

CHAPTER 115

PENALTY FOR SECOND CONVICTION IN A CRIMINAL ACTION

H. F. 116

AN ACT to amend section one thousand nine hundred sixty-four (1964), Code, 1939, by changing the penalty for a second conviction of a violation of any of the provisions of title six (VI) of said Code.

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

1 Subsection (a) of subsection three (3) of section one thousand nine
2 hundred sixty-four (1964), Code, 1939, is hereby amended by inserting
3 following the word "jail" in line four (4) thereof the following: "or
4 the state penitentiary".

Approved March 19, 1941.

CHAPTER 116

DISPOSAL OF DEAD BODIES

H. F. 209

AN ACT to amend section two thousand three hundred eighteen (2318), Code, 1939, relating to death certificates, burial and removal permits and providing an exception for filing same, where it is impossible to secure such certificate, burial or removal permit without delay.

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

1 SECTION 1. Section two thousand three hundred eighteen (2318),
2 code, 1939, is hereby amended by adding the following after the period
3 (.) at the end of subsection two (2):
4 "Provided, that in cases where it is impossible to secure such certi-
5 ficate, burial or removal permit without delay, the state registrar
6 may permit the attending embalmer or his registered student, to
7 remove a body from or into any registration district in the state on
8 the condition that such certificate, removal or burial permit will be
9 secured and properly filed before the body is buried or otherwise
10 disposed of, said permit to be executed in triplicate on a form prepared
11 by the state department of health."

Approved March 24, 1941.

CHAPTER 117

REGISTRATION OF VITAL STATISTICS

H. F. 407

AN ACT to repeal sections two thousand three hundred eighty-five (2385), two thousand three hundred eighty-six (2386), two thousand three hundred eighty-nine (2389), two thousand three hundred ninety (2390), two thousand three hundred ninety-one (2391) and two thousand three hundred ninety-five (2395), all in the Code, 1939, and to amend sections two thousand three hundred eighty-four (2384), two thousand three hundred ninety-two (2392), two thousand three hundred ninety-

four (2394), two thousand three hundred ninety-six (2396), two thousand four hundred seventeen (2417), and two thousand four hundred twenty-six (2426), Code, 1939, and to amend chapter one hundred fourteen (114), Code, 1939, all relating to the registration of vital statistics and providing for the appointment of a county registrar, and providing for the appointment of local registrars by local boards of health in cities having a population in excess of thirty-five thousand (35,000).

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

1 SECTION 1. Section two thousand three hundred eighty-four (2384),
2 Code, 1939, is hereby amended by adding the following at the end of
3 said section:

4 "5. County registrar shall mean the county registrar of vital sta-
5 tistics."

1 SEC. 2. Section two thousand three hundred eighty-five (2385),
2 Code, 1939, is hereby repealed.

1 SEC. 3. Section two thousand three hundred eighty-six (2386),
2 Code, 1939, is hereby repealed.

1 SEC. 4. Section two thousand three hundred eighty-nine (2389),
2 Code, 1939, is hereby repealed.

1 SEC. 5. Chapter one hundred fourteen (114), Code, 1939, is hereby
2 amended by adding thereto the following section:

3 "The clerk of the district court of each county shall be the county
4 registrar."

1 SEC. 6. Section two thousand three hundred ninety (2390), Code,
2 1939, is hereby repealed.

1 SEC. 7. Chapter one hundred fourteen (114), Code, 1939, is hereby
2 amended by adding thereto the following section:

3 "Each county registrar shall appoint one of his deputy clerks of
4 court as deputy county registrar and said deputy county registrar
5 shall act in his place in case of his absence or disabilities; and such
6 deputy shall, in writing, accept such appointment."

1 SEC. 8. Section two thousand three hundred ninety-one (2391),
2 Code, 1939, is hereby repealed.

1 SEC. 9. Chapter one hundred fourteen (114), Code, 1939, is hereby
2 amended by adding thereto the following section:

3 "The county registrar shall with the approval of the board of super-
4 visors, appoint as many local registrars as are, in his opinion, neces-
5 sary to carry out the provisions of this chapter and shall assign to
6 each local registrar a definite district, except that local registrars
7 in cities having a population of thirty-five thousand (35,000) or more,
8 shall be appointed by the local board of health. A copy of such appoint-
9 ments and assignments shall be kept as a permanent record in the
10 office of the county registrar and a copy thereof shall be forwarded
11 to the state registrar."

1 SEC. 10. Section two thousand three hundred ninety-two (2392),
2 Code, 1939, is hereby amended by striking from lines one (1) and two
3 (2) the following words: ", deputy registrar, or subregistrar,".

1 SEC. 11. Section two thousand three hundred ninety-four (2394),
2 Code, 1939, is hereby amended by striking from line one (1) in sub-
3 section eight (8) the word "tenth" and inserting in lieu thereof the
4 word "third".

5 Said section is further amended by striking from line two (2) in
6 subsection eight (8) the word "state" and inserting in lieu thereof
7 the word "county".

8 Said section is further amended by striking from line six (6) of
9 subsection eight (8) the word "tenth" and inserting in lieu thereof
10 the word "third".

11 Said section is further amended by striking from line seven (7)
12 in subsection eight (8) the word "state" and inserting in lieu thereof
13 the word "county".

1 SEC. 12. Section two thousand three hundred ninety-five (2395),
2 Code, 1939, is hereby repealed.

1 SEC. 13. Chapter one hundred fourteen (114), Code, 1939, is here-
2 by amended by adding thereto the following section:

3 "On the tenth day of every month the county registrar shall transmit
4 to the state registrar, in a stamped, returned envelope furnished by the
5 state registrar, the original certificates transmitted to him by the
6 several local registrars after first making a permanent record thereof
7 in a book to be approved by the state registrar. If no births or deaths
8 occur within the county in any month, he shall on the tenth day of
9 the following month report that fact to the state registrar on a card
10 provided for that purpose."

1 SEC. 14. Section two thousand three hundred ninety-six (2396),
2 Code, 1939, is hereby amended by striking from line four (4) thereof
3 the word "local" and inserting in lieu thereof the word "county".

4 Said section is further amended by striking from line seven (7)
5 thereof the word "subregistrar" and inserting in lieu thereof the
6 words "local registrar".

1 SEC. 15. Section two thousand four hundred seventeen (2417),
2 Code, 1939, is hereby amended by striking from line four (4) thereof
3 the word "state" and inserting in lieu thereof the word "county".

1 SEC. 16. Section two thousand four hundred twenty-six (2426),
2 Code, 1939, is hereby amended by inserting after the word "registrar"
3 in line one (1) thereof the following: "or any county registrar".

Approved April 21, 1941.