

11 liability for insurance risks or for expenses shall attach against such
 12 member in that particular year if he shall cancel his contract and
 13 membership on or before April 1."

House File No. 397. Approved April 24, 1933.

CHAPTER 156

BANKS. CONTROL BY BANKING SUPERINTENDENT

S. F. 111

AN ACT amendatory to chapter 412, title 21 of the code, 1931, extending the right of the superintendent of banking to take possession of banking institutions without insolvency proceedings and to protect the debtors and creditors of such institutions and to reorganize or operate the same as shall be set forth herein.

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

1 SECTION 1. The superintendent of banking shall, upon application
 2 of the officers or directors of any state bank, savings bank or trust
 3 company or private bank doing a banking business, have the power,
 4 with the consent of the executive council or of the governor or of
 5 the lieutenant governor, to take over the management of any such
 6 bank and may, at his discretion, manage the same either by its offi-
 7 cers or a part thereof or by any suitable person or persons he may
 8 select for such purpose. Such management, however, not to exceed
 9 beyond one year from the taking possession except with the consent
 10 of the executive council. During the period of such management and
 11 possession by the superintendent of banking, all the remedies at law
 12 or in equity of any creditor or stockholder against any such bank or
 13 trust company shall be suspended, and the statute of limitations
 14 against such claims shall be tolled during such period.

1 SEC. 2. The superintendent of banking, whenever he shall have
 2 taken over the management of any such banking institution as pro-
 3 vided in section 1, shall have the right and power, with the approval
 4 of the executive council, to proceed to wind up its affairs as provided
 5 by law; or may continue the operation of the same, holding all de-
 6 posits in the same, taking in deposits and carrying on the same under
 7 such rules and regulations as he may make for the conduct of its
 8 business and deem for the best interest of the debtors and creditors
 9 of such institution, including the right to compromise any rights,
 10 claims and liabilities of such institution. If such institution is kept
 11 open for business under the management of the banking department,
 12 and new deposits are received, such deposits shall be segregated, and
 13 any new assets acquired on account of such deposits shall be segre-
 14 gated and held in trust especially for such new deposits.

1 SEC. 3. However, if in the opinion of the superintendent of bank-
 2 ing it is deemed advisable to reorganize any banking institution as
 3 set out in section 1 hereof, he shall, with the approval of the executive
 4 council, have power so to do on such terms and conditions as he may
 5 prescribe, including the right to issue stock upon such conditions as

6 he, with the approval of the executive council, may prescribe, for such
7 stock, and which shall be nonassessable.

1 SEC. 4. Nothing in this act shall prevent the voluntary adoption
2 of any form of depositors' agreement not now or heretofore in con-
3 travention of the statutes thereto provided and under any such agree-
4 ment the percentages as provided in section ninety-two hundred
5 thirty-nine-a one (9239-a1), code, 1931, shall be fully applicable.

1 SEC. 5. If, in the opinion of the superintendent of banking, with
2 the approval of the executive council, it is advisable to sell, hypothecate or
3 pledge or exchange any or all of the assets of such banking
4 institutions by said superintendent, the said superintendent is given
5 the power so to do with the reconstruction finance corporation or with
6 any other party he may select.

1 SEC. 6. In so far as the provisions of this act may conflict with
2 other acts or parts thereof, the provisions of this act shall control.

1 SEC. 7. This act being deemed of immediate importance shall be
2 in full force and effect after its passage and publication, as provided
3 by law, in the Daily Courier, a newspaper published at Ottumwa, Iowa,
4 and in the Evening Tribune, a newspaper published at Des Moines,
5 Iowa.

Senate File No. 111. Approved January 20, 1933.

I hereby certify that the foregoing act was published in the Des Moines Tribune,
January 21, 1933, and the Ottumwa Courier, January 21, 1933.

MRS. ALEX MILLER, *Secretary of State.*

CHAPTER 157

BANKS. PUBLIC BODIES MAY ENTER DEPOSITORS' AGREEMENTS

H. F. 541

AN ACT to amend chapter 415, code of Iowa, 1931, to provide for public bodies entering into depositors' agreements in banks during period of management by superintendent of banking under senate file number 111, forty-fifth general assembly and with national banks, and legalizing such agreements heretofore entered into.

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

1 SECTION 1. During the period of management by the superintend-
2 ent of banking of any state bank, savings bank or trust company or
3 private bank pursuant to senate file number 111, forty-fifth general
4 assembly, any county, city, town, township or school district, by its
5 governing board at the board's discretion, may enter into depositors'
6 agreements looking toward the reorganization, reopening or consoli-
7 dation of the bank to the extent of its unsecured and unpreferred
8 claims.

9 The state may so agree through the executive council as to its
10 unsecured and unpreferred claims.

11 The board of supervisors may at its discretion, enter into such
12 depositors' agreements as to taxes for the state, school, townships,
13 cities, towns, motor vehicle fund, primary road fund or other purposes