

3 visions of this chapter, and of all persons whose licenses have been sus-
 4 pended or revoked within one year; together with such other infor-
 5 mation relative to the enforcement of the provisions of this chapter
 6 as it may deem of interest to the public. One of such lists shall be
 7 mailed to the clerk of the district court in each county of the state
 8 and shall be held by said clerk of the district court as a public record.
 9 Such lists shall also be mailed by the commission to any person in this
 10 state upon request.

1 SEC. 43. Any person found guilty of violating a provision of this
 2 chapter in a first offense shall be punished by a fine of not to exceed
 3 one hundred dollars or by imprisonment for a term of not to exceed
 4 thirty days in jail.

1 SEC. 44. The commission may refer a complaint for violation of
 2 section one (1) before any court of competent jurisdiction, and it
 3 may take the necessary legal steps through the proper legal officers
 4 of this state to enforce the provisions hereof and collect the penalties
 5 herein provided.

1 SEC. 45. This act shall be effective from and after January 1, 1946.
 Approved April 4, 1945.

CHAPTER 97

WATCHMAKERS AND REPAIRMEN

S. F. 52

AN ACT relating to watchmakers and watchmaking, defining the term "watchmaking", creating a board and other officers, providing for a seal and collection of fees and expenditures, providing for the issuance and revocation of certificates, prohibiting the practice of watchmaking as defined in the act without a certificate; providing penalties for the violation thereof.

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

1 SECTION 1. **Certificate required.** It shall be unlawful, after July
 2 4th, 1945, for any person, co-partnership, association or corporation
 3 to engage in watchmaking as defined in this chapter without first
 4 obtaining a certificate of registration as herein provided. The cer-
 5 tificate shall at all times be conspicuously displayed in the place of
 6 business or employment of the holder thereof.

1 SEC. 2. **Definition.** The term "watchmaking" for the purposes of
 2 this chapter, includes and means the repairing, replacing, rebuilding,
 3 reconditioning, cleaning, adjusting or regulating of the mechanical
 4 parts of watches, clocks and/or time recording instruments and esti-
 5 mating the cost of the repairs thereof, and the manufacturing and
 6 fitting of parts designed for use or used in watches. Such term shall
 7 not include or mean the manufacturing or repairing of watch cases,
 8 nor shall it include or mean the repairing of electric clocks where the
 9 repair is necessary or incidental to the electric mechanism contained
 10 in such clocks, but shall include the repairing of all winding mech-
 11 anisms for time keeping instruments whether they are parts of such

12 cases or not. The term "board" as used in this chapter shall mean
13 the Iowa Board of Examiners in watchmaking.

1 **SEC. 3. Board of Watchmaking Examiners.** (1) There is hereby
2 created a board to be known as the Board of Examiners in watch-
3 making whose duties it shall be to carry out the provisions of this
4 chapter. Such board shall consist of five members, only three of whom
5 shall belong to the same political party, to be appointed by the Gov-
6 ernor. All persons so appointed shall be residents of this state and
7 actually engaged in watchmaking as defined in this chapter, for at
8 least five years immediately preceding the time of their appointment.
9 Within thirty days after the effective date of this chapter, the Gov-
10 ernor shall appoint the board as provided herein. Each member of
11 said board shall hold office for three years and until his successor shall
12 be appointed and qualified, except that in the first appointment, one
13 member shall be appointed for one year, two for two years, two for
14 three years and the term of office in such case shall be designated by
15 the Governor at the time of the appointment. Members of the board
16 before entering upon their duties, shall respectively take and file an
17 official oath. (2) The board shall choose annually, one of its members
18 as Chairman and one as Secretary who shall severally have power to
19 administer oaths and take affidavits, certifying thereto under the seal
20 of the board. The board shall meet at least once every six months
21 or whenever a majority of the board shall call a meeting at Des Moines,
22 Iowa, at the place to be designated by the Chairman. A majority of
23 the board shall constitute a quorum. The Secretary shall give bond
24 in the sum of five thousand dollars (\$5,000.00). The secretary shall
25 keep a full record of the proceedings of the board which shall be open
26 for inspection at all reasonable times. The members of the board
27 shall be compensated as follows: Each member of the board shall
28 be paid a per diem of ten dollars (\$10.00) during sessions of the
29 board, not to exceed, however, two days time at any meeting; also,
30 they shall be paid their actual traveling expenses in attending the
31 meeting; the Secretary in addition to such per diem and expenses
32 may be paid annually a salary to be fixed by the board, but such sal-
33 ary shall not exceed fifteen hundred dollars. The per diem allowed
34 each member of the board shall not exceed the sum of three hundred
35 dollars (\$300.00) in any year. (3) The board shall have power to
36 adopt rules and regulations to carry out the intent of this chapter.
37 The Secretary shall collect the fees and shall pay the same quarterly
38 to the Treasurer of the State of Iowa. (4) The board may appoint
39 such clerks and assistants as it may deem necessary for the execution
40 of its functions and fix their salaries. (5) The board shall on the
41 thirtieth day of June of each year report its proceedings to the State
42 Comptroller including an account of moneys received and disbursed.

1 **SEC. 4. Seal.** The board shall adopt a seal which shall be used to
2 authenticate all of its proceedings and records and licenses to be issued
3 which seal shall be under the control of the Secretary.

1 **SEC. 5. Fees and Expenses.** All examination, license and renewal
2 fees received from such persons licensed to practice watchmaking
3 shall be paid to and collected by the Secretary of the board, who shall
4 remit to the Treasurer of the State quarterly all fees collected, and
5 at the same time render to the State Comptroller an itemized and

6 verified report showing the source from which said fees were obtained.
7 All such fees collected and remitted shall be placed in a special fund
8 by the Treasurer of State and the State Comptroller to be known as
9 the "Watchmaker's fund", to be used by the board to administer and
10 enforce the laws relating to the practice of watchmaking, to elevate
11 the standards of schools of watchmaking, and to promote the educa-
12 tional and professional standards of watchmakers and watchmaking
13 in this state, and no part of such expense shall be paid out of the gen-
14 eral fund of the state. Any remainder in said fund at the end of
15 each fiscal year, after all expense in carrying out the provisions of
16 this chapter, have been paid, or a sum sufficient for payment thereof
17 set apart, shall be paid into the general fund of the state. Said fund
18 shall be subject at all times to the warrant of the State Comptroller,
19 drawn upon written requisition of the chairman of the board and
20 attested by the secretary, for the payment of all salaries and other
21 expenses necessary to carry out the provisions of this chapter, but in
22 no event shall the total expenses therefor exceed the total fees col-
23 lected and deposited to the credit of said fund.

1 **SEC. 6. Application.** Applicants for certificates shall be examined
2 at a time and place fixed by the board. Applications for examina-
3 tion shall be filed with the board at least ten days before the time
4 set for the examination and shall be accompanied by an examination
5 fee of ten dollars (\$10.00). The applicant shall be of good moral
6 character and shall furnish an affidavit in support of the same from
7 at least two reputable citizens in the community in which he lives;
8 shall be at least nineteen years of age and shall have at least three
9 years previous experience at the bench under the supervision of a
10 watchmaker, holding a certificate under the provisions of this chap-
11 ter, or said applicant shall have had at least one year's schooling in a
12 recognized watchmaker's school, together with one year's experience
13 at the bench under the provisions of this chapter or at least two
14 years schooling in a recognized watchmaker's school.

1 **SEC. 7. Examination.** An applicant to be entitled to a certificate
2 otherwise provided in this chapter shall pass an examination before
3 the board, which examination shall be confined to such knowledge,
4 practical ability, and skill as is essential in the proper repairing of
5 watches, clocks, and time-recording instruments, and shall include
6 an examination of theoretical knowledge of watch construction and
7 repair, and also a practical demonstration of the applicant's skill in
8 the manipulation of watchmaker's tools. The board shall make rules
9 and regulations for conducting examinations, and shall define the
10 standards of workmanship and skill. In case of failure at any exam-
11 ination, the applicant shall have the privilege of taking another exam-
12 ination at any other examination period upon the payment of a fee
13 of five (\$5.00) dollars and the board shall conduct such examinations
14 at least twice in each year.

1 **SEC. 8. Certificates of Registration.** (1) If the Applicant success-
2 fully passes the examination, the Secretary of the board shall register
3 such fact and shall issue to him a certificate of registration. (2) A
4 watchmaker who is not a resident of the State of Iowa, may, in the
5 discretion of the board, be issued a certificate without the examination
6 upon the payment of a fee of ten (\$10.00) dollars and upon filing a

7 written application with the board, together with evidence of five
8 years practice as a watchmaker in some other state immediately pre-
9 vious to the time of the application by furnishing such evidence in
10 connection with his skill as a watchmaker as the board may require.
11 (3) Persons actually engaged in watchmaking within this state prior
12 to the effective date of this chapter shall be exempt from taking the
13 examination herein provided, upon making application for a certifi-
14 cate of registration within six months after said date, accompanied
15 by an application fee of five (\$5.00) dollars and the affidavit of the
16 applicant setting forth the fact of his having actually engaged in
17 watchmaking, together with the affidavits of two freeholders in this
18 state setting forth that they know that the applicant has been so en-
19 gaged in watchmaking and if the board shall be satisfied that such
20 applicant is entitled thereto, it shall cause its secretary to so register
21 such applicant and issue to such person a certificate of registration
22 on a form to be designed by the board. (4) Certificates of registration
23 shall expire on the 30th day of June of each year. Upon the payment
24 of a fee of five (\$5.00) dollars an application for a renewal of the
25 certificate of registration may be made after the 15th day of June in
26 each year. If any applicant upon the effective date of this act is in
27 any branch of the military or naval service of the United States and
28 actively engaged therein or if the applicant at such time is actively
29 employed in national defense work in connection with the war effort
30 then he shall have the right to make application for a certificate under
31 the provisions of this chapter at any time within a period of six months
32 after he is discharged from such military or naval service or discon-
33 tinues his employment in national defense work.

1 **SEC. 9. Apprentice Watchmakers.** Any person sixteen years of age
2 or over, of good moral character, apprenticed to a registered watch-
3 maker, may pursue the trade of watchmaking upon obtaining from
4 the board a certificate of registration as an apprenticed watchmaker,
5 which certificate shall be conspicuously displayed at all times in the
6 place of employment of such apprentice. No apprentice certificate
7 shall be renewed unless the application therefor shall be accompanied
8 by a sworn statement of the employer or employers as to the length
9 of time the applicant has been actually employed under his certificate
10 in the pursuit of the watchmaking trade. Apprentice watchmakers
11 shall pay a fee of One Dollar (\$1.00) for the certificate which shall
12 expire on June 30th of each year and shall pay a renewal fee of One
13 Dollar (\$1.00) annually. Any applicant for a certificate of registra-
14 tion as a watchmaker who fails to pass the examination provided for
15 herein may in the discretion of the board be issued a certificate as an
16 apprentice watchmaker.

1 **SEC. 10. Revocation.** The board may revoke a certificate of regis-
2 tration obtained through error of the board or fraud of the applicant,
3 or if the holder is grossly incompetent, guilty of immoral or unethical
4 conduct, or obtained, or sought anything of value by fraudulent rep-
5 resentation in the practice of watchmaking. The holder of such cer-
6 tificate shall be given thirty days' notice in writing enumerating the
7 charges and fixing a date for the hearing thereon. Such notice shall
8 be given to the certificate holder by registered mail addressed to him
9 at his last known address as shown by the Secretary. At the hearing

10 he shall have the opportunity to defend himself against the charges
 11 and to introduce evidence tending to disprove the charges. If the
 12 board should refuse any such application and refuse to renew any such
 13 license, the applicant may within thirty (30) days after the order of
 14 the board and not afterward appeal therefrom by a writ of certiorari
 15 to the district court where upon such appeal the hearing shall be de
 16 novo and all legal evidence pertaining to the matter of whether or not
 17 such license should be renewed may be submitted, including new evi-
 18 dence not submitted to the board. Upon the expiration of one year,
 19 and after satisfactory proof that the cause of revocation no longer
 20 exists, a person whose certificate has been revoked may be issued a
 21 certificate of registration at the discretion of the board, upon pay-
 22 ment of the fee herein provided.

1 SEC. 11. **Duplicates.** A duplicate of any certificate provided by this
 2 chapter shall be issued upon filing with the Secretary a sworn state-
 3 ment that the original certificate has been lost or destroyed, and upon
 4 payment of One Dollar (\$1.00) for the issuance of the same.

1 SEC. 12. **Conflicting Statutes.** No provisions of law in conflict with
 2 the provisions of this chapter shall have any effect thereon or upon
 3 the rights of any person licensed hereunder.

1 SEC. 13. **Penalty.** Anyone not having a certificate of registration
 2 who shall hold himself out as a watchmaker or as one qualified to do
 3 watchmaking or anyone who shall violate any of the provisions of
 4 this chapter shall be guilty of a misdemeanor and shall be punished
 5 by a fine of not more than One Hundred (\$100.00) Dollars or by im-
 6 prisonment in the County Jail for not more than thirty days or by
 7 both such fine and imprisonment.

Approved April 6, 1945.

CHAPTER 98

BIRTH CERTIFICATES OF ADOPTED CHILDREN

H. F. 218

AN ACT to amend chapter one hundred fourteen (114), code, 1939, relating to registration of vital statistics as pertaining to adoptions or annulment of adoption and substitution of new birth certificates.

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

1 SECTION 1. Chapter one hundred fourteen (114), Code, 1939, is
 2 hereby amended by adding thereto the following section: "When a
 3 decree declaring a child legally adopted or annulment of adoption is
 4 entered in any court of record in this state, an abstract of the decree
 5 upon a form provided for that purpose shall be forwarded by the
 6 clerk of said court to the state registrar of vital statistics on or before
 7 the tenth day of the succeeding month. This certificate or abstract
 8 of the decree of adoption shall be filed with the original record of
 9 birth and shall remain a part of the records of the state bureau of
 10 vital statistics, and shall not be accessible to any one except upon