

15 privileges and corporate existence of any such corporation are hereby
16 legalized and validated and shall have the same force and effect as if
17 all the laws of this state relating to the organization of corporations
18 and the renewal of their corporate existence had been strictly complied
19 with. Nothing in this section shall affect any pending litigation.

1 SEC. 9. (10413.3) In all cases wherein any corporation organized
2 or purporting to have been organized under the laws of this state for
3 the purpose of constructing and/or operating a bridge, one extremity
4 of which shall rest in an adjacent state, has attempted to merge or
5 consolidate its stock, property, franchises, assets and liabilities with
6 the stock, property, franchises, assets and liabilities of a corporation
7 organized or purporting to have been organized for a similar purpose
8 under the laws of such adjacent state, and such corporations have in
9 fact united and combined their stock, property, franchises, assets and
10 liabilities, such merger or consolidation, together with the action taken
11 in effecting such merger or consolidation, is hereby legalized and
12 validated, and such corporations so merging or consolidating shall be
13 deemed to have become one corporation under such name as shall have
14 been agreed upon, and such corporation shall be deemed on the date
15 of such merger or consolidation to have succeeded to all the property,
16 rights, privileges, assets and franchises and to have assumed all of the
17 liabilities of such merging or consolidating corporations. Nothing
18 in this section shall affect pending litigation.

Approved April 16, 1941.

CHAPTER 292

MARRIAGE LICENSES

S. F. 2

AN ACT to provide certain physical requirements as a prerequisite to the issuance of a marriage license.

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

1 SECTION 1. In addition to the requirements for a marriage license
2 as set out in chapter four hundred sixty-nine (469), Code, 1939, all
3 persons making application for license to marry shall, at any time
4 within twenty (20) days prior to such application, be examined by a
4 duly licensed physician in this state as to the existence of or freedom
5 from syphilis, and it shall be unlawful for the clerk of the district
6 court of any county in this state to issue a license to marry, except as
7 otherwise provided in this chapter, to any person who fails to present
8 for filing with such clerk a certificate signed by such physician setting
9 forth that said person to the proposed marriage is either free from
10 syphilis or not in a stage whereby it may become communicable as
11 nearly as can be determined by a thorough physical examination and
12 such standard microscopic and serological tests as are necessary for
13 the discovery of syphilis.

1 **SEC. 2.** If, on the basis of negative laboratory and clinical findings,
2 the physician in attendance finds no evidence of syphilis, or if any
3 applicant so infected is not in a stage of the disease whereby it may
4 become communicable, said physician shall issue a certificate to the
5 examinee to that effect on a form prescribed by the commissioner
6 of public health and furnished by the office of the Clerk of the District
7 Court. Such certificate of negative findings as to each of the parties
8 to a proposed marriage shall be filed with the clerk of the district
9 court of the county wherein the marriage is to be solemnized, at the
10 time application for a license to marry is made.

1 **SEC. 3.** All standard serological tests for syphilis as required under
2 this chapter shall be made by the state hygienic laboratory of the state
3 department of health or by such other laboratories which are approved
4 by the state department of health. Such tests as may be made by the
5 state hygienic laboratory of the state department of health shall be
6 free of charge. The results of all laboratory tests shall be reported on
7 standard forms prescribed by the commissioner of public health.

1 **SEC. 4.** Irrespective of the laboratory test results and clinical
2 examination findings, the clerk of the district court shall issue a mar-
3 riage license to parties to a proposed marriage when the woman is
4 pregnant at the time of application, and in lieu of the health certificate
5 required under this chapter such clerk of the district court is hereby
6 authorized to accept an affidavit on a form prescribed by the state
7 department of health, signed by an Iowa licensed physician, stating
8 that the woman is pregnant, which affidavit shall be sealed and
9 available only to the contracting parties or to any interested party
10 securing an order of court.

1 **SEC. 5.** Nothing in this chapter shall impair or affect existing laws
2 or rules or regulations made by authority of law relative to the re-
3 porting of cases of venereal disease discovered by physicians in the
4 course of their practice.

1 **SEC. 6.** Any clerk of the district court who shall unlawfully issue a
2 license to marry to any person who fails to present and file the certi-
3 ficate as required in this chapter, and any person or persons who shall
4 disclose or falsify any matter relating or pertaining to the examination
5 of or certificate about any applicant for license to marry or clinical
6 and laboratory tests taken by any party to a proposed marriage, ex-
7 cept as may be required by law, and any person who shall obtain a
8 license to marry contrary to the provisions of this chapter, shall be
9 guilty of a misdemeanor and upon conviction thereof shall be punished
10 by a fine not to exceed one hundred dollars (\$100.00) or by imprison-
11 ment in the county jail not to exceed thirty (30) days.

1 **SEC. 7.** Marriage licenses issued under the provisions of this chapter
2 shall become void and of no effect unless the marriage be solemnized
3 within twenty (20) days following the issuance thereof.

1 **SEC. 8.** Where a party making application for the issuance of a
2 marriage license is a non-resident of the state of Iowa and the state
3 of which he is a resident has a law in effect requiring a test to show

4 freedom from syphilis, as provided in this act, the said applicant shall
 5 be entitled to the issuance of a license provided he furnishes a certifi-
 6 cate conforming to the requirements of the state of which he a resident,
 7 signed by a duly licensed physician of said state, showing freedom from
 8 disease as provided in this act.

9 Where a person resides in a state which requires no physical examin-
 10 ation as a prerequisite to the issuance of a marriage license and desires
 11 to make application for a marriage license in this state the said
 12 person, as a condition to the issuance of said license, shall be required
 13 to file a certificate signed by a duly licensed physician of the state in
 14 which the applicant resides, certifying that the said applicant has been
 15 examined by said physician and that he is free from syphilis or not in a
 16 stage whereby it may become communicable and the certificate shall
 17 be signed by the said physician and sworn to by him and his signature
 18 acknowledged by an officer authorized to administer oaths.

1 SEC. 9. This act being deemed of immediate importance shall be in
 2 full force and effect from and after its publication in the Waterloo
 3 Courier, a newspaper published at Waterloo, Iowa, and in the Mason
 4 City Globe Gazette, a newspaper published at Mason City, Iowa.

Approved April 5, 1941.

I hereby certify that the foregoing act was published in the Waterloo Courier, Water-
 loo, Iowa, April 9, 1941, and the Mason City Globe Gazette, Mason City, Iowa, April 9,
 1941.

EARL G. MILLER, *Secretary of State.*

CHAPTER 293

RECORDS OF ADOPTION

H. F. 541

AN ACT to amend section ten thousand five hundred one and eight tenths (10501.8),
 Code, 1939, relating to records of adoption, by providing for a copy of certain
 adoption records to be sent to the state board of control.

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

1 SECTION 1. Section ten thousand five hundred one and eight tenths
 2 (10501.8), Code, 1939, is hereby amended by striking all after the word
 3 "welfare" in line seven (7) thereof, and by adding thereto the follow-
 4 ing: "and also to the state board of control when the child for adoption
 5 is a ward of the state."

Approved April 21, 1941.