

CHAPTER 15

NEPOTISM

H. F. 391

AN ACT to prohibit nepotism within this state.

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

1 **SECTION 1. Employment prohibited—exceptions.** It shall hereafter
2 be unlawful for any person elected or appointed to any public office
3 or position under the laws of the state of Iowa or by virtue of the
4 ordinance of any city or town in said state, to appoint as deputy,
5 clerk or helper in said office or position to be paid from the public
6 funds, any person related by consanguinity or affinity, within the
7 third degree, to the person elected, appointed, or making said appoint-
8 ment, unless such appointment shall first be approved by the officer,
9 board, council, or commission whose duty it is to approve the bond
10 of the principal. Provided, this provision shall not apply in cases
11 where such person appointed receives compensation at the rate of
12 six hundred dollars (\$600.00) per year or less, nor shall it apply to
13 persons teaching in public schools.

1 **SEC. 2. Penalty.** No person so unlawfully appointed or employed
2 shall be paid or receive any compensation from the public money and
3 such appointment shall be null and void and any person or persons
4 so paying the same or any part thereof, together with his bondsmen,
5 shall be liable for any and all moneys so paid.

1 **SEC. 3. Applicability of act.** Nothing in this act shall be construed
2 to vacate any appointment now effective and to the end of the
3 present term.

Approved April 12, A. D. 1923.

CHAPTER 16

MINES AND MINERALS

H. F. 366

AN ACT to require mine inspectors to post notice of conditions found in any mine where inspected in the performance of their duty, and to provide a penalty for the destruction thereof.

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

1 **SECTION 1. Posting of inspector's reports.** The mine inspectors
2 immediately after their inspection shall post or cause to be posted
3 a summary report of the conditions found in any mine, together with
4 any requests or orders made for changes or repairs. Such report
5 shall be posted at some convenient and conspicuous place to which

6 employees of such mine and their representatives shall have free
7 access thereto.

1 **SEC. 2. Duty of mine owner.** The owner, operator, lessee, or per-
2 son in charge of every mine in this State, subject to inspection, shall
3 provide a suitable place for the posting of such report, which shall
4 be so constructed as to protect such report, when posted, from the
5 weather and improper removal thereof. The place for posting such
6 report and means of protection therefor, shall conform to the direc-
7 tion and approval of the mine inspector in the respective district.

1 **SEC. 3. Unlawful destruction.** Any person without the consent of
2 the mine inspector who intentionally destroys such report or place
3 for keeping the same, shall be deemed guilty of a misdemeanor.

Approved April 9, A. D. 1923.

CHAPTER 17

PEACE OFFICERS

S. F. 372

AN ACT to provide for paying from the general funds of the state compensation for all injuries or death of any law enforcing officer injured or killed while in line of duty or from causes arising out of or sustained from their official employment, except policemen pensioned under the policemen's pension fund.

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

1 **SECTION 1. Injury in line of duty.** That henceforth any policeman
2 (except those pensioned under the policemen's pension fund created
3 by law), any sheriff, marshal, constable and any and all of their
4 deputies, and any and all other such legally appointed or elected law
5 enforcing officers, who shall, while in line of duty or from causes
6 arising out of or sustained while in the course of their official employ-
7 ment, meaning while in the act or making or attempting to make an
8 arrest or giving pursuit, or while performing such official duties where
9 there is peril or hazard peculiar to the work of their office, be killed
10 outright, or become temporarily or permanently physically disabled
11 or if said disability result in death, shall be entitled to compensation,
12 the same to be paid out of the general funds of the state for all said
13 injuries or disability.

14 Where death occurs, said compensation shall be paid to the de-
15 pendents of the officer, as defined in workmen's compensation law.
16 Said compensation shall be fixed by and based on the maximum allowed
17 and designated in the schedule of compensation for injuries and death
18 allowable under the workmen's compensation act.

19 The handling and adjudication of all of said cases on behalf of the
20 state shall be performed by the industrial commissioner, or thru his
21 office, as he may direct.

Approved April 16, A. D. 1923.