings against the person guilty of such offense or neglect."

Approved April 11, 1902.

CHAPTER 98.

MINES AND MINING.

H. F. 12.

AN ACT to amend [section twenty-four hundred and seventy-nine (2479) of] chapter nine (9) title twelve (XII) of the code, in relation to mines and mining.

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

SECTION 1. Board of examiners. That chapter nine (9) title twelve (12) of the code be and the same is hereby amended by striking out section twenty-four hundred and seventy-nine (2479) and inserting in lieu thereof the following:

"The executive council shall appoint a board of five examiners consisting of two practical miners and two mine operators, all holding certificates of competency as mine foremen, at least one of whom shall also hold a certificate of competency as hoisting engineer, and one mining engineer, each of whom shall have had at least five years' actual experience in his profession immediately preceding his appointment, who shall hold office for a term of two years. The members of said board shall qualify by taking oath to perform the duties devolving upon them fairly, faithfully and impartially, without fear or favor, uninfluenced by personal or political considerations. No member of said board shall be interested in or connected with any school, scheme, plan or device having for its object the preparation, education or instruction of persons in the knowledge required of applicants for certificates of competency. Any member of said board shall be summarily removed from office by the executive council, upon due notice and hearing, for violation of the law, misfeasance or malfeasance in the performance of his duties, or for other sufficient cause, and his successor shall thereupon be appointed by the said executive council for the unexpired term."

Approved March 25, 1902.

CHAPTER 99.

MINES AND MINING.

H. F. 13.

AN ACT to amend section twenty-four hundred and eighty-two (2482) of the code, relating to mines and mining.

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

SECTION 1. Inspection of mines—how often. That section twenty-four hundred and eighty-two (2482) of the code be and the same is hereby amended by inserting after the comma following the word "permit", and before the word "keep" in the ninth line thereof, the following:

"Which examination shall be made at least once in every six (6) months of all mines having an average output of fifty tons or more of coal per day."

Approved March 25, 1902.

CHAPTER 100.

EXAMINATION AND DUTIES OF SHOT EXAMINERS.

S. F. 360.

AN ACT in relation to the examination of shot examiners in coal mines and defining their duties. [Additional to chapter nine (9), of title twelve (XII) of the code, relating to mines and mining.]

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

SECTION 1. Shot examiners—proof of competency. In all mines, where the coal is blasted from the solid, competent persons shall be employed to examine all shots, before they are charged. Said examiners to have the power to prohibit the charging and firing of any shot which, in their judgment, is unsafe. Before entering upon the discharge of their duties, said examiners shall give proof of their competency to the state mine inspector of the district in which the mine, where they are employed, is located, and said inspector shall certify to the operator of each mine the persons who have given proof of their competency to act in the capacity of shot examiners. The state mine inspector to have the power to refuse to give permission to any person to act as shot examiner who, in his judgment, is not sufficiently competent; or he may revoke the permission granted, should it appear that a shot examiner is negligent, or careless in the performance of his work.

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 the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved April 11, 1902.

I hereby certify that the foregoing Act was published in the Iowa State Register and the Des Moines Leader, April 16, 1902.

W. B. MARTIN,
Secretary of State.

CHAPTER 101.

INSPECTION AND USE OF THE PRODUCTS OF PETROLEUM.

S. F. 231.

AN ACT to amend section two thousand five hundred and eight (2508) of the code, in relation to the inspection and use of the products of petroleum.

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

SECTION 1. Damages—what excepted. That section two thousand five hundred and eight (2508) of the code be, and the same is hereby amended by striking out of the twentieth line the words "that the gas or vapor thereof shall be generated" and insert in lieu thereof the words "when the oils from which said gas or vapor is generated".

Approved April 7, 1902.

CHAPTER 102.

H. F. 298.

REPORTS MADE TO THE DAIRY COMMISSIONER.

AN ACT to amend section twenty-five hundred and twenty-two (2522) of the code, relating to reports to the dairy commissioner by milk dealers and operators of creameries and cheese and condensed milk factories and providing a penalty for violations of the section as amended.