

## CHAPTER 81

## PUBLIC CONTRACTS AND BONDS

S. F. 450

AN ACT to amend chapter twenty-three (23), Code 1958, relating to public contracts and bonds.

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

1 SECTION 1. Chapter twenty-three (23), Code 1958, is hereby  
2 amended by adding the following section:

3 "It shall be lawful for any municipality to issue revenue bonds, the  
4 principal and interest of which are to be paid solely from revenue  
5 derived from the operations of the project for which such bonds are  
6 issued, notwithstanding that there are other revenue bonds remaining  
7 unpaid which have not matured, provided payment of principal and  
8 interest of such other revenue bonds is not impaired thereby."

Approved April 22, 1959.

## CHAPTER 82

## CIVIL DEFENSE

S. F. 166

AN ACT to create a civil defense administration for the state of Iowa to serve in the event of major man-made disasters or natural disasters; to provide for a director thereof; to define the powers and duties of the director, the civil defense administration and the governor; and to authorize the receipt and expenditure of funds incident to the administration thereof.

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

1 SECTION 1. The Iowa Civil Defense Administration, hereinafter  
2 referred to as the "administration," shall be responsible for the ad-  
3 ministration of civil defense matters in the state of Iowa. The admin-  
4 istration shall direct its services in the event of major man-made  
5 disasters or in the event of natural disasters including, but not lim-  
6 ited to, hurricanes, tornadoes, windstorms or floods.

1 SEC. 2. The administration shall be composed of nine (9) resi-  
2 dents of the state of Iowa appointed by the governor for four (4)  
3 year terms. Membership in the administration shall be representa-  
4 tive of counties, municipalities, target, and rural areas.

5 The administration shall be non-partisan and the members shall be  
6 appointed without reference to their political affiliation. The governor  
7 shall appoint one (1) of the members as chairman and one as vice-  
8 chairman. As the terms of the members so appointed shall expire,  
9 their successors shall be appointed, each for a term of four (4) years;  
10 provided, however, that upon the death, disability or resignation of  
11 any member, the governor shall appoint a person to serve for the  
12 unexpired term.

13 The members of the administration shall serve without compensa-  
14 tion, except that they shall be reimbursed for their actual and neces-

15 sary expenses incurred in performing their duties as members of the  
16 administration.

1 SEC. 3. This Act shall be construed liberally so as to effect the  
2 maximum cooperation of the administration and coordination of its  
3 affairs with agencies and persons acting under the provisions of the  
4 federal civil defense act of 1950, known as Public Law 920, Eighty-  
5 first Congress, Second Session, approved January 12, 1951, and Public  
6 Law 875, Eighty-first Congress, Second Session, approved September  
7 30, 1950, and Public Law 655, Eighty-fourth Congress, signed by the  
8 president July 3, 1956, and Public Law 85-606, Eighty-fifth Congress,  
9 approved August 8, 1958, and any amendments of said four (4) laws.  
10 In addition to the powers set out herein the governor, upon recom-  
11 mendation of the administration, may enter into such agreements as  
12 are required to effect such cooperation and coordination.

1 SEC. 4. The administration shall be under the management of a  
2 civil defense director. The director shall be appointed by and be re-  
3 sponsible to the administration, who shall fix his compensation out of  
4 funds hereafter appropriated to or otherwise available to the admin-  
5 istration for such purpose. The director shall be vested with the  
6 authority to administer civil defense affairs in this state, including  
7 man-made or natural disasters, as provided for herein, and shall be  
8 responsible for preparing and executing the civil defense program of  
9 this state, subject to the direction and control of the administration.

1 SEC. 5. The director, with the approval of the administration,  
2 may employ a deputy director and may employ such technical, clerical,  
3 stenographic and other personnel, and make such expenditures within  
4 the appropriation therefor, or from other funds made available to the  
5 administration for purposes of civil defense, as may be necessary to  
6 carry out the purposes of this Act.

1 SEC. 6. The executive council shall furnish to the administration  
2 suitable offices in the state capitol or other state buildings, or else-  
3 where in the city of Des Moines.

1 SEC. 7. County boards of supervisors, city or town councils and  
2 school boards are hereby authorized to cooperate with the administra-  
3 tion to carry out the provisions of this Act, and may appropriate and  
4 expend public funds therefor.

1 SEC. 8. In carrying out the provisions of this Act, the governor,  
2 the director of the administration, and the executive officers or gov-  
3 erning bodies of political subdivisions of the state are authorized to  
4 utilize, to the maximum extent practicable, the services, equipment,  
5 supplies and facilities of existing departments, officers, and agencies  
6 of the state and of political subdivisions thereof with the exception of  
7 the Iowa national guard.

1 SEC. 9. The comptroller is authorized and directed to draw war-  
2 rants on the treasurer of state for the several sums and for the pur-  
3 poses specified in this Act, upon duly itemized and verified vouchers  
4 that have been approved by the director of the administration.

1 SEC. 10. All purchases under the provisions of this Act shall be  
2 exempt from the taxes imposed by sections four hundred twenty-two

3 point forty-three (422.43) and four hundred twenty-three point two  
4 (423.2) of the Code.

1 SEC. 11. Chapter sixty-one (61), Acts of the Fiftieth General As-  
2 sembly, and section nine (9) of chapter sixty-three (63), Acts of the  
3 Fifty-first General Assembly, are hereby repealed.

1 SEC. 12. No organization for civil defense established under the  
2 authority of the administration shall participate in any form of polit-  
3 ical activity, nor shall it be employed directly or indirectly for political  
4 purposes.

1 SEC. 13. No person shall be employed or associated in any ca-  
2 pacity in any civil defense organization established under this admin-  
3 istration, who advocates or has advocated a change by force or violence  
4 in the constitutional form of the government of the United States or  
5 of this state, or who advocates the overthrow of any government in  
6 the United States by force or violence, or who has been convicted of,  
7 or is under indictment or information charging any subversive act  
8 against the United States. Each person who is appointed to serve in  
9 an organization for civil defense shall, before entering upon his duties,  
10 take an oath in writing, before a person authorized to administer oaths  
11 in this state, which oath shall be substantially as follows:

12 "I ....., do solemnly swear (or affirm) that I will  
13 support and defend the constitution of the United States and the con-  
14 stitution of the state of Iowa, against all enemies, foreign or domestic;  
15 that I will bear true faith and allegiance to the same; that I take this  
16 obligation freely, without any mental reservation or purpose of eva-  
17 sion; and that I will well and faithfully discharge the duties upon  
18 which I am about to enter.

19 "And I do further swear (or affirm) that I do not advocate nor am  
20 I a member of any political party or organization that advocates the  
21 overthrow of the government of the United States or of this state by  
22 force or violence; and that during such time as I am a member of the  
23 (name of the civil defense organization), I will not advocate nor be-  
24 come a member of any political party or organization that advocates  
25 the overthrow of the government of the United States or of this state  
26 by force or violence."

1 SEC. 14. The employees of the administration, upon passing ex-  
2 amination, will become members of the Iowa merit system.

1 SEC. 15. This Act may be cited as the "Iowa Civil Defense Act of  
2 1959".

1 SEC. 16. This Act, being deemed of immediate importance shall  
2 take effect and be in full force from and after its publication in the  
3 Shenandoah Sentinel, a newspaper published in Shenandoah, Iowa,  
4 and in the West Des Moines Express, a newspaper published in West  
5 Des Moines, Iowa.

Approved April 10, 1959.

I hereby certify that the foregoing Act, Senate File 166, was published in the Shen-  
andoah Sentinel, Shenandoah, Iowa, April 15, 1959, and in the West Des Moines Ex-  
press, West Des Moines, Iowa, April 16, 1959.

MELVIN D. SYNHORST, *Secretary of State.*