

13 pretense of charging for his services, or otherwise, seeks to obtain a
14 greater compensation than is authorized by this act.

15 No loan for which a greater rate of interest or charge than is al-
16 lowed by this act has been contracted for or received, wherever made,
17 shall be enforced in this state, and any person in any wise participat-
18 ing therein in this state shall be subject to the provisions of this act.

1 SEC. 18. **Penalty.** Any person, copartnership, or corporation
2 and the several officers and employees thereof who shall violate any
3 of the provisions of sections one (1), eight (8), twelve (12), thir-
4 teen (13), or seventeen (17) of this act shall be guilty of a misde-
5 meanor and upon conviction thereof shall be punished by a fine of
6 not more than five hundred dollars (\$500.00), or by imprisonment
7 of not more than six (6) months, or by both such fine and imprison-
8 ment, in the discretion of the court.

1 SEC. 19. **Scope of act.** This act shall not apply to any existing
2 private bank or bankers doing a general banking business or to
3 any person, copartnership, or corporation doing business under any
4 law of this state, or of the United States relating to banks, trust
5 companies, building and loan associations, or licensed pawnbrokers,
6 nor shall it apply to any domestic corporation entitled to the bene-
7 fits of chapter one hundred fifty-one (151), acts of the thirty-eighth
8 general assembly (C. C. Secs. 4506, 4507, 4508).

1 SEC. 20. **Coordinating amendment.** That section thirty hun-
2 dred forty-one-a (3041-a), supplemental supplement to the code,
3 1915 (C. C. Sec. 5893), be and the same is hereby amended by in-
4 serting therein after the word "money" in the fifth (5) line thereof,
5 the following words: "in the sum or amount of more than three
6 hundred dollars (\$300);". And that said section thirty hundred
7 forty-one-a (3041-a) be further amended by striking out all of said
8 section after the period following the word "law" in line eleven.

1 SEC. 21. **Omnibus repeal.** All acts and parts of acts inconsistent
2 with the provisions of this act are hereby repealed.

Approved March 16, A. D. 1921.

CHAPTER 36

SCHOOLS AND SCHOOL DISTRICTS

S. F. 298.

AN ACT to amend the law as it appears in section twenty-eight hundred and six (2806), supplement to the code, 1913, (C. C. 2650) relating to the certification and levying of school taxes, the issuing of interest bearing school warrants, and providing for their record and payment, and providing for additional meetings of school boards.

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

1 SECTION 1. **Emergency amendment.** That section twenty-eight
2 hundred and six (2806) of the supplement to the code, 1913, be and
3 the same is hereby amended by adding thereto the following:

SEC. 2. Failure to estimate and certify for general fund.

1 That in case the school board of any school corporation has failed
2 to estimate and certify to the board of supervisors a sufficient sum
3 for the general fund to pay the running expenses of conducting the
4 school for the school year ending June 30th, 1921, or in the event
5 that there are outstanding warrants issued on the general fund grow-
6 ing out of the operating expenses of the school for any previous school
7 year, such school board may at any time prior to April 15th, 1921,
8 estimate and certify to the board of supervisors such additional
9 amount for the general fund as may be necessary to pay the running
10 expenses of conducting the school for the school year ending June
11 30th, 1921, and for the payment of such outstanding warrants drawn
12 on the general fund. But said additional levy shall not exceed, in-
13 clusive of the estimate made by the school board in the year 1920,
14 and levied by the board of supervisors, one hundred dollars (\$100.00)
15 for each person of school age residing within the school corpora-
16 tion, as shown by the last report of the county superintendent, but
17 one thousand dollars (\$1000.00), inclusive of the amount levied by
18 the board of supervisors in September 1920, may be estimated by
19 any school board and levied on any school corporation by the board
20 of supervisors.

1 **SEC. 3. Emergency levy.** That whenever an estimate for ad-
2 ditional taxes is certified to the board of supervisors hereunder it
3 shall levy the same at its next meeting after the same is filed with
4 the county auditor, and the auditor shall at once notify the secretary
5 of the school board that the levy has been made. One-half of said
6 tax shall be due January 1st, 1922, and one-half due January 1st,
7 1923, and payable the same as other taxes of said years.

1 **SEC. 4. Anticipation of emergency levy.** Such school board is
2 hereby authorized to anticipate the proceeds of the tax hereby au-
3 thorized and to issue and sell at par, interest bearing warrants in an
4 amount not exceeding the uncollected taxes which have been cer-
5 tified to and levied by the board of supervisors hereunder to run for
6 a period not to exceed three (3) years and draw interest at a rate
7 not exceeding six per cent (6%) per annum, and the money received
8 from the sale of said warrants shall be used only for the purpose
9 of paying the actual running expense of operating the school for
10 the school year ending June 30, 1921, and paying outstanding war-
11 rants issued prior thereto for operating expenses. It shall be the
12 duty of the school board to provide a separate fund for the anticipated
13 taxes as herein provided, and to hold the same separate and apart,
14 in trust, for the payment of said warrants and interest.

1 **SEC. 5. Record of emergency warrants.** The secretary shall
2 keep an accurate record of the number and amount of such outstand-
3 ing warrants, and each warrant shall show on its face that it was is-
4 sued hereunder, and shall be registered in the office of the treasurer
5 of the school corporation.

1 SEC. 6. **Publication clause.** This act being deemed of immedi-
 2 ate importance shall be effective and in force from and after its
 3 publication in the Des Moines Register and the Des Moines Capital,
 4 two daily newspapers in Des Moines, Iowa.

Approved March 17, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Register March 18, 1921, and in the Des Moines Capital March 19, 1921.

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

CHAPTER 37

MUNICIPAL BAND FUND

H. F. 479.

AN ACT to authorize a tax levy in cities and towns for the purpose of providing a fund for the maintenance or employment of a band for musical purposes, and providing for submission of the question of the levying of a tax for such purpose to the voters of such cities and towns.

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

1 SECTION 1. **Levy for municipal purposes.** Cities having a pop-
 2 ulation of not over forty thousand (40,000) and towns, howsoever
 3 organized and irrespective of their form of government, may, when
 4 authorized as hereinafter provided, levy each year a tax of not to
 5 exceed two (2) mills for the purpose of providing a fund for the
 6 maintenance or employment of a band for musical purposes.

1 SEC. 2. **Petition.** Said authority shall be initiated by a petition
 2 signed by ten per cent (10%) of the legal voters of the city or town,
 3 as shown by the last regular municipal election. Said petition shall
 4 be filed with the council or commission and shall request that the
 5 following question be submitted to the voters, to wit: "Shall a tax
 6 of not exceeding (here insert number) mills be levied each year for
 7 the purpose of furnishing a Band Fund?"

1 SEC. 3. **Submission to election.** When such petition is filed, the
 2 council or commission shall cause said question to be submitted to
 3 the voters at the first following general municipal election.

1 SEC. 4. **Duty to levy tax.** Said levy shall be deemed authorized
 2 if a majority of the votes cast at said election be in favor of said
 3 proposition, and the council or commission shall then levy a tax suf-
 4 ficient to support or employ such band not to exceed two (2) mills
 5 on the assessed valuation of such municipality.

1 SEC. 5. **Revocation of authority.** A like petition may at any
 2 time be presented to the council or commission asking that the fol-
 3 lowing proposition be submitted, to wit: "Shall the power to levy a
 4 tax for the maintenance or employment of a band be cancelled?"
 5 Said submission shall be made at any general municipal election as
 6 heretofore provided, and if a majority of the votes cast be in favor
 7 of said question, no further levy for said purpose shall be made.