

1 SEC. 135. Any person violating any of the provisions of the fore-
 2 going sections numbered one hundred thirteen (113) to one hundred
 3 thirty-four (134) inclusive, shall, upon conviction, be fined not to
 4 exceed one hundred (100) dollars or be imprisoned in the county jail
 5 not to exceed thirty (30) days.

1 SEC. 135a. Section seventeen hundred three-g fifteen (1703-g15)
 2 is amended by adding to the said section the following:

3 "That the conservation officers are likewise given the power of peace
 4 officers with respect to all violations of the motor vehicle laws and all
 5 public offences committed in their presence."

GENERAL PROVISIONS

1 SEC. 136. If any clause, sentence, paragraph, or part of this act
 2 shall for any reason be adjudged by any court of competent jurisdic-
 3 tion to be invalid, such judgment or decree shall not affect, impair or
 4 invalidate the remainder thereof, but shall be confined in its operation
 5 to the clause, sentence, paragraph or part thereof directly involved in
 6 the controversy in which such judgment shall have been rendered.

1 SEC. 137. This act, being deemed of immediate importance, shall
 2 be in full force and effect from and after its passage and publication
 3 in Evening Journal, a newspaper published in Washington, Iowa, and
 4 in the Denison Bulletin, a newspaper published in Denison, Iowa.

Senate File 450. Approved April 27, 1937.

I hereby certify that the foregoing act was published in the Denison Bulletin, April 29,
 1937, and the Evening Journal, Washington, April 29, 1937.

ROBERT E. O'BRIAN, *Secretary of State.*

CHAPTER 100

CONSERVATION COMMISSION

S. F. 278

AN ACT to provide for an appropriation to the state conservation commission for the construction of sewers and sewage diversion works in Dickinson county, Iowa, which will provide for the protection of the state waters, commonly known as the Iowa great lakes system in said county, and providing for the construction, maintenance, and operation of said works in cooperation with federal or other agencies.

WHEREAS, there is situated in Dickinson county, Iowa, a chain of lakes consisting of Spirit, East Okoboji, West Okoboji, Upper and Lower Gar and Minnewashta lakes; and the incorporated town of Arnolds Park and Spirit Lake now have sewage disposal plants which outlet into said lake system and for which said towns have expended funds or indebted themselves for substantial sums in conforming with the requirements of the state department of health; and the emptying of such sewage into these lakes, which are great natural resources and assets of this state, tends to damage the recreational and biological value of these lakes and jeopardize the public health of the state wide users thereof; and other towns and districts adjacent to this lake system do not have sewage disposal systems at the present time, and hesitate to provide sewage system of their own in view of the experience of Arnolds Park and Spirit Lake and the effect of those installations on the lake system; and,

WHEREAS, it is physically possible to install a comprehensive system of sewage diversion which will provide an outlet serving the incorporated towns, resident districts and residences in the area surrounding these lakes whereby the sewage will have a common outlet remote from the lakes aforesaid, and will not further contaminate them; and the towns, resident districts and individuals in the area aforesaid are financially unable to provide such a system which will be adequate for the high summer population without aid from the state and other agencies; and it is urgent that positive relief be afforded at as early a date as possible to check the rapid increase in contamination of the said state waters, and there is an opportunity at this time to construct the sewage disposal system in cooperation with federal and other agencies; and,

WHEREAS, the state conservation commission is an agency of the state charged with the duties and responsibilities of maintaining and the conservation of the natural resources of the state, therefore,

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

1 **SECTION 1. Purpose.** The purpose of this act is to provide for the
2 improvement of state owned water of Dickinson county, Iowa, known
3 as Spirit Lake, East Okoboji, West Okoboji, Upper Gar Lake, Lake
4 Minnewashta and Lower Gar Lake, by providing for the construction
5 of a sewage diversion system whereby sewage from the area surround-
6 ing said lakes may be cared for by a common system that will not
7 empty into said lakes, and to further provide a method financing, con-
8 struction, maintenance and operation of said system or works.

1 **SEC. 2. Jurisdiction.** The state conservation commission is hereby
2 given authority to acquire jurisdiction by lease, gift, grant, purchase
3 or condemnation of any land or water or utility necessary to provide
4 structures and necessary for fulfilling the purposes of this act.

1 **SEC. 3. Powers and duties.** For the specific purposes of this act
2 the state conservation commission is hereby authorized and em-
3 powered: .

4 1. To enter into such agreements with the federal government or
5 agency thereof, city or town councils, board of supervisors of Dickin-
6 son county, corporations, associations, individuals and any and all pub-
7 lic agencies necessary to carry out the purpose of this act.

8 2. To accept all money, material, labor, services or other items of
9 cost that will facilitate or aid in the construction of this project or its
10 operation and maintenance and to expend or utilize the same.

11 3. To enter into agreements with any responsible association, cor-
12 poration or firm or the board of supervisors of Dickinson county, the
13 council of any city or town, whereby such city or cities, town or towns,
14 association, corporation or firm, or the board of supervisors of Dickin-
15 son county shall undertake the care, operation and maintenance of
16 the improvements herein provided for, or any part thereof or the use
17 thereof or contribution toward the cost thereof. Cities and towns and
18 the board of supervisors of Dickinson county in addition to the powers
19 already granted them are hereby authorized and empowered to aid
20 in the construction of, or the maintenance and operation of such sew-
21 age system or any part thereof, and to enter into any necessary con-
22 tracts therefor, and to pay the expense thereof from the general fund,

23 the sewer fund, the sewer district fund, or the sewer outlet purifying
 24 plant and dumping ground fund, or any other fund that may be legally
 25 available, of such county, city or town, as the case may be.

1 SEC. 4. **Appropriation.** There is hereby appropriated out of the
 2 state funds now available for the division of emergency relief of the
 3 state board of social welfare the sum of \$125,000.00, or as much thereof
 4 as may be needed, which sum shall be available to the state conserva-
 5 tion commission for the purposes of this act when the project for which
 6 this appropriation has been made is approved by the federal govern-
 7 ment and when the federal government has made available its funds
 8 for the development of this project.

1 SEC. 5. **Constitutionality.** If any section, subsection, clause, sent-
 2 ence or phrase of this act is for any reason held to be unconstitutional
 3 and/or invalid such decision shall not affect the validity of the re-
 4 maining portions of this act.

1 SEC. 6. Nothing in this act shall be construed as creating any
 2 obligation on the state for maintenance or cost of operation of said
 3 sewage diversion system.

1 SEC. 7. **Publication.** This act, being deemed of immediate impor-
 2 tance, shall be in full force and effect from and after its passage and
 3 publication in the Everly News, a newspaper published in Everly,
 4 Iowa, and in the Spirit Lake Beacon, a newspaper published in Spirit
 5 Lake, Iowa.

Senate File 278. Approved May 13, 1937.

I hereby certify that the foregoing act was published in the Everly News, May 27,
 1937, and the Spirit Lake Beacon, May 20, 1937.

ROBERT E. O'BRIAN, *Secretary of State.*

CHAPTER 101

CIVIL ENGINEERS

S. F. 77

AN ACT to amend, revise and codify chapter eighty-nine (89) of the code of Iowa, 1935, relating to the practice of professional engineering and land surveying; creating a board of engineering examiners and defining the duties and qualifications of the members of such board; defining the terms "professional engineering" and "land surveying;" and providing for the examination and registration of persons engaged in the practice of professional engineering and land surveying; and providing penalty for violations of this act.

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

1 SECTION 1. That chapter eighty-nine (89) of the code of Iowa,
 2 1935, be amended, revised and codified to read as follows:

3 1854. **Registered engineers and surveyors.** No person shall prac-
 4 tice professional engineering or land surveying in the state unless he
 5 be a registered professional engineer or a registered land surveyor
 6 as provided in this chapter, except as permitted by the last section
 7 thereof.