

CHAPTER 114

PUBLIC FUNDS

H. F. 494.

AN ACT to amend the law as it appears in section one hundred thirteen (113), supplement to the code, 1913, (C. C. Sec. 150), and section fourteen hundred fifty-seven (1457), supplement to the code, 1913, (C. C. Sec. 4767), relating to the payment of interest on public funds.

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

1 SECTION 1. Interest on state funds. That the law as it appears
2 in section one hundred thirteen (113), supplement to the code, 1913,
3 (C. C. Sec. 150), be and the same is hereby amended by striking out
4 all that part of said section following the period after the word "law"
5 in line seven of said section and enacting in lieu thereof the follow-
6 ing: "On the money remaining on deposit, such depositary shall pay
7 to the treasurer of state, for the use of the state, interest at the rate
8 of two and one-half per cent per annum at such times as it shall be
9 agreed upon between said treasurer and the depositary aforesaid, with
10 the approval of the executive council.

1 SEC. 2. Interest on county funds. That the law as it appears in
2 section fourteen hundred fifty-seven (1457), supplement to the code,
3 1913, (C. C. Sec. 4767), be and the same is hereby amended by strik-
4 ing out the word "two" in line nine of said section and inserting in
5 lieu thereof the words "two and one-half".

Approved April 4, A. D. 1921.

CHAPTER 115

JITNEY BUSES

H. F. 502.

AN ACT repealing section seven hundred fifty-four-a (754-a), supplemental supplement to the code, 1915, (C. C. Sec. 3814) and enacting in lieu thereof provisions for the licensing, regulating and limiting the operation of so-called jitney busses and all motor vehicles operating and engaged in carrying passengers for hire on a plan similar to that followed by street railway companies, upon the streets and avenues of cities or towns, including cities or towns acting under the commission form of government, cities acting under special charter and cities acting under the manager form of city government and providing penalties for the violation of this act.

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

That section seven hundred fifty-four-a (754-a), supplemental supplement to the code, 1915, (C. C. Sec. 3814), hereby is repealed and there is enacted in lieu thereof the following:

1 SECTION 1. Power to regulate and license. That cities and towns,
2 including cities acting under the commission form of govern-
3 ment, cities acting under special charter and cities acting under the
4 city manager plan of government, shall have power, under the restric-

5 tions and conditions hereinafter named, to regulate and license so
6 called jitney busses and all motor vehicles operating upon the streets
7 and avenues of such cities and towns and engaged in carrying pas-
8 sengers for hire on a plan similar to that followed by street railway
9 companies; to require such vehicles to be operated over reasonable
10 routes and upon reasonable schedules; to impose penalties within the
11 limits of section six hundred eighty (680) of the code of 1897, for
12 the violation of any ordinance enacted hereunder, not inconsistent and
13 in conflict with this act.

1 **SEC. 2. Exclusion from certain streets.** That the city or town
2 council may prohibit any such jitney bus or motor vehicle from oper-
3 ating on that part of any such street or avenue on which there is oper-
4 ated a street car line or lines when such street car line is maintained
5 and operated under a franchise granted by any such city or town,
6 provided, however, that such jitney or motor bus may cross such
7 street or avenue at right angles with said street car line or lines, and
8 in addition thereto, said jitney or motor busses may travel over
9 such streets and avenues so far only as is necessary to cross bridges,
10 and further provided that said busses and vehicles may have a ter-
11 minus in the business district of such city or town, and for the pur-
12 pose of going to and from such terminus said busses and vehicles may
13 travel over such portion only of said prohibited streets and alleys
14 as is necessary to connect directly with the licensed route of said
15 busses and vehicles over the streets and alleys on which there are no
16 street car line or lines.

1 **SEC. 3. License—bond—showing in re car and driver.** That no
2 such license shall be granted by any such city or town unless and until
3 the applicant therefor shall:

4 (a) File in the office of the clerk of the district court of the coun-
5 ty in which said city or town may be located, an indemnity bond with
6 sureties to be approved by the clerk of said district court, which said
7 sureties shall qualify as provided in chapter 12, title three (3) of the
8 code, 1897, and amendments thereto. The said bond shall inure to
9 the benefit of the estate of any passenger killed and to the benefit of
10 any passenger who may suffer bodily injury or property damage by
11 reason of negligence or misconduct on the part of the driver, owner
12 or operator of any such jitney bus or motor vehicle. The said bond shall
13 be in the following penal sums to wit: If there is carried in such
14 jitney bus or motor vehicle less than ten passengers at least \$5000.00
15 (five thousand dollars) and if there is carried therein ten passengers
16 or more at least \$10,000.00 (ten thousand dollars), provided, however,
17 in lieu of such bond there may be filed in such office a liability insur-
18 ance policy issued by a company authorized to do business in the state
19 of Iowa in like amounts for a single claim as for the bonds above pro-
20 vided, and conditioned that the same shall inure to the benefit of any
21 passenger upon such vehicle or vehicles in the same manner and way
22 as the bonds above provided. When said bond or policy is approved
23 by said clerk he shall file the same in his office for the purpose herein
24 expressed and shall receive for filing and approving the same a fee
25 of one (\$1.00) dollar.

26 (b) After the said bond or liability insurance policy is thus ap-
27 proved, file in the office of the clerk of such city or town an applica-
28 tion for such license stating the type of motor car or jitney bus to

29 be used; the horse power and the factory number thereof; the state
 30 license number thereof; the seating capacity thereof according to its
 31 trade rating; the age, name and residence of the person to be in the
 32 immediate charge thereof as driver and a statement showing that
 33 such driver has attained the age of at least eighteen full years, and
 34 if more than one person is to be in the immediate charge of such jit-
 35 ney or motor bus, then there must be given the name, age and resi-
 36 dence of each said person and a statement showing that each of said
 37 persons has attained the age of eighteen full years; the street or streets
 38 upon which it is intended to operate; the qualifications and experi-
 39 ence of the person who is to be the driver of such jitney or motor bus,
 40 and if more than one person is to drive the same, then a statement of
 41 qualification of each such person; the name of the owner or owners
 42 of the bus or busses proposed to be operated and a statement that
 43 the said bond herein above named has been filed and approved as here-
 44 in above provided.

1 SEC. 4. **Rejection or granting of application.** That the city or
 2 town council may grant or reject the said application and if the said
 3 application is rejected other applications may be made and likewise
 4 the city or town council may grant or reject the same.

1 SEC. 5. **Penalty.** That it shall be unlawful for any such jitney
 2 or motor bus to thus operate upon any such streets or avenues with-
 3 out said license and any person, corporation or copartnership who
 4 shall operate any such jitney or motor bus without such license shall
 5 be held guilty of a misdemeanor and punished by a fine of not less than
 6 fifty (\$50.00) dollars, nor more than three hundred (\$300.00) dollars,
 7 or shall stand committed to the county jail for a period not exceeding
 8 sixty days.

1 SEC. 6. **Publication clause.** That this act, being deemed of im-
 2 mediate importance, shall take effect from and after publication in
 3 the Des Moines Capital and Sioux City Journal, newspapers published
 4 in Des Moines, and Sioux City, Iowa, respectively.

Approved April 4, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Capital and
 the Sioux City Journal April 6, 1921.

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

CHAPTER 116

DRAINAGE

H. F. 510.

AN ACT to amend section nineteen hundred eighty-nine-a nine (1989-a9), (C. C. Sec. 4844), and section nineteen hundred eighty-nine-a thirty-four (1989-a34), (C. C. Sec. 4882), of chapter two-A (2-A), title X, supplement to the code, 1913, relating to the payment on drainage work.

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

1 SECTION 1. **Monthly estimates—payment.** That section nine-
 2 ten hundred eighty-nine-a nine (1989-a9), supplement to the code,