

CHAPTER 54

COMPENSATION OF OFFICERS AND MEN IN THE MILITARY SERVICE

H. F. 44

AN ACT to amend section four hundred sixty-seven-f twenty-one (467-f21), code, 1935, relative to compensation of officers and enlisted men while in active service of the state, and compensation to their dependents for death as a result of illness or disease contracted in line of duty while in such active service.

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

1 SECTION 1. Section four hundred sixty-seven-f twenty-one (467-
2 f21), Code, 1935, is hereby amended as follows:

3 1. By inserting after the word "States." in the fifth line of the first
4 paragraph the following sentence: "If the said active service is under
5 martial law or is aid to civil authorities, enlisted men shall receive an
6 additional sum of one dollar (\$1.00) per day; provided, however, that
7 no officer or enlisted man who is an employee of the state and receives
8 compensation from the state as such employee during said active serv-
9 ice shall receive the compensation herein provided."

1 SEC. 2. Any claim for the death or for illness or disease contracted
2 in the line of duty while in active service shall be filed with the adjutant
3 general within six months from the date of the death or the contrac-
4 tion of the illness or disease of any officer or enlisted man.

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

Approved April 20, 1939.

I hereby certify that the foregoing act was published in the Ames Daily Tribune, April 26, 1939, and the Plain Talk, Des Moines, Iowa, April 27, 1939.

EARL G. MILLER, *Secretary of State.*

CHAPTER 55

MILITARY CODE

H. F. 45

AN ACT to amend the military code, chapter twenty-eight-F one (28-F1), code, 1935, by providing for the transfer of civil or criminal cases on file in any court of record within a county where a military district has been established under martial law, to any court of record outside the military district; and to provide for the establishment of a military court or commission within a military district, and to prescribe the powers and duties of such military court or commission.

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

1 The military code, chapter twenty-eight-F one (28-F1), Code, 1935,
2 is amended by adding thereto the following:

1 SECTION 1. When a military district is established under martial
2 law, the chief justice or an associate justice of the supreme court may,
3 upon written agreement of the parties or their attorneys, or good cause

4 being shown, order any civil or criminal case on file in the office of
 5 the clerk of any court of record within the military district transferred
 6 to any court of record outside of the military district. The said cause
 7 shall be docketed without fee and proceed in all respects with the same
 8 force and effect as though transferred on a change of venue. When
 9 the said military district is dissolved, the cause and all proceedings
 10 in connection therewith may be retransferred by the court to the origi-
 11 nal court, where it shall be redocketed without fee.

1 SEC. 2. The governor may establish within the military district a
 2 military court or commission to take jurisdiction and cognizance of
 3 all public offenses against the peace and dignity of the state, and the
 4 violation of ordinances and military rules and regulations which are
 5 now, or may hereafter be, promulgated or enacted for the preservation
 6 of law and order and the public safety.

7 The military court or commission may make such orders, judgments,
 8 and decrees in civil cases as may be agreed upon by the litigants or
 9 their attorneys, or as may be necessary because of an emergency or
 10 to prevent waste, with the same force and effect as though made and
 11 entered by a judge of the district court in regular term time. The
 12 said court or commission shall have full power and authority to issue
 13 all necessary process for the conduct of its proceedings, and like power
 14 to compel the attendance of witnesses therein as are exercised by civil
 15 courts of the state.

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 Dallas County
 3 News, a newspaper published in the town of Adel, Iowa, and in the
 4 Altoona Herald, a newspaper published in the town of Altoona, Iowa.

Approved April 20, 1939.

I hereby certify that the foregoing act was published in the Dallas County News, Adel,
 Iowa, April 26, 1939, and the Altoona Herald, Altoona, Iowa, April 28, 1939.

EARL G. MILLER, *Secretary of State.*

CHAPTER 56

MILITARY CODE

H. F. 46

AN ACT to amend the military code, chapter twenty-eight-F one (28-F1), code, 1935, by providing that the judge advocate shall become an assistant attorney general during the period when the National Guard is in state service.

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

1 SECTION 1. Chapter twenty-eight-F one (28-F1), Code, 1935, is
 2 hereby amended by adding thereto the following:

3 "When troops are called into service of the state by the governor
 4 under martial law or as aid to the civil authorities, the judge advocate
 5 shall, in addition to his other duties, become an assistant attorney
 6 general for the duration of the emergency."

1 SEC. 2. This act being deemed of immediate importance shall be
 2 in full force and effect from and after its passage and publication in