

the Register & Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Approved March 21, A. D. 1911.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital March 22, 1911.

W. C. HAYWARD,  
*Secretary of State.*

## CHAPTER 36.

### LIBRARY TRUSTEES.

H. F. 488.

AN ACT to amend the law as it appears in section seven hundred twenty-eight (728) of the supplement to the code, 1907, relating to vacancies in office of library trustees.

*Be it Enacted by the General Assembly of the State of Iowa:*

SECTION 1. **What constitutes a vacancy.** That section seven hundred twenty-eight (728) of the supplement to the code, 1907, be, and the same is hereby amended by striking therefrom the following, which appears in lines sixteen (16) and seventeen (17) thereof: "The removal of any trustee permanently from the city shall render his office as a trustee vacant" and insert in lieu thereof the following: "The removal of any trustee permanently from the city, or his absence from six consecutive regular meetings of the board, except in case of sickness or temporary absence from the city, without due explanation of absence shall render his office as a trustee vacant".

Approved April 15, A. D. 1911.

## CHAPTER 37.

### EMISSION OF SMOKE IN CERTAIN CITIES.

H. F. 556.

AN ACT declaring the emission of smoke within the corporate limits of certain cities to be a public nuisance, and conferring upon such cities additional powers for the abatement of such nuisances. [Additional to chapter four (4) of title five (V) of the code, relating to general powers of cities and towns.]

*Be it Enacted by the General Assembly of the State of Iowa:*

SECTION 1. **Declared a nuisance.** The emission of dense smoke within the corporate limits of any of the cities of this state now or hereafter having a population of sixty-five thousand (65,000) inhabitants or over, including cities acting under the commission plan of government is hereby declared to be a public nuisance.

SEC. 2. **Abatement.** Every such city is hereby empowered to provide by ordinance for the abatement of such nuisance either by fine or imprisonment or by action in the district court of the county in which such city is located, or by both, such action to be prosecuted in the name of the city. They may also by ordinance provide all necessary rules and regulations for smoke inspection and the abatement and prevention of the smoke nuisance.

Approved April 15, A. D. 1911.