

12 cial compensation, benefit, privilege, or other thing of value that is  
 13 not and cannot legally be made available to all other pupils enrolled  
 14 in such high school. Any superintendent or board members respon-  
 15 sible for such unlawful act shall each be personally liable to a fine of  
 16 not to exceed one hundred dollars. Action to recover such penalty or  
 17 action to enjoin such unlawful act may be instituted by the board of  
 18 any school district or by a taxpayer in any school district."

Senate File 80. Approved April 16, 1935.

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### CHAPTER 39

#### SCHOOLS. TEACHERS' MINIMUM WAGE

##### H. F. 4

AN ACT to amend chapter sixty-five (65), section one (1), acts of the Forty-fifth General Assembly, relating to the minimum salary of teachers.

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

1 SECTION 1. Chapter sixty-five (65), section one (1), acts of the  
 2 Forty-fifth General Assembly, is amended by striking from line 5  
 3 the words and figures "forty dollars (\$40.00)" and inserting in lieu  
 4 thereof the words and figures "fifty (50) dollars."

House File 4. Approved April 5, 1935.

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### CHAPTER 40

#### SCHOOLS. TEACHERS' PENSION FUND

##### H. F. 379

AN ACT to repeal section forty-three hundred forty-six (4346), code, 1931, as amended by chapter one hundred twenty-one (121), section fourteen (14), acts of the Forty-fifth General Assembly, and to enact a substitute therefor relating to the creation of the pension fund in independent school districts adopting the pension and annuity retirement system for public school teachers.

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

1 SECTION 1. That section forty-three hundred forty-six (4346), code,  
 2 1931, as amended by chapter one hundred twenty-one (121), section  
 3 fourteen (14), acts of the Forty-fifth General Assembly, be and the  
 4 same is hereby repealed and the following enacted in lieu thereof:

1 "SEC. 2. The fund for such retirement system shall be created from  
 2 the following sources:

3 1. From the proceeds of an assessment of teachers in the school dis-  
 4 trict not exceeding one per cent of their salaries in a given school year,  
 5 or such greater percentage as the board of directors of such school dis-  
 6 trict may authorize and a majority of such teachers shall, at the time  
 7 of such authorization by the board, agree to pay.

8 2. From the proceeds of an annual tax levy, not exceeding the  
 9 amount produced in the current school year by the assessment of teach-  
 10 ers as provided in the preceding paragraph of this section.

11 3. From the interest on any permanent fund which may be created  
 12 by gift, bequest, or otherwise."

1 SEC. 3. This act being deemed of immediate importance shall be in  
 2 full force and effect from and after its publication in the Park Avenue  
 3 News, a newspaper published at Des Moines, Iowa, and Plain Talk, a  
 4 newspaper published at Des Moines, Iowa.

House File 379. Approved April 29, 1935.

I hereby certify that the foregoing act was published in the Des Moines Park Avenue News and the Des Moines Plain Talk, May 2, 1935.

MRS. ALEX MILLER, *Secretary of State.*

#### CHAPTER 41

##### SCHOOL GARDENS OR FARMS

H. F. 115

AN ACT to repeal sections forty-four hundred forty (4440) to forty-four hundred forty-five (4445), inclusive, code, 1931, relating to state aid for certain school activities.

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

1 SECTION 1. Sections forty-four hundred forty (4440) to forty-four  
 2 hundred forty-five (4445), inclusive, code, 1931, are hereby repealed.

House File 115. Approved March 13, 1935.

#### CHAPTER 42

##### PRIMARY ROADS. REFUNDING BONDS

S. F. 65

AN ACT to authorize the issuance and sale of primary road refunding bonds in counties whose indebtedness may be in excess of the legal limitations; to require that funds received by the county treasurer from the sale of such refunding bonds shall be deposited in a special trust account; to provide that such funds shall be computed as an offset against the indebtedness of said county; to provide that the issuance of such bonds shall not be regarded as incurring an indebtedness; to require that any other funds received by the county treasurer for the payment of primary road bonded indebtedness or interest thereon shall be deposited in such special trust account, and to prohibit the use of any of such funds for any purpose other than the payment of primary road bonded indebtedness of said county and interest thereon and to repeal all laws to the extent they conflict therewith.

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

1 SECTION 1. Any county which has primary road bonded indebted-  
 2 ness outstanding is hereby authorized to issue and sell primary road  
 3 refunding bonds, notwithstanding that at the time of such issuance  
 4 and sale the indebtedness of such county may be in excess of its legal  
 5 limitations. The proceeds of such primary road refunding bonds, to-  
 6 gether with all other funds from time to time coming into the posses-  
 7 sion or control of a county treasurer for the purpose of paying interest  
 8 on or principal of primary road bonded indebtedness shall be by such  
 9 county treasurer converted into a separate account, and any of same  
 10 as may be deposited in an otherwise qualified county depository shall,  
 11 when so deposited, be designated and held by such depository without  
 12 interest as a special trust fund deposit. When funds in any such sep-  
 13 arate account and/or special trust fund deposit shall be held for the