

STATE OF IOWA

1929

Journal of the Senate

OF THE

Forty-third General Assembly

REGULAR SESSION

CONVENED JANUARY 14, 1929

ADJOURNED APRIL 12, 1929

JOHN HAMMILL, Governor

ARCH W. McFARLANE, President of the Senate

J. H. JOHNSON, Speaker of the House

Published by
THE STATE OF IOWA
Des Moines

FORTY-THIRD GENERAL ASSEMBLY

OFFICERS OF THE SENATE

ARCH W. MCFARLANE, President.....	Waterloo
FRANK SHANE, President Pro Tempore.....	Ottumwa
WALTER H. BEAM, Secretary.....	Martensdale
JAMES G. LAMB, Assistant Secretary.....	Des Moines
ROBERT C. PHILLIPS, Reading Clerk.....	Des Moines
FLORENCE NELSON TIDRICK, Engrossing Clerk.....	Des Moines
MAY HOWELL MYERS, Enrolling Clerk.....	Des Moines
RUTH ALDINGER, General Clerk.....	Primghar
CATHERINE HICKLIN, Journal Clerk.....	Wapello
GRACE M. STEVENS, Journal Clerk.....	Woodbine
E. R. HAGGARD, Bill Clerk.....	Sioux City
JOHN LANGFITT, JR., File Clerk.....	Greenfield
DORIS MOORE, Postmistress.....	Oskaloosa
DON DONNAN, Sergeant-at-Arms.....	Independence
O. W. LOWERY, Chief Doorkeeper.....	Des Moines

ELECTIVE STATE OFFICERS
 Official Address—Des Moines, Iowa

Name	Office	Address
John Hammill.....	Governor.....	Britt
Arch W. McFarlane.....	Lieutenant Governor.....	Waterloo
Ed M. Smith.....	Secretary of State.....	Winterset
J. W. Long.....	Auditor of State.....	Ames
Ray E. Johnson.....	Treasurer of State.....	Muscatine
Mark G. Thornburg.....	Secretary of Agriculture.....	Emmetsburg
John Fletcher.....	Attorney General.....	Des Moines
Charles Webster.....	Railroad Commissioner.....	Waucoma
B. M. Richardson.....	Railroad Commissioner.....	Cedar Rapids
Fred P. Woodruff.....	Railroad Commissioner.....	Knoxville
Agnes Samuelson.....	Superintendent Public Instruction.....	Shenandoah
William D. Evans.....	Judge Supreme Court.....	Hampton
Truman S. Stevens.....	Judge Supreme Court.....	Hamburg
E. G. Albert.....	Judge Supreme Court.....	Jefferson
E. W. Morling.....	Judge Supreme Court.....	Emmetsburg
Lawrence DeGraff.....	Judge Supreme Court.....	Des Moines
James W. Kindig.....	Judge Supreme Court.....	Sioux City
Henry F. Wagner.....	Judge Supreme Court.....	Sigourney
F. F. Faville.....	Judge Supreme Court.....	Fort Dodge
John M. Grimm.....	Judge Supreme Court.....	Cedar Rapids

SENATORS—FORTY-THIRD GENERAL ASSEMBLY

NAME	Address	Age	Occupation	Policies	District	Counties Composing District	Former Legislative Experience
Anderson, C. E.	Stratford	42	Farmer	Rep.	27	Webster, Calhoun	40 40X 41
Baird, W. S.	Co. Bluffs	65	Lawyer, Banker	Rep.	19	Pottawattamie	39 40 40X 41 42 42X
Beatty, Frank M.	Sigourney		Lawyer	Rep.	12	Poweshiek, Keokuk	42 42X
Bennett, O. P.	Mapleton	36	Lawyer, Farmer, Stockman	Rep.	34	Crawford, Harrison, Monona	
Benson, C. A.	Elkader		Farmer	Rep.	36	Clayton	41 42 42X
Bergman, A. H.	Newton	55	Farmer, Manufacturer, Banker	Rep.	29	Jasper	40 40X 41 42 42X
Bissell, Frank	Dexter	50	Farmer	Rep.	17	Dallas, Guthrie, Audubon	
Blackford, A. V.	Bonaparte	56	Merchant, Farmer, Banker	Rep.	2	Van Buren, Jefferson	41 42 42X
Booth, Chas. D.	Harlan	58	Farmer	Rep.	18	Cass, Shelby	42 42X
Brookins, A. T.	Bassett	45	Farmer	Rep.	44	Floyd, Chickasaw	40 40X 41 42 42X
Brush, S. A.	Chelsea	55	Grain Dealer	Rep.	45	Tama, Benton	42 42X
Carden, Wm.	Winfield	52	Life Insurance	Rep.	10	Washington, Henry	42 42X
Carroll, H. B.	Bloomfield	47	Merchant	Rep.	3	Davis, Appanoose	
Christophel, Geo. W.	Waverly	47	Farmer	Rep.	39	Bremer, Butler	41 42 42X
Clark, C. F.	Cedar Rapids	57	Lawyer	Rep.	26	Linn	38 39 40 40X 42X
Clark, E. W.	Mason City	52	Insurance	Rep.	43	Cerro Gordo, Franklin, Hancock	
Clark, W. A.	Pleasantville	61	Farmer	Rep.	15	Marion, Monroe	41 42 42X
Clearman, Geo. M.	Oxford	58	Farmer	Rep.	25	Johnson, Iowa	41 42 42X
Cochrane, Wm.	Red Oak	61	Manufacturer, Banker	Rep.	8	Mills, Montgomery	42X
Cole, C. G.	Greeley	38	Banker, Farmer	Rep.	33	Buchanan, Delaware	41 42 42X
Doran, L. H.	Boone	35	Lawyer	Rep.	31	Boone, Story	
Dralley, Joseph R.	Ft. Madison	52	Lawyer	Rep.	1	Lee	36 37 38 39 42 42X
Gilchrist, F. C.	Laurens	60	Lawyer	Rep.	50	Buena Vista, Humboldt, Pocahontas	39 40 40X 41 42 42X
Gunderson, O. E.	Forest City	53	Farmer, Banker	Rep.	41	Mitchell, Winnebago, Worth	41 42 42X
Hager, J. H.	Waukon	57	Farmer, Auto Dealer	Rep.	40	Allamakee, Fayette	41 42 42X
Ickis, Frank D.	Creston	55	Farmer	Rep.	5	Ringgold, Decatur, Union	42 42X
Kent, John W.	Chariton	61	Farmer	Rep.	4	Lucas, Wayne	41 42 42X
Kimberly, D. W.	Davenport	50	Retired Farmer	Rep.	21	Scott	36 37 38 39 40 40X 41 42 42X
Klemme, Wm. H.	Ridgeway	79		Rep.	42	Winneshiek, Howard	25 26 27 42 42X
Lange, Otto F.	Dubuque	59	Insurance	Rep.	35	Dubuque	42 42X
Langfitt, John N.	Greenfield	62	Farmer	Rep.	16	Adair, Madison	37 38 41 42 42X
Leonard, Arthur	Corning	60	Farmer	Rep.	6	Taylor, Adams	40 40X 41
Lowe, Wesley C.	Weldon	53	Farmer, Stockman	Rep.	11	Warren, Clarke	
MacDonald, Lew	Cherokee	44	Lawyer	Rep.	46	Cherokee, Ida, Plymouth	
McLeland, Wm. E.	Marshalltown	61	Farmer	Rep.	28	Marshall	41 42 42X
Merritt, J. G.	Glidden	58	Farmer, Insurance	Rep.	48	Sac, Greene, Carroll	41 42 42X
Moenn, T. E.	Inwood	58	Farmer	Rep.	49	Lyon, Osceola, O'Brien, Sioux	38 39 40 40X 42X

SENATORS—FORTY-THIRD GENERAL ASSEMBLY—Continued

NAME	Address	Age	Occupation	Policies	District	Counties Composing District	Former Legislative Experience
Patterson, Geo. W.	Burt.....	41	Farmer.....	Rep.	47	Kossuth, Emmet, Palo Alto, Clay, Dickinson.....	40 40X 41 42 42X
Rigby, Chas. L.	Stanwood.....	54	Farmer.....	Rep.	24	Jones, Cedar.....	41 42 42X
Rogers, Chas. T.	Grundy Center.....	64	Lawyer.....	Rep.	38	Black Hawk, Grundy.....	
Shaif, J. O.	Camanche.....	43	Farmer.....	Rep.	22	Clinton.....	37 40 40X 41 42 42X
Shane, Frank	Ottumwa.....	53	Insurance.....	Rep.	13	Wapello.....	34 40 40X 41 42 42X
Stanley, F. C.	Oskaloosa.....	47	College Professor.....	Rep.	14	Mahaska.....	41 42 42X
Stoddard, Bertel M.	Sloan.....	58	Farmer.....	Rep.	32	Woodbury.....	38 38X 39 40 40X 41 42 42X
Tabor, Geo. W.	Baldwin.....	66	Farmer, Stockman.....	Dem.	23	Jackson.....	
Thompson, Ralph U.	Muscatine.....		Lawyer.....	Dem.	20	Muscatine, Louisa.....	42 42X
Topping, Clyde H.	Burlington.....	44	Real Estate.....	Rep.	9	Des Moines.....	42 42X
Ulstad, Oscar	Holmes.....	61	Farmer.....	Rep.	37	Hamilton, Hardin, Wright.....	37 38 39 40 40X 41 42 42X
Wilson, Denver L.	Shenandoah.....	57	Lawyer.....	Rep.	7	Fremont, Page.....	42 42X
Wilson, Geo. A.	Des Moines.....	44	Lawyer.....	Rep.	30	Polk.....	42 42X

MEMBERS OF THE SENATE

MEMBERS OF THE HOUSE—FORTY-THIRD GENERAL ASSEMBLY

NAME	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Alken, John Henry	Ida Grove	53	Farmer	Rep.	59	Ida	39 40 40X 41 42 42X
Albert, Otto	Reinbeck	52	Farmer	Rep.	65	Grundy	
Allen, Byron G.	Pocahontas	27	Editor	Rep.	77	Pocahontas	42 42X
Bair, J. Park	Storm Lake	64	Farmer	Rep.	78	Buena Vista	42 42X
Baker, Chas. E.	Newton	54	Farmer	Rep.	38	Jasper	
Ballew, Howard	Moulton	36	Farmer	Rep.	4	Appanoose	
Barnes, Solon A.	Eagle Grove	51	Retired Banker	Rep.	75	Wright	42 42X
Berry, Henry S.	Albia	71	Farmer, Stock Dealer	Rep.	17	Monroe	39 40 40X 41 42 42X
Bixler, John M.	Corning	60	Farmer	Rep.	13	Adams	41 42 42X
Buchmiller, R. M.	Jefferson	48	Farmer	Rep.	54	Greene	42 42X
Burton, Warren H.	Corydon	54	Accounting	Rep.	5	Wayne	
Bush, C. C. R.	Washta	46	Farmer	Dem.	79	Cherokee	42 42X
Byers, Frank C.	Cedar Rapids	45	Lawyer	Rep.	48	Linn	
Byers, Wm F.	West Union	35	Farmer	Rep.	71	Fayette	
Campbell, W. H.	Grand River	67	Farmer, Stockman	Rep.	6	Decatur	
Clark, L. O.	Randolph	60	Retired Farmer	Rep.	10	Fremont	
Cole, E. J.	Woodbine	63	Physician	Rep.	32	Harrison	40 40X 42 42X
Cox, Richard W.	Gravity	53	Farmer	Rep.	8	Taylor	
Crozier, Will H.	Oskaloosa	57	Farmer	Rep.	25	Mahaska	42 42X
Dayton, C. O.	Washington	56	Accountant, Farmer	Rep.	23	Washington	
Dean, Wm. M.	Lake View	51	Automobile Dealer	Rep.	60	Sac	
Eckles, Raymond B.	Aplington	52	Farmer	Rep.	73	Butler	41 42 42X
Elliott, E. A.	Des Moines	60	Minister	Rep.	37	Polk	41 42 42X
Elliott, Frank W.	Davenport	42	Manager Chiropractic School	Rep.	43	Scott	39 40 40X
Ellsworth, E. O.	Iowa Falls	54	Banker	Rep.	64	Hardin	
Figgins, Geo. C.	Creston	60	Retired Farmer	Rep.	14	Union	
Files, Chas. W.	Mason City	57	Farmer	Rep.	87	Cerro Gordo	
Finnern, H. C.	Denison	51	Publisher	Dem.	56	Crawford	
Fleming, S.	Stuart	55	Farmer	Rep.	29	Adair	
Forsling, L. B.	Sioux City	38	Lawyer	Rep.	58	Woodbury	39 40 40X 41 42 42X
Gilmore, Wm. T.	Tipton		Bank President	Rep.	44	Cedar	39 40 40X 42 42X
Greene, Harry M.	Avoca	46	Farmer	Rep.	31	Pottawattamie	42 42X
Griswold, D. M.	Winterset	65	Farmer	Rep.	28	Madison	42 42X
Hagglund, Lenus	Essex	64	Farmer	Rep.	9	Page	42 42X
Hall, L. W.	Eldon	45	Farmer	Rep.	18	Wapello	
Hansen, John T.	Davenport	70	Farmer	Rep.	43	Scott	37 38 40 40X 41 42 42X
Hanson, H. N.	Leland	52	Farmer	Rep.	95	Winnebago	41 42 42X
Hattendorf, H. C.	Ocheyedan	61	Farmer	Rep.	98	Osceola	40 40X 41 42 42X
Hatter, L. W.	Millersburg	68	Farmer, Banker	Rep.	40	Iowa	
Hayes, James N.	Dubuque	31	Insurance	Dem.	69	Dubuque	42X
Heald, J. M.	Nashua	67	Farmer	Rep.	89	Chickasaw	42 42X
Helgason, E. O.	Armstrong	55	Farmer	Rep.	96	Emmet	42X

Hill, Lafa	Nora Springs	62	Publisher	Rep.	88	Floyd	41 42 42X
Hollingsworth, Frank	Boone	55	Lawyer	Rep.	53	Boone	42 42X
Hollis, C. A.	Cedar Falls	61	Farmer	Rep.	66	Black Hawk	40 40X 41 42 42X
Holmgren, H. A.	Ruthven	32	Farmer	Rep.	84	Palo Alto	
Hopkins, Geo. M.	Guthrie Center	62	Farmer	Rep.	35	Guthrie	42 42X
Hubbard, Wilber F.	Neola	43	Farmer	Rep.	31	Pottawattamie	41 42 42X
Hunt, Ralph R.	Oakville	49	Farmer	Rep.	22	Louisa	42 42X
Hush, Homer	Essex	39	Farmer	Rep.	12	Montgomery	
Irwin, John R.	Keokuk		Merchant	Rep.	1	Lee	
Istad, A. T.	Decorah	66	Retired Farmer	Rep.	91	Winneshiek	42 42X
Jaycox, Benj	Manchester	58	Farmer	Rep.	68	Delaware	
Jensen, J. H.	Penton	43	Farmer, Stockman	Rep.	85	Kossuth	
Johnson, Francis	Terril	38	Farmer	Rep.	97	Dickinson	40 40X 41 42 42X
Johnson, J. H.	Knoxville	50	Lawyer	Rep.	26	Marion	41 42 42X
Johnson, Raymond	Richland	52	Farmer, Veterinarian	Rep.	24	Keokuk	40 40X 41 42 42X
King, J. A.	Spencer	51	Farmer, Banker	Rep.	83	Clay	40 40X 41 42 42X
Kline, John F.	Bloomfield	55	Merchant	Dem.	3	Davis	42 42X
Knudson, Irving H.	Ellsworth	32	Banker, Auctioneer	Rep.	63	Hamilton	41 42 42X
Lamb, C. W.	Redfield	60	Farmer	Rep.	36	Dallas	
Lichty, E. M.	Waterloo	61	Farmer	Rep.	66	Black Hawk	40 40X 41 42 42X
Lomas, F. B.	Cresco	52	Hardware Merchant	Rep.	92	Howard	
Lovrien, Fred C.	Humboldt	53	Lawyer	Rep.	76	Humboldt	40 40X 41 42 42X
McCaulley, Marion R.	Lake City	31	Lawyer	Rep.	61	Calhoun	41 42 42X
McCreery, D. R.	Alburnett	47	Farmer	Rep.	48	Linn	
McIlrath, Azel	Brooklyn	31	Auctioneer, Salesman	Rep.	39	Poweshiek	42 42X
McIntosh, John E.	West Liberty	60	Lawyer	Rep.	42	Muscatine	42 42X
McMillan, J. E.	Vinton	68	Farmer	Rep.	49	Benton	42 42X
Mathews, Howard A.	Danville	63	Farmer	Rep.	21	Des Moines	40 40X 41 42 42X
Miller, Geo. E.	Harlan	52	Farmer	Dem.	33	Shelby	40 40X 41 42 42X
Mounce, A. H.	Keosauqua	56	Farmer	Rep.	2	Van Buren	
Nelson, C. H.	Garner	69	Insurance	Rep.	86	Hancock	42 42X
Nelson, Fred W.	Nevada	42	Farmer	Rep.	52	Story	
O'Brien, J. E.	Waukon	67	Lawyer, Farmer	Rep.	90	Allamakee	
O'Donnell, Geo.	Carroll	58	Carpenter	Dem.	55	Carroll	
Orr, C. J.	Monona	43	Merchant	Rep.	70	Clayton	
Pattison, H. C.	Fairfield	60	Farmer	Rep.	19	Jefferson	42 42X
Paulson Harry C.	Camanche	37	Farmer	Rep.	45	Clinton	
Pendray, Carolyn C.	Maquoketa	46	Homemaker	Dem.	46	Jackson	
Randall, James L.	Chariton	51	Farmer	Rep.	16	Lucas	
Ratliff, Z. S.	Mt. Pleasant	65	Farmer, Banker	Rep.	20	Henry	41 42 42X
Rawlings, Ed.	Onawa	57	Farmer	Dem.	57	Monona	
Read, B. F.	New Virginia	63	Farmer, Stockman	Rep.	27	Warren	
Reimers, Otto J.	Rock Rapids	50	Farmer	Dem.	99	Lyon	41 42 42X
Reno, Walter B.	Des Moines	30	Lawyer	Rep.	37	Polk	
Rice, Wm. S.	Clinton	63	Farmer	Rep.	45	Clinton	
Rutledge Reyburn L.	Fort Dodge	40	Farmer	Rep.	62	Webster	42 42X
Ryder, John	Dubuque	60	Real Estate	Dem.	69	Dubuque	41 42 42X
Rylander, J. F.	LeGrand	52	Farmer	Rep.	51	Marshall	
Sass, Carl W. H.	Sioux City	40	Lawyer	Rep.	58	Woodbury	
Shannon, L. B.	Wiota	51	Minister	Rep.	30	Cass	

MEMBERS OF THE HOUSE—FORTY-THIRD GENERAL ASSEMBLY—Continued

NAME	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Simmer, Leonard	Ottumwa	38	Lawyer, Merchant	Rep.	18	Wapello	42 42X
Shields, Le Roy	Grand River	48	Farmer	Rep.	15	Clarke	
Smith, G. W.	Paulina	61	Farmer, Insurance	Rep.	82	O'Brien	41 42 42X
Swanson, Frank J.	Akron	63	Farmer	Rep.	80	Plymouth	
Taylor, Chas. W.	Audubon	50	Farmer	Dem.	34	Audubon	
Torgeson, Samuel R.	Joice	36	Banker	Rep.	94	Worth	42 42X
Truax, John B.	Independence	69	Abstractor	Rep.	67	Buchanan	41 42 42X
Van Buren, G. J.	Anamosa	46	Farmer	Rep.	47	Jones	
Van Wert, G. E.	Hampton	48	Farmer	Rep.	74	Franklin	
Vaughn, D. A.	Benton	56	Farmer	Rep.	7	Ringgold	42 42X
Venard, G. L.	Hawarden	68	Farmer, Stockman	Rep.	81	Stoux	40 40X 41 42 42X
Vosseller, Geo. M.	Waverly	54	Farmer, Banker	Rep.	72	Bremer	
Wamstad, Brede	Osage	50	Farmer	Rep.	93	Mitchell	39 40 40X 42 42X
Wearin, Otha D.	Hastings	25	Farmer, Author	Dem.	11	Mills	
Whiting, Samuel D.	Iowa City	53	Lawyer	Dem.	41	Johnson	42
Wilson, W. Walter	Traer	59	Retired Farmer	Rep.	50	Tama	40 40X 41 42 42X

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 14, 1929.

Pursuant to law the Senate of the Forty-third General Assembly convened at 10 o'clock a. m., and was called to order by Lieutenant Governor Arch W. McFarlane, President of the Senate.

Prayer was offered by Bishop Harry S. Longley, Coadjutor of the Diocese of Iowa.

COMMITTEE ON CREDENTIALS

Senator Stoddard moved that Walter H. Beam of Martensdale, Warren county, be elected temporary Secretary of the Senate, which motion prevailed, and Mr. Beam took the required oath of office.

Senator Wilson of Page moved that a committee of five be appointed as a committee on credentials.

The motion prevailed and the President appointed as such committee, Senators Wilson of Page, Booth, Ulstad, Lange and Kimberly:

REPORT OF COMMITTEE ON CREDENTIALS

Senator Wilson of Page, from the committee on credentials, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your committee on credentials finds the following named newly elected Senators, as shown by the files, and as certified by the Secretary of State, entitled to seats in the Senate of the Forty-third General Assembly:

- Second District, A. V. Blackford.
- Third District, H. B. Carroll.
- Fourth District, John W. Kent.
- Fifth District, F. D. Ickis.
- Sixth District, Arthur Leonard.
- Eighth District, William Cochrane.
- Eleventh District, Wesley C. Lowe.
- Fourteenth District, F. C. Stanley.
- Fifteenth District, W. A. Clark.
- Sixteenth District, John N. Langfitt.
- Seventeenth District, Frank Bissell.
- Nineteenth District, W. S. Baird.

Twenty-third District, George W. Tabor.
 Twenty-fourth District, C. L. Rigby.
 Twenty-fifth District, George M. Clearman.
 Twenty-sixth District, C. F. Clark.
 Twenty-seventh District, C. E. Anderson.
 Twenty-eighth District, Wm. E. McLeland.
 Thirty-first District, L. H. Doran.
 Thirty-second District, Bertel M. Stoddard.
 Thirty-third District, C. G. Cole.
 Thirty-fourth District, O. P. Bennett.
 Thirty-sixth District, C. A. Benson.
 Thirty-eighth District, Chas. T. Rogers.
 Thirty-ninth District, George Christophel.
 Fortieth District, J. H. Hager.
 Forty-first District, O. E. Gunderson.
 Forty-third District, E. W. Clark.
 Forty-sixth District, Lew MacDonald.
 Forty-seventh District, G. W. Patterson.
 Forty-ninth District, T. E. Moen.

We also find the following holdover Senators entitled to seats in this body:

First District, Joseph R. Frailey.
 Seventh District, Denver L. Wilson.
 Ninth District, Clyde H. Topping.
 Tenth District, Wm. Carden.
 Twelfth District, Frank M. Beatty.
 Thirteenth District, Frank Shane.
 Eighteenth District, Chas. D. Booth.
 Twentieth District, Ralph U. Thompson.
 Twenty-first District, D. W. Kimberly.
 Twenty-second District, J. O. Shaff.
 Twenty-ninth District, A. H. Bergman.
 Thirtieth District, Geo. A. Wilson.
 Thirty-fifth District, Otto F. Lange.
 Thirty-seventh District, Oscar Ulstad.
 Forty-second District, W. H. Klemme.
 Forty-fourth District, A. T. Brookins.
 Forty-fifth District, S. A. Brush.
 Forty-eighth District, J. G. Merritt.
 Fiftieth District, F. C. Gilchrist.

D. L. WILSON, *Chairman*
 CHAS. D. BOOTH
 OSCAR ULSTAD
 OTTO F. LANGE
 D. W. KIMBERLY

The report was adopted and the following newly elected Senators appeared before the bar of the Senate and were duly sworn and subscribed their names to the oath of office:

A. V. Blackford
 H. B. Carroll
 John W. Kent
 William Cochrane
 Wesley C. Lowe
 F. C. Stanley
 W. A. Clark
 John N. Langfitt
 Frank Bissell
 W. S. Baird
 George W. Tabor
 George M. Clearman
 C. F. Clark
 C. E. Anderson

Wm. E. McLeland
 L. H. Doran
 Bertel M. Stoddard
 C. G. Cole
 O. P. Bennett
 C. A. Benson
 Chas. T. Rogers
 George Christophel
 J. H. Hager
 O. E. Gunderson
 E. W. Clark
 Lew MacDonald
 G. W. Patterson
 T. E. Moen

ELECTION OF PERMANENT OFFICERS

Senator Stoddard placed in nomination the following persons as permanent officers of the Senate and moved their election:

Secretary—Walter H. Beam of Martensdale, Warren county.

Assistant Secretary—James G. Lamb of Des Moines, Polk county.

Reading Clerk—Robert Phillips of Des Moines, Polk county.

Engrossing Clerk—Florence Nelson Tidrick of Des Moines, Polk county.

Enrolling Clerk—May Howell Myers of Des Moines, Polk county.

General Clerk—Ruth Aldinger of Primghar, O'Brien county.

Journal Clerk—Catherine Hicklin of Wapello, Louisa county.

Journal Clerk—Grace Stevens of Woodbine, Harrison county.

Bill Clerk—E. R. Haggard of Sioux City, Woodbury county.

File Clerk—John Langfitt, Jr., Greenfield, Adair county.

Postmistress—Doris Moore of Oskaloosa, Mahaska county.

Acting Sergeant-at-Arms—Don Donnan of Independence, Buchanan county.

Chief Doorkeeper—O. W. Lowery of Des Moines, Polk county.

Assistant Doorkeepers—Jack Heffelfinger of Grundy Center, Grundy county; John H. Mills of Redfield, Dallas county; B. A. Stowe of Grinnell, Poweshiek county; W. H. Foster of Council Bluffs, Pottawattamie county; Clark Wilson of Audubon, Audubon county; John F. Baker of Newton, Jasper county; H. J. Miller of Des Moines, Polk county.

Janitors—Cloak Room: Orpheus Cebbell of Mason City, Cerro Gordo county; Lee Reader of Waterloo, Blackhawk county. Toilet Room: Henry Jones of Albia, Monroe county.

Those voting for the above named persons were:

Ayes, 47.

Anderson	Bissell	Carroll	Clearman
Baird	Blackford	Christophel	Cochrane
Beatty	Booth	Clark of	Cole
Bennett	Brookins	Cerro Gordo	Doran
Benson	Brush	Clark of Linn	Frailey
Bergman	Carden	Clark of Marion	Gilchrist

Gunderson	Langfitt	Patterson	Tabor
Hager	Lowe	Rogers	Thompson
Kent	MacDonald	Shaff	Topping
Kimberly	McLeland	Shane	Ulstad
Klemme	Merritt	Stanley	Wilson of Page
Lange	Moen	Stoddard	Wilson of Polk

Nays, none.

Absent or not voting, 3.

Ickis Leonard Rigby

The motion prevailed and the foregoing officers appeared before the bar of the Senate and were duly sworn.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Klemme moved that a committee of three be appointed to notify the Governor that the Senate is now organized and ready for business.

The motion prevailed and the President appointed as such committee Senators Klemme, Bennett and MacDonald.

COMMITTEE TO NOTIFY THE HOUSE

Senator Clark of Linn moved that a committee of three be appointed to notify the House that the Senate is organized and ready for business.

The motion prevailed and the President appointed as such committee Senators Clark of Linn, Clark of Cerro Gordo and Clark of Marion.

ADOPTION OF RULES

Senator Shane moved that the Senate be governed by the rules of the Forty-second General Assembly until the committee on rules is ready to report.

The motion prevailed.

SELECTION OF SEATS

Senator Frailey moved that the hold-over and re-elected senators be granted the privilege of retaining the seats occupied by them at the last session of the general assembly, and the names of the newly elected senators be placed in a hat and drawn out, one at a time, by the secretary of the Senate, and as each name

is announced, each newly elected senator shall select his seat from those seats that are unoccupied; and that any hold-over or re-elected senator that did not wish to retain his seat be allowed to cast his lot with the newly elected senators; and that any new senators having any defect such as bad hearing be allowed to select his seat first.

Senator Stanley asked the unanimous consent of the Senate that Senator Rogers occupy Seat No. 43, formerly occupied by Senator Arch W. McFarlane, now Lieutenant Governor.

The request was granted.

Upon the drawing of seats the following selections were made:

Anderson—40	Clark of Marion—21	MacDonald—8
Baird—28	Clearman—7	McLeland—31
Beatty—35	Cochrane—22	Merritt—46
Bennett—44	Cole—20	Moen—14
Benson—49	Doran—1	Patterson—42
Bergman—36	Frailey—38	Rigby—32
Bissell—41	Gilchrist—26	Rogers—43
Blackford—50	Gunderson—27	Shaff—34
Booth—48	Hager—3	Shane—23
Brookins—24	Ickis—9	Stanley—39
Brush—11	Kent—5	Stoddard—16
Carden—30	Kimberly—33	Tabor—10
Carroll—12	Klemme—4	Thompson—17
Christophel—29	Lange—19	Topping—15
Clark of	Langfitt—47	Ulstad—6
Cerro Gordo—25	Leonard—2	Wilson of Page—18
Clark of Linn—37	Lowe—45	Wilson of Polk—13

REPORT OF COMMITTEE TO NOTIFY GOVERNOR

Senator Klemme reported that the committee assigned to notify the Governor that the Senate was open and ready for business had performed its duty and that the Governor reported that he was ready to receive any communications, and desired to cooperate with the Senate in the enactment of useful legislation.

REPORT OF COMMITTEE TO NOTIFY HOUSE

Senator Clark of Linn reported that the committee assigned to notify the House that the Senate was open and ready for business had performed its duty.

ASSIGNMENT OF SEATS IN PRESS GALLERY

Senator Christophel moved that the secretary be authorized to assign seats to representatives of the press, which motion prevailed.

The secretary assigned the following seats:

C. C. Clifton, Register, Seat No. 51.

Jas. C. Green, Tribune-Capital, Seat No. 52.

R. F. Merritt, United Press, Seat No. 53.

Milo M. Thompson, Associated Press, Seat No. 54.

J. W. Jarnagin, Seat No. 55.

Iowa Homestead, Seat No. 56.

Amy Byram, International News Service, Seat No. 57.

G. L. Caswell, Seat No. 58.

H. R. Gross, Iowa Union Farmer, Seat No. 59.

COMMITTEE ON CHAPLAINS

Senator Carden moved that a committee of one be appointed to provide chaplains for the Senate during the Forty-third General Assembly.

The motion prevailed and the President appointed as such committee, Senator Carden.

COMMITTEE ON MILEAGE

Senator Topping moved that the President of the Senate appoint a committee of three on mileage. The motion prevailed.

The President appointed the following committee: Senators Topping, Patterson, and Lowe.

COMMITTEE ON COMMITTEE ROOMS

Senator Clearman moved that a committee of three be appointed to assign the committee rooms. The motion carried.

The President appointed the following committee: Senators Clearman, Bergman, Leonard.

BADGES

Senator Bissell moved that the secretary be authorized to secure suitable badges for such officers as require them. Motion carried.

TELLERS OF JOINT CONVENTION

Senator McLeland moved that a committee of three be appointed to act as tellers on the part of the Senate in canvassing the vote for governor and lieutenant governor at the joint convention of the House and Senate to be held for that purpose.

The motion carried and the President appointed Senators McLeland, Rogers, and Cochrane.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was organized and ready for business.

SENATE CONCURRENT RESOLUTION NO. 1

Senator Shane offered the following resolution:

Resolved by the Senate, the House concurring: That when adjournment is had on Thursday afternoon, January 17th, it be to reconvene on Tuesday afternoon, January 22nd, at 2:00 p. m.

By unanimous consent, on request of Senator Shane, the resolution was taken up and considered.

The resolution was adopted.

Senator Shane moved that the vote by which the resolution was adopted by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Shane moved that the Secretary of the Senate be instructed to send a message of sympathy to Major T. D. Doke, who met with an accident.

The motion prevailed.

COMMITTEE TO EXAMINE COMMITTEE CLERKS

Senator Cole offered the following resolution and moved its adoption:

Resolved: That each Senator, the Lieutenant Governor and the Secretary of the Senate be and is hereby authorized to appoint a committee clerk who shall be a competent stenographer, said selections to be made and announced from the floor of the Senate by each Senator and by the Lieutenant Governor not later than the day on which the committees are announced by the Lieutenant Governor. Each clerk shall be sworn in when found proficient by a committee of three which the President of the Senate is hereby authorized to appoint.

The resolution was adopted and the President appointed as such committee, Senators Cole, Stanley, and Beatty.

RESOLUTION FOR INAUGURAL COMMITTEE

Senator Clark of Cerro Gordo offered the following resolution and moved its adoption:

Resolved by the Senate, the House concurring: That a joint committee consisting of six members of the Senate be appointed by the Presi-

dent and six members of the House be appointed by the Speaker to arrange for the inauguration of the Governor and Lieutenant Governor.

The resolution was adopted and the President appointed as such committee, Senators Clark of Cerro Gordo, Rogers, Wilson of Polk, Baird, Langfitt, and Lange.

ELECTION OF PRESIDENT PRO TEM

Senator Lange placed in nomination Frank Shane as president pro tem of the Senate.

Senator Clearman asked the unanimous consent of the Senate that Senator Shane be excused from voting, which consent was granted.

Those voting for Senator Shane were:

Ayes, 45.

Anderson	Carroll	Gunderson	Moen
Baird	Christophel	Hager	Patterson
Beatty	Clark of	Kent	Rogers
Bennett	Cerro Gordo	Klemme	Stanley
Benson	Clark of Linn	Lange	Stoddard
Bergman	Clark of Marion	Langfitt	Tabor
Bissell	Clearman	Leonard	Thompson
Blackford	Cochrane	Lowe	Topping
Booth	Cole	MacDonald	Ulstad
Brookins	Doran	McLeland	Wilson of Page
Brush	Frailey	Merritt	Wilson of Polk
Carden	Gilchrist		

Nays, none.

Absent or not voting, 5.

Iekis	Rigby	Shaff	Shane
Kimberly			

Senator Shane having been elected President pro tem of the Senate, the President appointed Senator Lange to escort Senator Shane to the desk.

Senator Shane spoke as follows:

"MR. PRESIDENT AND MEMBERS OF THE SENATE: I want you to know that I appreciate very much your confidence in electing me to this position, and I will endeavor while acting in the chair to deal fairly and impartially."

Senator Lange moved that the Senate adjourn until 2 p. m.

Senator Gilchrist moved to amend by making the time 1:15.

Senator Gilchrist withdrew his amendment.

The motion prevailed and the Senate adjourned until 2 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President pro tem Frank Shane presiding.

APPOINTMENT OF PAGES

I hereby appoint the following persons, pursuant to the provisions of the rules, as pages of the Senate:

Jean Johnston, page to the Lieutenant Governor.
Carlton Gray.
Charles Beam.
Robert Gartland.
Clyde Zaun.
Paul Brookins.
Craig Johnson.

ARCH W. MCFARLANE, *Lieutenant Governor.*

The foregoing pages appeared and were duly sworn.

REPORT OF COMMITTEE ON COMMITTEE CLERKS

MR. PRESIDENT: Your committee appointed to determine the standing and qualifications of the candidates for committee clerks begs leave to report that it has made investigations and examinations and finds the following persons competent for the positions to which they have been appointed. Assignments have been made as follows:

Edythe Ditto, Senator Anderson.
Sadie M. Lowry, Senator Baird.
Tillie Hartley, Senator Beatty.
Dorothy Proctor, Senator Bennett.
Hilda Moran, Senator Benson.
Madge Wolfe, Senator Bergman.
G. Wilson, Senator Bissell.
Mary Margaret Hemminger, Senator Blackford.
Ione Lang, Senator Booth.
Martha Coffin, Senator Brookins.
Norma Mathis, Senator Brush.
Vivian Drinkall, Senator Carden.
Maude Workman, Senator Carroll.
Irene Harmon, Senator Christophel.
Olive R. Sly, Senator Clark of Cerro Gordo.
Hazel Carryl, Senator Clark of Linn.
Ethel Welsher, Senator Clark of Marion.
Mae McClean, Senator Clearman.
Florence Friedman, Senator Cochrane.
Allene West, Senator Cole.

Ruth Hauge, Senator Doran.
 Emma Malm, Senator Frailey.
 Iona Anderson, Senator Gilchrist.
 Alice Moen, Senator Gunderson.
 Hannah Millard, Senator Hager.
 Luella Kline, Senator Ickis.
 Ethel Beakler, Senator Kent.
 Eloise Taylor, Senator Kimberly.
 Marion B. Green, Senator Klemme.
 Ann Trainor, Senator Lange.
 Ercell M. Knott, Senator Langfitt.
 Lucile Meyers, Senator Leonard.
 Roxie Briggs, Senator Lowe.
 Louise E. Eley, Senator MacDonald.
 Mildred Zug, Senator McLeland.
 Dorothy Myers, Senator Merritt.
 S. Gunderson, Senator Moen.
 Kathryn Joyce, Senator Patterson.
 Cora Hoon, Senator Rigby.
 Harriett K. Card, Senator Rogers.
 Ester Christensen, Senator Shaff.
 Neva H. Lange, Senator Shane.
 Ada Stanley, Senator Stanley.
 Edna Gillespie, Senator Stoddard.
 Mildred Gilmore, Senator Tabor.
 Gertrude Thompson, Senator Thompson.
 Maude Johnston, Senator Topping.
 Dorothy Burton, Senator Ulstad.
 Besse Parker, Senator Wilson of Page.
 Velma B. Nelson, Senator Wilson of Polk.
 Lucile O'Hagan, Lieutenant Governor Arch W. McFarlane.
 Lillian Browne, Walter H. Beam, Secretary.

C. G. COLE, *Chairman.*

F. C. STANLEY.

F. M. BEATTY.

The report was adopted, and the foregoing clerks appeared and were duly sworn.

REPORT OF COMMITTEE ON MILEAGE

MR. PRESIDENT: Your committee on mileage begs leave to submit the following report:

Name	Miles	Amt.	Name	Miles	Amt.
Lt. Gov. McFarlane.....	106	\$10.60	Brookins	162	16.20
Anderson	72	7.20	Brush	102	10.20
Baird	142	14.20	Carden	137	13.70
Beatty	87	8.70	Carroll	110	11.00
Bennett	170	17.00	Christophel	133	13.30
Benson	320	32.00	Clark of Cerro Gordo.....	134	13.40
Bergman	35	3.50	Clark of Linn.....	142	14.20
Bissell	40	4.00	Clark of Marion	30	3.00
Blackford	131	13.10	Clearman	110	11.00
Booth	115	11.50	Cochrane	125	12.50

Name	Miles	Amt.	Name	Miles	Amt.
Cole	184	18.40	Merritt	96	9.60
Doran	42	4.20	Moen	230	23.00
Frailey	217	21.70	Patterson	129	12.90
Gilchrist	150	15.00	Rigby	175	17.50
Gunderson	155	15.50	Rogers	100	10.00
Hager	265	26.50	Shaff	235	23.50
Ickis	94	9.40	Shane	91	9.10
Kent	60	6.00	Stanley	62	6.20
Kimberly	175	17.50	Stoddard	214	21.40
Klemme	278	27.80	Tabor	220	22.00
Lange	208	20.80	Thompson	163	16.30
Langfitt	112	11.20	Topping	168	16.80
Leonard	117	11.70	Ulstad	99	9.90
Lowe	62	6.20	Wilson of Page	172	17.20
MacDonald	187	18.70	Wilson of Polk	5	.50
McLeland	66	6.60			

CLYDE H. TOPPING, *Chairman*.
 GEO. W. PATTERSON.
 WESLEY C. LOWE.

On the question, "Shall the report be adopted?" the vote was:

Ayes, 42.

Anderson	Christophel	Hager	Rogers
Bennett	Clark of	Kent	Shane
Benson	Cerro Gordo	Klemme	Stanley
Bergman	Clark of Linn	Lange	Stoddard
Bissell	Clark of Marion	Langfitt	Tabor
Blackford	Clearman	Leonard	Thompson
Booth	Cochrane	Lowe	Topping
Brookins	Cole	MacDonald	Ulstad
Brush	Doran	McLeland	Wilson of Page
Carden	Gilchrist	Merritt	Wilson of Polk
Carroll	Gunderson	Moen	

Nays, none.

Absent or not voting, 8.

Baird	Frailey	Kimberly	Rigby
Beatty	Ickis	Patterson	Shaff

The report was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 2, providing for appointment of a joint committee to nominate such additional employes as may be necessary for the work of this session.

Also: That the House has adopted the concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 1, providing for a joint convention of the House and Senate to be held January 15th at 2:00 P. M. to receive the Governor's message and also to canvass the vote for Governor and Lieutenant Governor.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 1

Be It Resolved by the House, the Senate concurring, That a joint convention of the two houses of the Forty-third General Assembly be held on January 15th, 1929, at 2:00 P. M.

Be It Further Resolved, That Governor Hammill be invited to read his message at this joint meeting of the two houses of the General Assembly, and the President of the Senate and the Speaker of the House be designated to deliver the invitation to him.

Be It Further Resolved, That at this joint convention the vote for Governor and Lieutenant Governor be canvassed and the result announced and recorded, as provided by law.

By unanimous consent, on request of Senator McLeland, House Concurrent Resolution No. 1 was taken up and considered.

On the question, "Shall the resolution be adopted?" the vote was:

Ayes, 38.

Anderson	Carden	Frailey	Merritt
Baird	Carroll	Gilchrist	Rogers
Bennett	Clark of	Gunderson	Shane
Benson	Cerro Gordo	Hager	Stoddard
Bergman	Clark of Linn	Kent	Tabor
Bissell	Clark of Marion	Klemme	Topping
Blackford	Clearman	Langfitt	Ulstad
Booth	Cochrane	Leonard	Wilson of Page
Brookins	Cole	Lowe	Wilson of Polk
Brush	Doran	MacDonald	

Nays, none.

Absent or not voting, 12.

Beatty	Kimberly	Moen	Shaff
Christophel	Lange	Patterson	Stanley
Ickis	McLeland	Rigby	Thompson

The resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 2

Be It Resolved by the House, the Senate concurring: That a joint committee of six members be appointed, three from the Senate to be appointed by the President, and three from the House to be appointed by the Speaker, to nominate such additional employes, other than com-

mittee clerks, as may be necessary for the work of this session, and that the committee recommend the position to be filled and the compensation of each employe so nominated.

By unanimous consent, on request of Senator Stoddard, House Concurrent Resolution No. 2 was taken up and considered.

On the question, "Shall the resolution be adopted?" the vote was:

Ayes, 37.

Anderson	Carden	Frailey	Merritt
Baird	Carroll	Gilchrist	Rogers
Bennett	Clark of	Gunderson	Shane
Benson	Cerro Gordo	Hager	Stoddard
Bergman	Clark of Linn	Kent	Tabor
Bissell	Clark of Marion	Klemme	Thompson
Blackford	Clearman	Leonard	Topping
Booth	Cochrane	Lowe	Wilson of Page
Brookins	Cole	MacDonald	Wilson of Polk
Brush	Doran		

Nays, none.

Absent or not voting, 13.

Beatty	Lange	Moen	Shaff
Christophel	Langfitt	Patterson	Stanley
Ickis	McLeland	Rigby	Ulstad
Kimberly			

The resolution was adopted.

The President pro tem appointed as members of such committee on the part of the Senate, Senators Stoddard, Topping, and Gilchrist.

On motion of Senator Tabor the Senate adjourned until 10 a. m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,

DES MOINES, IOWA, JANUARY 15, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. E. G. Williams, Westminster Presbyterian church of Des Moines.

Senators Arthur Leonard and F. D. Ickis appeared and took the oath of office.

Ex-senator A. L. Rule of Mason City, being present in the Senate, was presented to the chair and spoke briefly.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Beatty for the day, on request of Clark of Linn; Senator Gilchrist for the day, on request of Senator Baird; Senator Shaff for the day, on request of Senator Bergman; Senator Kimberly for the day, on request of Senator Bergman; Senator Patterson for the day, on request of Senator Anderson.

The following employees appeared and were duly sworn:

Lillian Browne.

Luella Kline.

Orpheus Cebbell.

INTRODUCTION OF BILLS

Senate File No. 1, by Senators Anderson and Patterson, a bill for an act fixing the number of senators in the general assembly

apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts.

Read first and second times and referred to committee on political and judicial districts.

The journal of January 14th was corrected and approved.

President pro tem Frank Shane took the chair at 10:35 a. m.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following Concurrent Resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 1, providing when adjournment is had on Thursday afternoon, January 17th, it be to reconvene Tuesday afternoon, January 22nd, at 2:00 p. m.

Also, That the House has adopted the following Concurrent Resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 2, providing for a joint committee of twelve to arrange for the inauguration of the Governor and Lieutenant Governor; and the Speaker has appointed as such committee on the part of the House the following: Nelson of Hancock; Elliott of Polk; Reno of Polk; Hollis of Black Hawk; Hush of Montgomery and Johnson of Dickinson.

A. C. GUSTAFSON, Chief Clerk.

On motion of Senator Carroll the Senate adjourned until 1:45 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

STATE OF IOWA
OFFICE OF THE ADJUTANT GENERAL
DES MOINES

January 14, 1929.

Subject: Arrangements for Inauguration.

To: The Senate and House of Representatives.

In connection with the Inaugural Ceremonies, the afternoon of Thursday, January 17th, and the Governor's Reception, the evening of Thursday, January 17, 1929, it is respectfully requested that the members of the 43rd General Assembly cooperate in the following arrangements:

AFTERNOON

- (a) The Ceremonies will be held in the House Chamber.
- (b) It is requested that the Senate Members proceed from the Senate Chamber, as a body, so as to be seated not later than 2:00 o'clock p. m.
- (c) The regular program will begin promptly at 2:15 o'clock p. m.
- (d) Each member of the Senate will be furnished tickets for guests as follows:
 - 2—For seats on floor of House Chamber.
 - 2—For seats in south balcony of House Chamber.
- (e) Each member of the House will be furnished tickets for guests as follows:
 - 2—For seats on floor of House Chamber.
 - 2—For seats in south balcony of House Chamber.

EVENING

- (a) The Reception will be held in the Executive Offices.
- (b) It is requested that the members of the 43rd General Assembly and their guests meet in the Senate Chamber not later than 7:45 o'clock p. m., and that the members of the Senate and their guests proceed by way of the south stairway, to the reception room, followed by the House Members and their guests.

An Officer from the Adjutant General's Office will act as escort.

- (c) Each member of the Senate and House will be provided with pass tickets, six (6) in number, one for himself and the balance for his guests.

It is urgently requested that these pass tickets be shown the officers on duty at door of Senate Chamber, otherwise it will be impossible to keep the general public from crowding into the room.

- (d) It is hoped by this procedure, and with the cooperation of the Senate and House Members and their guests, to avoid congestion, keep unauthorized persons from entering, and facilitate prompt departure for reception rooms.
- (e) The line will leave the Senate Chamber promptly at 8:00 o'clock p. m.

W. H. BAILEY, The Adjutant General.

INTRODUCTION OF BILLS

Senate File No. 2, by Senator Brush, a bill for an act to empower a county board of education or the board of a school district to enter into a contract with the United States government for the education of Indian children.

Read first and second times and referred to committee on schools.

Senate File No. 3, by Senator Lange, a bill for an act to provide for the licensing of certain mercantile establishments in this state, to fix the fee for such licenses and the distribution thereof, and to provide penalties for a failure to comply with the provisions of this act.

Read first and second times and referred to committee on commerce and trade.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate proceeded to the House under direction of the sergeant-at-arms.

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint convention was called to order, Hon. Arch W. McFarlane, President of the Senate, presiding.

President McFarlane announced a quorum present and the joint convention duly organized.

Senator Bergman moved that a committee of three, consisting of one member from the Senate and two members from the House, be appointed to notify the Governor that the joint convention was ready to receive him.

Motion prevailed and the President appointed Senator Bergman of Jasper on the part of the Senate, and Representatives Pendray of Jackson and Nelson of Hancock, on the part of the House.

The committee waited upon the Governor and escorted him to the Speaker's station.

President McFarlane then presented Governor Hammill, who delivered the following message:

GOVERNOR HAMMILL'S MESSAGE

To the Forty-third General Assembly of Iowa:

In compliance with custom and the provisions of our Constitution, I am required at this time to deliver a Message of the Legislature regarding the affairs of the State. Mere opinion would be of little value without the facts and reasoning upon which the conclusions are based.

I have the honor of submitting the following:

GENERAL CONDITIONS

I am happy to be able to advise you that the finances of the Commonwealth are in excellent shape. This biennium will close with a balance in the State Treasury of at least \$2,500,000.00. This is an annual and gratifying situation and reflects the prosperous condition of business, the diligence of the fiscal officers in collecting and conserving the revenues, the rigid care exercised in keeping expenditures within ap-

propriation allotments and the beneficial influence of the budget over the control and regulation of the business operations of the State.

In no small measure the favorable treasury balance may be attributed to the collection of considerable amounts that were delinquent and in litigation. The volume of current revenues have exceeded our expectations. We may, therefore, look to the coming two years with confidence in our ability to pay as we go.

Long needed and extensive improvements are made possible with the money already saved and that may be anticipated with reasonable certainty. This splendid condition should not be an invitation to extravagance. The lean years from which we have so recently emerged are reminders that our efforts must be directed towards constructive developments that will be kept well within the limits of our ability to pay with the means at hand.

It naturally follows that the State has been prompt in meeting all her just obligations. The appropriations made from the General Fund in the Session of 1927 amounted to \$29,695,828.95. These have sufficed to enable the various public activities to function with vigor and efficiency. At times some of the departments have been placed under great strain by unexpected emergencies and pressing demands, but the bounds set by the appropriation items have been rigorously observed so that deficits from departmental operations are negligible. The credit of Iowa never stood higher than at this moment.

BUDGET DEPARTMENT

In furtherance of efficient business management, the Legislature of 1924 created the Budget Department. The Governor was authorized to appoint a Budget Director.

I re-affirm my conviction that the creation of the Budget Department was a wise move, and has certainly demonstrated the wisdom of such action since it has functioned.

Experience in budget making has convinced me that the responsibility for the collection of public revenues should rest with the Chief Executive if his suggestions for expenditures are to have value and weight with the Legislative body.

Budgeting is the balancing of expenditures and authorized revenues. It furnishes the instrumentality for the regulation of the flow of public money through the lawfully designated channels of Government.

The untimely death of Honorable E. L. Hogue, Director of the Budget, shifted the completion of the budget to the Governor. I have reviewed the askings of the various departments of Government with care and caution, and as directed under the provisions of Code Section 334, I herewith transmit to the Senate and House of the General Assembly,

the State Appropriation Bill as prepared in accordance with the important responsibility reposed in me by the Legislature.

The budget deserves your careful attention as the recommendations of those who have carefully considered the demands of the departments and who are thoroughly familiar with the needs and the finances of the State.

STATE DEPARTMENT OF HEALTH

The past biennium has witnessed considerable progress in Public Health Work. The most effective results have been obtained in connection with the prevention of communicable diseases. A determined effort is being made to eradicate diphtheria.

About one-half of the school children of the State have been protected from that serious disease by immunization with toxin-antitoxin. Chiefly, as a result of this campaign the death rate from diphtheria has been reduced in many communities. In one city, namely, Sioux City, where the work was especially well done, there was only one death from diphtheria in 1927, whereas, the average for the years before the campaign of diphtheria eradication was begun was ten (10).

Although it has been possible, through the investigation of certain epidemics, to prevent the spread of a number of serious diseases, nevertheless, the facilities of the department for such work are very inadequate.

It is the constant aim of the Department to prevent epidemics. If they cannot be prevented, as is the case with such diseases as measles and influenza, the public should be warned as to when an epidemic wave is likely to occur and how best to avoid contracting the disease.

The department forecast the extensive epidemic of measles of 1927 several months before it occurred. It is believed that the relative scarcity of complications and the occurrence of very few deaths from the disease was partly due to a better knowledge on the part of the public as a result of information sent out by the department.

There were good prospects for a sizeable epidemic of infantile paralysis in 1928. The department started its educational campaign against that disease early in the year, with, it is believed, very effective results.

There has also been a noticeable reduction in the death rate from typhoid fever and tuberculosis. Communicable diseases, are, however, altogether too prevalent. The State Department of Health needs more support and Local Boards of Health better organization to adequately cope with the problem.

With proper facilities it will be possible to reduce the number of cases of the more serious communicable diseases by more than fifty per cent (50%).

Special care has been given to carefully checking over the plans of all water works and sewage disposal plants submitted for approval. Unless such is done, very costly mistakes are likely to be made.

A sanitary survey, including an investigation of the water supply, sewage disposal, garbage disposal and tourist camps, of every city in the State has been made. The findings, conclusions and recommendations are soon to be published. They will be helpful to every community.

Considerable work has been done by the Division of Sanitary Engineering in correcting conditions of stream pollution in several places. The seriously polluted condition of the stream below Mason City is being rapidly cleared away without any injustice to any tax payer and without putting any industry out of business. The condition of Cedar River has been carefully studied and investigations are now being made on the Des Moines River.

Iowa possesses several very beautiful lakes which are a great asset to the State. The department has given special attention to the correction of sources of pollution of the lakes themselves and also to the maintenance of healthful conditions at the many resorts frequented by the public.

The importance of having an official record of every person's birth is becoming so generally appreciated that the department daily receives requests for the registration of persons who were born before the Vital Statistics law went into effect in 1921.

The accurate record of causes of deaths has been of great value to the department in locating diseases and of serving as a basis of educational campaigns for their prevention.

The Director of Nursing Education, provided for by the last General Assembly, has done splendid work in the cause of developing well trained nurses in the fifty-two Nurses' Training Schools of the State.

The divisions of Barbering and Cosmetology have abundantly justified the wisdom of the action of the last General Assembly which created them. There has been an evident raising of the quality of workmanship and a marked improvement in the sanitation of the establishments.

The department has 22,261 licensees in the several "professions affecting the public health." The several Boards of Examiners have done their work well. There are many violations of the several practice acts. Many of these have been corrected through correspondence. The department is, however, in need of inspectors who can make the necessary investigations in connection with cases of repeated wilful violations in order that the law may be properly enforced.

Less tangible but nevertheless very important have been the results of the educational work of the department. Education of the public as to the whys and wherefores of the various health laws, rules and regulations, regarding the possibility and manner of preventing many diseases and the enjoyment of better health, represents the major portion of the work of ours as well as that of every other successful health department.

We have good reason to believe that it is possible to extend the average expectation of life, which is now 59 years, by another ten years.

Laws and rules are of little value unless the reason for such are understood and appreciated by the public. This educational work is carried on by letters, circulars, pamphlets, bulletins, charts and lectures. The "Weekly Health Message" dealing with timely subjects, has been widely copied by newspapers and extensively used by local health workers. An average of about 200 letters and 2,500 pieces of second class mail leave the department every day.

An appreciation of the needs of the state and a recognition of what is possible in the way of further prevention of disease and the promotion of better health, brings forcibly to our attention the inadequacy of the present machinery for conducting efficient public health work. The State Department of Health should be so developed and have its several types of work so co-ordinated that it can render the public health service to which the State is entitled.

CONSERVATION

Conservation interests me intensely. This department has been outstanding. The Board of Conservation has rendered our people a great service during the past year in furnishing recreation for more than two and a half million people, who have visited the parks of the State.

Areas have been set aside for bird and plant life. Sixty thousand trees have been planted during the biennium. Improvements in the way of roads and shelter houses have been constructed for the convenience of picnickers and homes for custodians have been provided.

The attention of the Board of Conservation has been directed to every part of the State where there are beautiful lakes, streams and woodland. Iowa is doing nothing finer for her boys and girls than to make it possible for them to take their vacation in these public parks and have a part in the reforestation. The very foundation of conservation is in reforestation. In this connection I would like to warn against over-doing the exploitation of these areas by highway building. Iowa should follow the example of the United States Government and preserve tracts of real wilderness in addition to readily accessible parks. Regions that can be entered only by the hiker have an appeal to the old American spirit of hardihood and woodcraft.

The taking of large tracts of land from the tax rolls for the purpose of reforestation, game refuges and public parks would create a hardship in some counties. It would seem fair that the State should pay local taxes on the assessed valuation of these tracts of land.

The Board is carrying forward a complete campaign of education throughout the schools of the State.

LABOR AND WORKMEN'S COMPENSATION

During the biennium just closed the services of this department have been attended with little friction. The workmen of the State have received all the statute provides in the way of benefits and the employers and insurers have been required to pay no more.

Our State is falling behind the record in many states in the matter of giving consideration to victims of industrial injuries. There has been no substantial amendment to the law since the revision of the Code in 1924.

The recommendations of the Commission as to additional benefits are worthy of thoughtful consideration by the Legislature.

It would be unjust and inexpedient to increase excessively the burdens of the employers at this time. On the other hand, no amendment to the Compensation Act has been offered without the careful consideration on the part of the Commissioner as to cost involved, and in no case have these amendments fore-shadowed substantial increase in cost.

While industry has its problems, labor is likewise concerned and there should be a reasonable spirit of concession on the part of each of these interests and in this consideration the weaker element of labor should have sympathetic treatment.

Employers and insurers are reasonably responsive to the requirements of the statute. There has been a spirit of co-operation with the Department which has been very helpful in the adjustment of claims. Usually they have been inclined in good faith to give the workman the benefit of the doubt.

The relationship of the Department with representatives of labor and with labor generally is most satisfactory. The usual demand is for the square deal only.

Farmers should be permitted by statute to provide compensation coverage for their workmen when they so desire. Some farmers have taken out policies with the understanding that compensation benefits would accrue to the employees in case of injury. Two cases have been litigated before the Commissioner to enforce payment but he has been prevented from holding for coverage because of statutory bar.

The financial statement of this Department is worthy of your consideration. In no state in the Union, comparable with Iowa in its industrial

record is compensation administration afforded at the low cost shown in this statement.

Settlement through negotiation is the chief concern of the Department. Where litigation has been necessary the record shows that out of seventy-nine cases decided by the Supreme Court, the Commissioner has been affirmed sixty times.

INDUSTRIAL CONDITIONS

Industrial conditions throughout the State are generally satisfactory. Capital has found remunerative investment and labor has been employed steadily at fair wages. Productivity in the industrial plants throughout the State has been good. There has been a close relationship and an excellent spirit of mutual helpfulness and proper regard between employers and employees. Employers appreciate the necessity of giving willing labor the opportunity to live comfortably. The wage scale is the main spring of prosperity. With this in mind the principal employers in Iowa are lending their united efforts to the movement inaugurated by the Department of Labor and Industry to find a job for every man and woman who wants it. This branch of the Government, as well as the Department of Labor, has laid special stress upon the protection and safety of the workers. Much has been accomplished through greater efficiency in methods, mechanical devices and health conditions on the part of the employer, and by more intelligent care by the employees themselves.

The tendency of growth of factories is westward and southward. From 1899 to 1925 the north central states east of the Mississippi river had a relative growth of almost two to one over the middle Atlantic and almost three to one over the New England States, while those west of the Mississippi, including Iowa, exceeded the relative growth of the middle Atlantic state and about one and one-half times that of the New England States.

However, from 1919 to 1925, the west North Central region did not fare quite as well, suffering a loss over the middle Atlantic states but showed an almost two to one relative gain over New England.

During the period from 1923 to 1925 the effects of the mechanization of industry, consolidation of plants resulting in mass production, and greater efficiency in management of the industry of manufacture, which began to an unprecedented degree immediately following the war, made most decided inroads throughout the country in the number of wage-earners, in a lesser total wage and in an increased production. In this again our west North Central states showed to advantage for while the factories of the country showed a loss of 384,230 wage earners and \$269,128,857 in wages, our group suffered to the extent only of 15,308 wage earners and \$9,626,105 in wages, of which Iowa, one of the seven in the group, lost but 2,602 workers and \$1,752,561 in wages.

New York, Pennsylvania and New Jersey during the same period lost from their factories 200,709 wage earners and the New England States 131,685, and suffered a wage loss of \$158,224,950 and \$132,321,968 respectively.

These statistics are given in part to show that while Iowa has not thus far figured as a great manufacturing state, yet the industry here has of late operated on a more stabilized basis than in a majority of the great industrial states, and that with our magnitude of raw materials and our excellent citizenship, the opportunity is here for a marvelous advance in production, employment of our wage earners, in the purchase of raw materials coming from our farms and mines, and in the establishment of a general condition redounding to the benefit and prosperity of all.

In many lines of industry we are making great progress. At this time fully ten thousand persons are employed in slaughtering and meat packing, an industry with an opportunity for still greater development as less than 50% of our Iowa raised hogs and approximately only 25% of our cattle are slaughtered within our boundaries.

In poultry killing and packing Iowa now stands pre-eminent. During 1927, 61,324,000 pounds of dressed poultry was sent to the four big eastern markets alone. The enormity of this is apparent when we consider that these shipments were for Boston, 4 times; for Chicago, 3.8 times; for New York City, 1.7 times, and for Philadelphia, 5 times greater than the volume originating in their home states.

Iowa also shipped 175,387,000 pounds of creamery butter to the same four markets, exceeding home state shipments to New York City 12 times; Chicago, nearly five times; Boston, over eleven times; and Philadelphia, almost five times.

During the past year the State has advanced in butter manufacture from third to second place among the states.

In the manufacture of cereals and corn products the State is gradually assuming leadership. A five million dollar improvement of one plant during the last three years shows the fine growth in this industry.

The direct importance of our factories to agriculture and our minerals is shown by fifteen industries comprising 27.2 per cent of all manufacturing plants and which used almost exclusively Iowa raw materials amounting in value to \$351,712,779 or 70.4% of all materials used in all manufactures; this exclusive of the many additional industries using our raw materials in part.

Gradually changing our policy of shipping nearly all of our raw materials out of the State for processing and in turn repurchasing the finished product, we are now slowly coming to the policy of processing our grains and our live stock and sending out the finished product, and at the same time more and more of the needed machinery for farm, factory and business house is made in the State. In agricultural machinery alone

more than four million dollars is now being spent in improvements for increased production.

The opportunity for factory extension is not only here but we must arouse ourselves to the need of growth to retain our splendid citizenship and to keep it from the need of seeking employment and investment elsewhere. During five years Iowa gained only 15,906 in population, and while both our birth rate and death rate is lower than the national average, yet we should have had at the end of 1924, considering births over deaths alone, 134,286 more people than the census showed.

Our farm population during the five years decreased 33,241, and with the introduction of power driven and labor saving machinery and more efficient management, this decrease will continue indefinitely. As an illustration the Bureau of Labor, through the County Farm Agents has taken a survey and found over 9,000 corn husking machines in the State, practically three hundred of these are of the recent double row make. More than 60 combination harvesters were found. So, in every line the power driven labor saving machine is installed on the farm, and labor displaced must migrate to the city, and unless our industries there are built up these must remain in idleness or the migration must go out of the State, losing to Iowa its investment in education and the benefit of the possible production and earnings of the men.

We have referred to mechanization, mass production and elimination of waste in industry, resulting in a displacement of man power both in the established factory and farm. The same process is apparent in building, in public improvements, in mines, in office, everywhere, and the only means to keep this labor employed is to find new avenues of employment either through new industries filling demands of changed standards, or the enlargement of those we now have. In the shifting process of labor the State has a vital concern which is partly filled by the employment service in connection with the Bureau of Labor.

BUREAU OF LABOR

To encourage manufacture, the Bureau of Labor has compiled a revision of the Directory of Manufacturers showing Iowa resources and diversity of manufacturers. This issue will be distributed among schools to familiarize our youths with Iowa resources and opportunities. They will also be distributed in all of the principal libraries of our own nation and of continental countries, as well as in all United States consular agencies as a means to aid our State export trade. Important business concerns throughout the nation have requests on file for this Directory.

To relieve unemployment the State through this Bureau is maintaining two employment offices that during the biennial period ending June 30, 1928, filled 60,609 jobs. Of these, 40,918 were filled by men, and 19,691 by women. Twelve thousand four hundred ninety-five of these were farm

jobs, 4,962 were farm and dairy jobs upon a monthly or yearly basis, the others in seasonal needs.

Inspection to minimize hazards of industry and employment, and the safe-guarding of children in schools by proper emergency exits, likewise the general public in places of amusement and other public places has made progress. For the fiscal year ending June 30, 1917, industries of the State reported 21,676 accidents with 194 deaths; for the calendar year of 1927 the same type of industries reported 7,817 accidents and 35 deaths. This decrease was incident to a co-operative and enlightened industrial management, Workmen's Compensation Laws and casualty insurance companies all working in harmony with the efforts of the bureau.

Practically all architects either submit plans of buildings or work along well developed rules of the bureau, in construction of buildings requiring safe exits under the law.

The Elevator Law of more recent enactment is bringing good results. Fully 95 per cent of all passenger elevators are now equipped with approved inter-locks thus eliminating in the main serious accidents, and in all new installations of both passenger and freight elevators the almost universal code of safe practice is followed, and older installations are brought up to the required standard as rapidly as possible based upon existing conditions, and all of which will more fully insure safety to our people.

THE COAL INDUSTRY

The coal industry forms an exception to the general rule of prosperity. It is in the worst shape of any Iowa industry. There have been numerous contributing causes such as over-production, competition from other fuels, labor disturbances, and unjust and discriminatory freight rates. These unsettled factors have been somewhat abated but not sufficiently to restore the industry to its former state of economic importance and prosperity.

In some fields there has been an encouraging movement in which the operators, miners, and the general public, have participated.

Heating plants, and chimneys should come under the building code and all chimneys should be made large enough to burn Iowa coal, and all furnaces should handle Iowa coal. All public coal should be Iowa coal.

It is not necessary that we send to other states for our fuel supply as we are provided with more than enough to take care of our every need right here at home. Not only can we be loyal to, and patriotic toward home industry—a home industry that will give employment and business to thousands of people directly, but it will give employment to thousands of others who are indirectly given employment and maintained in business because of the wealth put into circulation from the coal industry.

MINING EXAMINING BOARD

It is the policy of the State that the expenses created by all Boards in the interests of a particular industry be borne by that industry.

Our mining board is costing the State money for its maintenance. It has been the practice of the State to make a charge of \$2.00 for registration fee, and if the applicant passes the examination, another charge of \$2.00 is made for a certificate. The registration and fee should be increased and a charge of \$5.00 made, in order that this Department may be self-sustaining. In addition, a renewal fee of \$1.50 per year should be made for each certificate in force in case of failure to pay within 30 days after receiving notice from the Secretary. The law should provide that certificates once voided can be reinstated on the payment of \$7.50.

If this arrangement were made this Department would be self-sustaining, whereas the Board now costs the State around \$1,500.00 annually.

SCHOOL TREASURER

The office of School Treasurer in the various school districts should be abolished and the County Treasurer should be authorized to pay all warrants out of the School Funds. If this provision is not adopted, the law as to the Audit of School Treasurers should be extended so as to include rural districts. The abolishment, however, of the office of School Treasurer, would be a saving to the taxpayers and would eliminate an unnecessary office.

STATE FISH AND GAME DEPARTMENT

Substantial progress has been made by the Fish and Game Department during the last biennium as shown by the State Accountants' report.

The total receipts for 1927 and 1928 amounted to \$439,175.73, an increase of \$47,984.59 over the two years previous. Fines imposed and collected for violations of the game laws during the period just passed (which were placed to the credit of the school fund) amounted to \$46,520.54, an increase of \$8,108.64.

Distribution of larger game fish has increased. Receipts for sale of coarse fish show a decrease, indicating that some progress is being made in reducing their numbers. Improvements have been made at all fish hatcheries. Land has been purchased for hatcheries and nursery ponds in addition to the regular expense of operating the department.

The Iowa Fish and Game Department is a pioneer in the establishment of Wall-eyed Pike nursery ponds. Very satisfactory results are being shown at Spirit Lake and Okoboji Lakes. There were 1,617,500 pike ranging from five to eight inches in length taken from the Center Lake nursery pond and placed in East Okoboji, West Okoboji and Spirit Lake.

The Department is maintained by fees collected for hunting and fishing licenses and from the sale of rough fish. This is a special fund paid for a particular purpose and any sum remaining after the payment of the expenses of the department should be used in the development of our lakes, parks, and the propagation of fish and game instead of being turned over to the general fund.

The future policy of the Department should be to enlarge and increase the number of rearing ponds for game fish, purchase waste areas through the State for game refuges and public shooting grounds, and secure, if possible, a more wholesome respect for the game laws.

INSURANCE DEPARTMENT

The insurance companies represent great accumulations of wealth. They are in sound condition. This line of business has been growing by leaps and bounds and the importance of safe-guarding them multiplies with the number of our citizens who become interested as investors. It has played, and will continue to play, an important part in the agricultural development of our Commonwealth. That this business has confidence in the future of agriculture is best demonstrated by the support it gives and the service it renders.

Mismanagement of companies has been ferreted out by the Department. Parties guilty of malfeasance in office have been removed and others placed in their position. Integrity and sound business methods must ever be present in the control and management of our insurance companies. It is the most sacred of all business.

The Insurance Department has been unusually diligent and watchful, and the public can rest in a feeling of security that their investments in insurance are safe.

FIRE MARSHAL

During the past biennium the State Fire Marshal's Department has been woven more firmly into the state government than it has probably been since it was created in 1909. This has been accomplished largely through practical and thorough co-operation with other state law enforcing bodies and with county, city and town officials. The effectual benefit of this office has harmoniously permeated nearly every county in Iowa.

One hundred and fourteen investigations have been made during 1928. Of these sixteen have culminated in successful prosecution and conclusion involving twenty-nine persons. Some of these guilty of arson are in prison or awaiting trial, some feeble minded are being treated in state hospitals for the insane, some are in the boys' reformatory, while others are paroled. There are still seven who are fugitives from justice, in jail awaiting trial or at liberty on bond. There are eleven indictments still pending against six persons. Besides these cases, evidence of criminal

nature has been filed with various county attorneys which they will present to grand juries.

A large number of inspections have been made which have resulted in conditions being removed or corrected thereby materially reducing property loss through fire.

The moral effect of the work is generally felt and recognized throughout the state thus giving the department added and valuable prestige.

During the past year a Fire Prevention Manual was prepared and distributed to all public and private schools for use in the various grades. Educational work in Fire Prevention has progressed rapidly and with wonderful and far-reaching results. More observance of fire safety rules and greater care is being practiced by our people, that will cause the theory of fire prevention to become an actual condition. People are eliminating fire hazards by removal, repairing and cleaning. Much has been accomplished through the campaign of education as to the causes and dangers of fires.

The department should continue to enlarge upon its campaign of education on fire prevention so that the now accepted theory will culminate into a stern and pleasant reality thereby saving human life and conserving millions of Iowa wealth.

IOWA STATE COLLEGE AT THE 1928 INTERNATIONAL

Iowa, the greatest live stock state in the Union, was creditably represented at the International Live Stock Exposition by carload exhibits from Iowa feed lots, by pure bred cattle, horses, sheep and swine, which held their own against the best brought in from other states and from Canadian provinces.

Best of all were the victories won by two 4-H Club boys from Marshall County. Clarence Goecke won the grand championship on his yearling Hereford steer while the Angus steer shown by Keith Collins, won the championship in the beef carcass competition. The former sold for the new record price of \$7.00 per pound live weight, or a total of \$8,050.00, and the latter sold for \$6.75 per pound dressed weight, or a total of \$4,873.50.

In the largest and best fat stock show ever assembled at the International, the exhibit from Iowa State College very creditably represented Iowa's greatest industry and won many of the highest prizes.

The following interesting statement and tabulation was taken from the Chicago Tribune of Monday, December 10:

"IOWA AT TOP OF LIST

.... Just as the Iowa State College held the lead in the number of championships and first prizes, so also did the State. There were 201 championships and first awards credited to the State of Iowa, including the

winnings of individual exhibitors and the college. Iowa has 130 championships and 71 firsts in her state trophy chest."

WHERE THE TROPHIES WENT

Following is the standing of the first twelve states, not including prizes awarded below first place:

State	First Prize	Champs.	Total
Iowa	130	71	201
Illinois	103	35	138
Indiana	49	21	70
Ontario, Canada.....	42	21	63
Ohio	47	14	61
Wisconsin	32	18	50
Michigan	33	12	45
Minnesota	30	14	44
Montana	28	8	36
Nebraska	23	9	32
Colorado	24	6	30
Kansas	16	4	20

The Iowa State College exhibit of cattle, hogs and sheep won a total of 145 ribbons. Included in this number of ribbons are:

- 2 grand championships
- 2 reserve grand championships
- 20 champions
- 47 firsts
- 27 seconds

Among the most coveted prizes won by our college live stock exhibit are the following:

- Best general exhibit of cattle, hogs and sheep.
(15 state colleges and universities competing.)
- Grand champion barrow of the show, all breeds and weights competing.
(Sold for 32 cents per pound.)
- Grand champion pen of three barrows of the show.
- Reserve grand champion pen of three barrows.

The following appeared in the Chicago Daily Drovers' Journal Tuesday, December 4, 1928, and is of interest in this connection:

"In the strongest show of fat hogs ever seen at the International, Iowa State College won a large share of the premiums. Their Duroc barrow farrowed in September, 1927, was the grand champion over all breeds and their pen of the same breed and age was the winner over pens of three barrows of all breeds.

It was the biggest show of barrows in numbers and the highest in average excellence of the fat hogs exhibited, of any staged at Chicago."

Champion swine carcass, all breeds and weights competing.

(Sold for new record price of \$1.60 per pound.)

Grand champion group of three steers, all breeds competing.

Champion get of sire group of steers, all breeds competing.

Champion group of five steers, all colleges competing.

Champion group of five hogs, all colleges competing.

Champion steer calf of the show, all breeds competing.

Reserve champion steer calf of the show, all breeds competing.

The following taken from the Chicago Daily Drovers' Journal under date of Wednesday, December 5, will no doubt be of interest in this connection:

"In the calf championship, eight wonderful calves, the blue ribbon winners of all the calf classes, including about 200 head shown, faced the judge. It was a close contest.

There were three calves of the quality and kind that had found popular favor in past years for the highest honors. They were all from the Iowa State College, the senior Hereford calf, that was grand champion at the Omaha show, the senior Angus calf that was reserve breed champion here, and the senior grade Angus calf.

It would be a high honor to any college to show one such an animal, but to bring out all three of the contenders reflects highly of the good work being done along beef cattle lines at the Iowa State College."

Champion Angus steer.

Reserve champion Angus steer.

First prize Angus group of three steers.

(Sixth consecutive year this prize has been won by Iowa State College.)

First prize group of grade steers.

Reserve champion Hereford steer.

Won blue ribbons in seven breeds of swine and championships in six.

Champion Duroc Jersey barrow.

Champion Berkshire barrow.

Champion Hampshire barrow.

Champion Tamworth barrow.

Reserve champion Hampshire barrow.

Reserve champion Spotted Poland China barrow.

Champion pen of three Durocs.

Champion pen of three Berkshires.

Champion pen of three Chester Whites.

Champion pen of three Hampshires.

Champion pen of three Tamworths.

Champion Oxford wether.

Champion grade wether sired by Shropshire ram.

Reserve champion Oxford ram.
Reserve champion grade wether.
Reserve champion Hampshire wether.

In college classes for yearling wethers, our exhibit won second, third, fourth, and fifth, all colleges competing with yearling wethers of all breeds.

In addition to many other important prizes, Iowa State College did the unexpected by breaking into the winning column in the fleece exhibit. Her winnings here were: Ram fleece, first; ewe fleece, first; market fleece, first and third.

All of this live stock had been used as laboratory equipment for instructional and demonstrational purposes and at the conclusion of the show, most of the fat stock was sold for prices that were somewhat above market quotations. All of the pigs, all of the yearling wethers and all of the steers other than the junior calves and one senior calf were sold. A senior Hereford calf that was the grand champion at the Ak-Sar-Ben show at Omaha; champion calf, all breeds competing at the International, and reserve champion Hereford steer, being defeated only by the summer yearling steer shown by Clarence Goecke, was so popular with the Hereford Breeders Association that the officials persuaded the management at Ames to let this steer go on to the National Western Stock Show to be held at Denver, Colorado, the Week of January 12 to 19, 1929. The steer will be cared for and exhibited without expense to Iowa State College but will be entered in the name of the college and will be sold at the conclusion of that show. He will undoubtedly bring just as much money as he would have brought at Chicago, and in addition, should creditably represent Iowa in the fat steer show at Denver.

PARDONS, COMMUTATIONS, SUSPENSIONS AND REMISSIONS

Pardons, commutations, suspensions and remissions have been granted during the past two years with great care and caution, as set out fully in a separate report presented to the General Assembly for its examination, as provided by statute. In every case there has been a complete investigation of the facts and in almost every instance no action has been taken except on the recommendation of the Board of Parole, or the Judge who presided at the trial and the County Attorney who prosecuted the case. In many cases such clemency was also advised by a number of representative citizens residing in the community where the crime was committed and in a number of instances the recommendation for leniency was accompanied by the endorsement of all of the county officers of the county in which the crime was committed. No action was taken in any case except as recommended by the Board of Parole, the Judge or the County Attorney, as indicated above.

The Board of Parole has been very diligent and painstaking in the investigation of all cases which have been submitted to them by me,

and also in studying the cases of the men and women in our institutions. Their work during the past biennium has been of a high order.

REFORM CRIMINAL PROCEDURE

There is no question about the wide-spread criticism and dissatisfaction among the people in the administration of the criminal law. The fault of this lies not so much in that we do not have enough crimes defined in our Code and the machinery for punishment, but the main difficulty lies in the methods of criminal procedure which are archaic and have come to us from ancient times.

Too many men escape punishment on technicalities that are unnecessary in the administration of the criminal law or in the procedure of justice in such cases.

In some instances the criminal procedure in this State is in advance of most of the States and has been progressive and forward-looking but we still cling to the ancient forms in the matter of indictment and information. While we have liberally permitted the amendments of indictments and information, still this is not sufficient to meet the needs of the situation.

The State Bar Association of this State unanimously adopted a recommendation to the Legislature that we take another forward step by the adoption of the so-called short form of indictment. This is particularly in vogue in the State of Massachusetts, where it has worked successfully and it has been adopted in other States.

For example, it is not infrequent that an indictment, drawn in the state of Iowa, would be in the following form:

DISTRICT COURT OF THE COUNTY OF _____
IOWA

THE STATE OF IOWA

Against

A. B.

STATE OF IOWA, SS:
INDICTMENT

The grand jury of the county of _____, in the name and by authority of the State of Iowa, accuse A. B. of the crime of murder, committed as follows:

The said A. B., on or about the _____ day of _____ A. D., _____, in the county aforesaid, in and upon the body of one C. D. then and there being and alive, wilfully, feloniously, deliberately, premeditatedly and with malice aforethought, did commit an assault with a deadly weapon, being a revolver, then and there held in the hand of the said A. B. and loaded and charged with loaded cartridges, and then and there the said A. B. did, with the specific intent to kill and

murder the said C. D., wilfully, feloniously, deliberately, premeditatedly, and with malice aforethought, shoot off and discharge the contents aforesaid of said deadly weapon, at, against, and into the body of the said C. D., thereby wilfully, feloniously, deliberately, premeditatedly, and with malice aforethought, inflicting upon the body of the said C. D. a mortal wound, of which said mortal wound the said C. D. from the said date of, A. D.,, until the day of A. D.,, at, in said County aforesaid, did languish and languishly did live, on which said day of, A. D.,, the said C. D., at, in the county aforesaid, died of the mortal wound so inflicted by the said A. B. as aforesaid; and so the grand jury say the said A. B., him, the said C. D., in the manner and by the means aforesaid, wilfully, feloniously, deliberately, premeditatedly, and of his malice aforethought, did kill and murder, contrary to the statute in such case made and provided and against the peace and dignity of the State of Iowa.

.....
 County Attorney of
 County, Iowa.

The proposed statutory short form of indictment would be substantially as follows: (After the caption).

The grand jurors of the County of Polk accuse John Doe of murder and charge that on or about the first day of December, 1928, John Doe murdered Richard Roe.

(..... Burglary, and charge that on or about the first day of December, 1928, John Doe committed burglary in the dwelling of Richard Roe.)

(..... Robbery, and charge that on or about the first day of December, 1928, John Doe robbed Richard Roe; etc.)

In other words, the indictment will state the charge in the simplest possible form. And if, in a particular case the defendant really needs more information in order to prepare his defense, the court, on a proper showing, will order the county attorney to give him a bill of particulars setting forth the facts that he needs to know.

Such a short form of indictment covering the various crimes would simplify the practice, eliminate the possibility of technicalities in the forms of indictments under which many guilty men escape or new trials are unnecessarily granted at great expense.

The movement to simplify criminal procedure and avoid archaic technicalities is being studied by criminologists, judges, and lawyers throughout the Nation, and Iowa could well afford to lead in this.

This substitutes twentieth century common sense for absurd eighteenth century verbosity. Massachusetts has used this method in criminal cases since 1899 and has found it highly satisfactory. It has also been in use in England since 1915 and has been recommended by the American Law Institute.

THE IOWA NATIONAL GUARD

The Iowa National Guard, at present, is composed of the following units:

State Staff.

Headquarters and Staff, 34th Division.

67th Infantry Brigade (133rd and 168th Infantry).

113th Cavalry

135th Field Artillery.

186th Hospital Company.

186th Ambulance Company.

Total: 242 Officers.

3 Warrant Officers.

3,361 Enlisted Men.

The quality of the Guard personnel has been improved to such an extent that the various units are now composed of the very best young men in the community in which the units are located. Weekly attendance at drills has improved seventy-five per cent (75%) and the officers who command the organizations are professionally qualified in all respects.

The State of Iowa is fortunate in having one of the best permanent camp grounds in the United States, located as it is approximately twelve (12) miles from Des Moines, it is finely adapted to the needs of the Guard. Units of the Guard now going into Field Training have nearly all the conveniences that could be expected. Facilities for hot water have been installed in each bath house during the past two years so that now each organization has comfortable bathing facilities, mess halls, ten floors, electric lights, and in addition to these features Camp Dodge has one of the largest swimming pools in the country.

In the matter of new construction at Camp Dodge, it will soon be necessary to provide a new machine shop, a Brigade Headquarters building, a hospital, and three regimental infirmaries. It is thought and expected that the Federal Government will assist in this construction. The regimental infirmaries and Brigade Headquarters buildings are made necessary by the fact that now the War Department orders our 34th Division Headquarters, and two Division Companies to Camp Dodge for annual training.

UNIFORM VETERANS' GUARDIANSHIP ACT

The veterans of the late world war are very much interested in a uniform veterans' guardianship Act, in order that the estates of world war veterans can be administered uniformly and in the most economic manner. The Act is not intended to supersede or repeal the existing guardianship laws of the State. It is intended to apply only to the guardianship of Bureau beneficiaries and its limitations would operate only upon the administration of funds paid to a guardian by the United States Veterans Bureau. In other words, the law would not have effect

upon property received by the guardian of any incompetent or minor ward from sources other than the United States Veterans Bureau.

The Act provides among other things:

1. That the certificate of the Director of the United States Veterans Bureau shall be prima facie evidence of the necessity of the appointment of a guardian for an incompetent Bureau beneficiary.
2. That no one person may be guardian for more than five wards unless the wards are all members of the same family—exception being made in the case of Trust Companies who may be guardian for more than five persons.
3. That notice of hearing be filed upon the proper office of the United States Veterans Bureau upon the filing of an annual account or an application for an allowance from the guardianship estate for any purpose.
4. That the investment of guardianship funds which are not necessary to meet the current expenses of the ward be mandatory.
5. That a guardian's compensation shall be in reasonable amount as allowed by the Court but not to exceed five per centum of the income into the estate except upon a showing to the Court of the performance of unusual and extraordinary services by the guardian.

The proposed Act as a whole provides for a close co-operation between the United States Veterans Bureau and the State Courts for the purpose of preventing fraud and misappropriation of guardianship property. The legislation recognizes the joint responsibility of the Federal and State Governments in the administration of these guardianship estates and is intended to assure a maximum application of compensation and insurance payments for the actual benefit of the wards.

The recommendation of the National Conference of Commissioners on Uniform State Laws has endorsed this measure, also the American Legion and the Veterans of Foreign Wars. It is worthy of your earnest and thoughtful consideration.

AERONAUTICS

Aeronautic legislation is of great importance to the people of our State. Cities and towns should be granted the power to establish, maintain and operate airports and landing fields either within or without their limits, to issue bonds for that purpose, and to levy a tax to pay such bonds and interest.

Uniformity in the matter of the operation of aircraft through the United States, whether interstate or intrastate in character, is desirable. Therefore, legislation should be enacted which will, in its effect, bring about the observance of requirements identical with those of the Federal Government. For like reasons it should be made an offense for airmen or

aircraft to operate or be operated within the State of Iowa unless and until licensed by the Federal Government.

The Secretary of State should be vested with power and authority to make and promulgate regulations covering air traffic rules in this State which shall conform to and coincide with the Air Commerce Act of 1926, air commerce regulations and air traffic rules issued pursuant thereto, and to enforce the provisions of state legislation requiring federal licensing of airmen and aircraft.

State legislation dealing with this subject should conform to Federal laws for interstate regulations.

FEDERAL ESTATE TAX AND THE STATE

Our state, without any cost to its citizens, by making a change in its inheritance tax laws, could greatly increase the amount received from such taxes. The Federal Estate Tax provides that the amount paid on said inheritance tax may be credited on the Federal tax up to the amount of 80% thereof; the tax as levied at present in Iowa in many instances does not amount to 80% of the Federal tax.

If an additional amount was levied on the estates subject to the Federal tax to bring the amount of the state tax up to 80% it would cost the Iowa people nothing and would merely reduce the amount which goes to the Federal Government. State like New York, Massachusetts, California, and others have taken advantage of this provision. Some of the states have merely changed their laws by adding a short provision to the effect that where the total of state inheritance tax did not equal 80% of Federal tax an additional tax should be levied on the state equal to the difference. Others have changed their laws so as to levy rates that amounted almost to 80% of the rates of the Federal tax and graded it in the same manner.

The Inheritance Tax of Iowa ought to be entirely remodeled. At present it does not matter if the widow's share is a million dollars, if it does not exceed her dower interest, she pays no tax thereon; a widow's dower ought to be exempt up to \$50,000, but there is no good reason why the exemption should continue indefinitely.

The amendment of the Estate Law of Iowa as suggested herein will increase the income of Iowa approximately in the sum of \$400,000 for the biennium.

HIGHWAYS

Four years ago our road laws were in a chaotic condition. Some progress had been made in the transition from the obsolete administrative machinery of pre-automobile days, but this transition had not been brought to its logical conclusion as to either primary or secondary roads. We were in between the old order and the necessities of the new order. The control of the primary roads was still vested in the counties, al-

though the state performed certain functions with respect to these highways. Primary road funds were allotted among the counties on a fixed basis, regardless of the necessities. Abutting property was assessed for a portion of the cost of paving. Pavement could not be built without a vote of the people, even though funds were on hand with which to make payment therefor. The county's credit was being absorbed in the voting of bonds for the improvement of the primary roads. The interest on these bonds was paid out of a property tax levied by the county. Funds were insufficient to meet the requirements. We were using primary funds on secondary roads. Our laws were in conflict with the federal aid road law. The Secretary of Agriculture had served notice on the Governor that we would cease to receive our allotted portion of the federal aid road funds if we did not change our laws so as to comply with the federal aid road act. Some progress was being made in the improvement of the secondary roads, but here also legal and administrative machinery were inadequate.

Our first concern was with respect to the primary roads. We felt that if we could get the primary road problem settled in a satisfactory manner, then the secondary road problem could be approached with unanimity of purpose and a good chance of success. We had at that time on our primary road system, 500 miles of pavement, 2,200 miles of gravel, 1,900 miles of graded but unsurfaced road, and 2,000 miles of ungraded road. We were building pavement at the rate of 100 miles per year, grading 400 miles per year, and graveling 350 miles per year.

In the inaugural address to the Forty-first General Assembly, I recommended

1. That our primary road laws be revised to comply with the federal aid law.
2. That special assessments for paving on primary roads be done away with, and all assessments previously levied be refunded.
3. That the allotment of primary road funds among the counties on a fixed basis be discontinued and that said funds be kept "as a single state fund for the improvement of the primary roads of the whole state."
4. That a tax be levied on gasoline sold in the state to provide additional funds, the proceeds of said tax to be divided between the primary and the secondary roads.
5. That "the direct construction and maintenance work on the primary roads and the funds created therefor" be placed "under the state highway department."
6. That the interest and principal of primary road bonds be paid from the primary road fund.
7. That the road user should pay for the roads.

These recommendations were amplified in a special message to the Forty-first General Assembly on February 14, 1925.

The 41st General Assembly amended our primary road laws so as to comply with the Federal Aid Act, thus securing to Iowa the continued receipt of her allotted portion of the federal aid road funds. The General Assembly also enacted a law levying a tax of two cents per gallon on gasoline sold within the state. One-third of this tax was devoted to primary roads; two-thirds was devoted to secondary roads. In the inaugural address to the 42d General Assembly, these recommendations were renewed with the further recommendations that an additional tax of one cent per gallon be levied on gasoline, the proceeds of said tax being devoted to the primary roads, and that the control of the township roads be vested in the county boards of supervisors. These recommendations, insofar as they pertained to the primary roads, were all enacted into law by the 42nd General Assembly.

In a special message of March 5, 1928, to the extra session of the 42nd General Assembly, it was recommended that an act authorizing the issuance of one hundred million dollars of state bonds for the completion of the improvement of the primary road system, be submitted to a vote of the people of the state. The fundamental principle of the proposal was that the bonds and the interest thereon should be paid out of the primary road fund and without the levying of a property tax. This measure was adopted by the General Assembly and later approved by an overwhelming vote of the electorate of the state.

Under the stimulus of these successive enactments by the 41st and 42nd General Assemblies, our primary road improvements were speeded up in a very gratifying manner. Whereas four years ago we were building pavement at the rate of 100 miles per year, we constructed 740 miles of pavement in 1928. In the four years that have intervened since the convening of the 41st General Assembly, we have paved 1,213 miles, graveled 1,401 miles, and permanently graded and bridged 1,961 miles of the primary road system. Considerably more than half this work has been accomplished in the two years intervening since the 42nd General Assembly completely revised our primary road laws. In these latter two years we have paved 1,060 miles, graded and bridged 1,136 miles, and graveled 707 miles. At the present time the condition of the primary road system is as follows

Paved	1,638 miles
Graveled	3,207 "
Built to finished grade but not surfaced.....	1,114 "
Not built to finished grade	802 "
Total	6,761 "

With the adoption of the state bond act, the revision of our primary road laws and financial arrangements may be said to be complete. Our

laws affecting these highways are in every respect up-to-date and equal to those of any other state in the Union. A few minor adjustments of these statutes may be necessary from time to time, but substantially speaking, our primary road problem is settled. There remains only the administrative problem of building each year on our primary road system, such mileages of pavement, gravel, or permanent grade as may be necessary to fully complete the program with a period of six years as contemplated under the state bond act. When this program is completed, we will have a paved road system of substantially 5,000 miles. The remaining 1,700 miles of the primary road system will have been permanently graded, bridged and surfaced with gravel.

We can with confidence look forward to the completion of our primary road system under the state bond act. Experience thus far has shown that the estimates on which this act is founded were conservative and sound. Pavement constituted the principal item of expenditure in the construction program. The estimates submitted to the legislature when this act was under consideration were based on a cost of \$28,000 per mile for pavement. At the present time, contracts for pavement are being let considerably below that figure, in many instances even below \$25,000 per mile. The estimated income from the motor license fees and gasoline tax going into the primary road fund, as submitted to the General Assembly when the act was adopted, amounted to \$13,689,000 per year. In the twelve months period ending November 30, 1928, the actual income from these sources was \$14,390,817.00 or more than \$700,000 in excess of the estimates submitted to the General Assembly which adopted the state bond act. Even at the smaller figure our state bond program was on a sound financing basis, as the estimates showed that there would be a surplus of nearly three million dollars per year during the bond-paying period, over and above the payment of principal and interest on the state bonds and all other obligations against this fund.

The state highway commission is well organized with an efficient engineering force capable of supervising the expenditure of the vast funds provided under the state bond act, and able to safeguard the interests of the people in the building of these highways.

We may now consider our primary road problem solved and turn our undivided attention to the solution of our secondary road problem, of which I will have more to say later.

I recommend the adoption, by the State, of the bridges and city streets needed for the continuity of the highway system, together with ample provision for the expense thereby imposed upon the Primary Highway Fund.

I commend to your early and earnest consideration the disposal of problems involving the future of the public highways to the end that there may be as little derangement as possible in the continuing activities of the Highway Commission.

The Workmens' Compensation Act should be amended so that the accidents in connection with the construction of the highways should be charged to and paid from the Highway Fund.

REGULATING THE OPERATION OF VEHICLES ON HIGHWAYS

In every state law there are some matters of local concern only. There are other matters on which there is a crying need for harmony.

Today the traveling motorist cannot avoid constant unwitting violation of the numerous conflicting statutes. Because of inadequate state laws, cities have adopted regulations still further in conflict. This situation breeds disrespect of all motor vehicle laws, and causes infinite inconvenience, delay, confusion and accidents. Uniformity of laws will promote law observance, comfort and safety.

The summary as prepared by the Commissioners on Uniform State Laws for the convenience of legislators, state officials, and others who believe in the principle of uniform traffic regulations is worthy of your earnest consideration.

I recommend the adotion of the Uniform Motor Vehicle Code, including: Uniform Motor Vehicle Registration Act; Uniform Motor Vehicle Certificate of Title and Anti-Theft Act; Uniform Motor Vehicle Operator's and Chauffeur's License Act; and Uniform Act Regulating the Operation of Vehicles on Highways; drafted by the National Conference of Commissioners on Uniform State Laws.

BANKING

The past two years have been years of reconstruction for the banks of Iowa. In many respects these two years have been the culmination of the economic troubles of Iowa, as there have been more bank difficulties than for many generations. Deflation of Iowa land values and of farm products forced the failure of many banks and also made necessary the reconstruction of many other institutions. These conditions have also made necessary the installations of new banking practices and different banking methods. Banking has been going through a transition which has made it imperative that safer banking methods be adopted and that the troubles caused by economic conditions and poor banking be corrected. The Banking Department of the State of Iowa has had a very busy two years, working day and night, many times seven days a week, helping in a constructive way to build up the banks of the state. The public cannot know of 95% of the work of this Department. The scores of banks saved and the hundreds of bad situations worked out, of course, cannot be made public. There has been a sincere, honest endeavor made to be of constructive help at all times. The Superintendent and his force have been handling an unprecedented situation of a combination of bank and business trouble which has never been equaled in this state. However, by wise counsel, constructive work, and by the putting in force of better banking rules the Department has been able to make a wonderful record in the improvement of banking conditions. One of the

reasons for so much bank trouble in this state has been its over-banked condition and the Department is taking a very conservative attitude in refusing requests for many new charters. Too many banks was responsible for many troubles, among others, the making of poor loans on account of competition, paying too much for deposits, and general bad banking practices. Good banking in Iowa now requires a larger minimum capital than formerly and no banks have been chartered with less than \$25,000.00 capital and a substantial paid in surplus. At the present time, banks of this state are better and safer than ever before.

The Banking Department has charge of 697 Savings Banks, 336 State Banks, and 13 Trust Companies. On October 3, 1928, these banks had deposits of \$573,696,850.43, and capital of \$44,511,300.00, surplus and profits of nearly \$30,000,000.00. They had loaned out to Iowa people \$498,704,361.94 to keep the business of this state going in good shape. Deposits have increased in a satisfactory manner during the past year, having gone up at the rate of a million dollars a month.

The Superintendent of Banking, in addition to his other duties, also has charge of all of our closed banks as official Receiver. This has more than doubled the work of the Department. Mr. Andrew has charge of 198 closed banks, with assets of over one hundred million dollars, and the Department has paid back to the depositors \$40,000,000.00 at the lowest cost of administration that has ever been known in trusts of that kind. Enough has been received from interest and rents to cover all of the costs of receivership of every kind.

The next two years should show a continued improvement for the banks of this state. There are still many problems to be worked out, but nearly all of them are contingent on a better movement of land at a fair price. Nearly all of the remaining bank problems in this state can be easily solved under these conditions. Improvement in economic conditions will, of course, first affect and benefit the banks. In a large measure they have "cleaned house," better banking practices are in force, expenses have been reduced and new items of revenue made possible. The number of banks in this state should not be increased for some time; in fact, a large number of consolidations should be made and the Banking Department is working on several of these at the present time. The best solution for an over-banked condition in any community is a consolidation. Too many banks make a large overhead for the community to support and results in dangerous banking conditions.

The bankers of Iowa have been taught, by severe losses, that poor banking methods do not pay. Excess loans, frozen capital loans, and loans poorly secured have resulted in large losses. The result is that the bankers of this state have entered on an era of better banking, aided and counseled by the Banking Department of the state, and the coming two years should be years of real advancement and years of better business and banking in Iowa.

THE CHALLENGE OF THE HEROES IN OLIVE DRAB

The Thirty-eighth General Assembly provided for the creation of the Iowa War Roster Commission. This commission was authorized to gather material for publication as follows:

1. Complete roster of all soldiers, sailors and marines of all grades who served in the army, navy or marine corps in the Mexican Border Service of 1916 and 1917, and the World's War of 1917, 1918 and 1919.
2. Appropriate Historical Sketches of the organizations in which any considerable number of Iowa men served.
3. Summary of casualties.
4. Lists of Iowa soldiers, sailors and marines captured by the enemy.
5. Those buried in national and foreign cemeteries.
6. Those decorated or cited for any cause by the United States or any of the allied governments.
7. Sketches of the Selective Service work in Iowa, with reference to the work of state headquarters, district, local, medical and legal advisory boards, and government appeal agents.

The work has been carried on as nearly as possible in accordance with the provisions of the law creating the War Roster Commission. Great care has been exercised and exhaustive research made in the preparation of the historical sketches, and to verify the service records of those who served in the Mexican Border trouble and the 114,217 Iowa men and women enlisted in the World War. Of these, 54,147 were sent overseas and a total of 3,576 gave their lives in behalf of humanity and the Nation in the battle lines and in the camps at home and abroad.

No greater sacrifice can be named than that where men and women have been called to service for humanity and country at the risk of their lives, the separation from loved ones, at much financial loss and to endure the awful hardships incident to warfare. Some one has fittingly described the challenge which their service should afford to all alike: "The memory of our heroes, fallen and living, must be an inspiration forever to those of us who survive them, and because of them our goal, which is indeed the goal of the Nation, must be the ideal Commonwealth where loyalty is each citizen's chiefest passion."

We have in pulished form the history and record of those who served in the Civil War and the Spanish War, and it now becomes the duty of the state to do likewise for those who participated in the Mexican Border service and in the World War.

CONCLUSION

Finally, I cannot allow this occasion to pass without paying tribute to the officials and employees in public service whose efforts have been so instrumental in bringing about our present happy situation. Depart-

ment heads and elective officers have done more than merely discharge and function concerning the duties of their respective offices. A fine spirit of related helpfulness has been manifested. Whenever opportunity has afforded a chance to pull together for the public interest, there has been excellent team work and a complete absence of that friction which sometimes mars official relationship. Departmental co-ordination is the source from which the administration has drawn its strength to serve the people. I would emphasize the fidelity and diligence of the great army of State employees without which leadership could accomplish little. Zeal and integrity have marked the performance of the men and women who are doing the work of the State Government as competently.

Respectfully submitted,

JOHN HAMMILL,

Governor.

CANVASS OF VOTES

The President announced that the time had arrived for the canvass of the votes cast for the offices of Governor and Lieutenant-Governor at the general election held on November 6, 1928, and announced as teller on the part of the Senate, McLeland of Marshall, and as assistant tellers, Senators Rogers of Grundy and Cochrane of Montgomery.

Speaker Johnson announced as teller on the part of the House, Johnson of Dickinson, and as assistant tellers, Representatives Dayton of Washington and Ellsworth of Hardin.

The President further announced that, in accordance with statute, Tellers Johnson of Dickinson and McLeland of Marshall would constitute the judges of said canvass.

Speaker Johnson in the chair.

The Speaker then opened the returns in the presence of the joint convention, and the tellers proceeded to canvass the vote for Governor and Lieutenant-Governor of the State of Iowa cast at the general election held on November 6, 1928.

Baker of Jasper moved that the joint convention now recess until 1:45 p. m., Thursday. Motion prevailed.

The Senate returned to the Senate chamber and resumed regular session.

On motion of Senator Merritt the Senate adjourned until 11 a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 16, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. C. E. Burdine, pastor of the Presbyterian church of Wapello, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senators Bergman, Shaff, Kimberly, Gilchrist, Beatty, Cole, Clark of Marion, and Clark of Linn, for the day, on the request of Senator Stoddard; Senators Baird and Merritt for the day, on request of Senator Booth.

INTRODUCTION OF BILLS

Senate File No. 4, by Senator Lange, a bill for an act to repeal section sixty-six hundred seventy-six (6676) of the Code, 1927, relating to political activity on the part of the manager of a city under the city manager plan of government.

Read first and second times and referred to committee on cities and towns.

Senate File No. 5, by Senator Lange, a bill for an act to amend the law as it appears in sections fifty-five hundred eighty-three (5583) and fifty-five hundred eighty-six (5586) of the Code, 1927, relating to the licensing by township trustees of certain places of amusement.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 6, by Senator Lange, a bill for an act to amend section eighty-three hundred fifty-two (8352) of the Code, relating to the limit of indebtedness of Iowa corporations.

Read first and second times and referred to committee on corporations.

Senate File No. 7, by Senator Wilson of Page, a bill for an act to repeal the law as it appears in section thirteen thousand eight hundred ninety-one (13891) of the Code, relating to the failure of the defendant to testify in a criminal prosecution.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 8, by Senator Lange, a bill for an act to designate the number of members of school boards of school corporations having a population of not less than thirty-eight thousand (38,000), nor more than forty-five thousand (45,000), and provide that the terms of such school directors shall be for four (4) years.

Read first and second times and referred to committee on schools.

By unanimous consent, on the request of Senator Lange, Senate File No. 6 was corrected by inserting the figures "1927" after the word "Code," in both the title and body of the bill.

By unanimous consent, on request of Senator Wilson of Page, Senate File No. 7 was corrected by inserting the figures "1927" after the word "Code," in both the title and body of the bill.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 3, providing for the purchase of uniforms for the pages of the General Assembly.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 3

Resolved by the House, the Senate Concurring, That the pages of the Senate and House be required to wear a jacket during the session hours, the pages of the respective houses to be distinguished by different colors, and be it further resolved that the Sergeant-at-Arms of the Senate and the Sergeant-at-Arms of the House be instructed to secure such uniforms for the pages at a cost not to exceed \$5.00 each.

The Journal of January 15th was corrected and approved.

On motion of Senator Stoddard the Senate adjourned until 2:00 o'clock p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Frank Shane presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senators Anderson, Brookins, Brush, Christophel, Gunderson, Patterson, Rigby, Shaff, Stanley, Ulstad, and Wilson of Polk, for the day, on request of Senator Stoddard.

REPORT OF JOINT COMMITTEE ON EXTRA HELP

To the Honorable President of the Senate, and Speaker of the House of Representatives:

Your joint committee, appointed to consider applications and to nominate the extra help of the Forty-third General Assembly, begs leave to submit the following report and recommendations:

That the positions following be filled by the persons whose names appear herein at the compensation respectively set forth, beginning January 14, 1929:

Assistant law research—W. T. Frame, \$6.00 per day.

Assistant research—general—Helen M. Albert, \$4.00 per day.

Authority granted to the librarian to select stenographer at \$4.00 per day.

Senate telephone messenger—Harold Lewis, \$2.50 per day.

Page to librarian and his office—James MacGuire, \$4.00 per day.

Messenger and mail carrier—Claude Carr, \$4.00 per day.

Assistant matron—Carrie Gibson, \$4.00 per day.

Elevator tender—Meyer Rest, \$100.00 per month.

Elevator tender—L. G. Shannon, \$100.00 per month.

Electrician—Frank Shaeffer, \$4.00 per day.

Janitor—Gordon Glascock, \$100.00 per month.

Janitor—W. Grund, \$100.00 per month.

Janitor—George Corper, \$100.00 per month.

Janitor—G. H. Irwin, \$100.00 per month.

Janitor—C. M. Harmont, \$100.00 per month.

Janitor—C. A. Morrow, \$100.00 per month.

Janitor—R. B. Richards, \$100.00 per month.

Janitor—J. A. Cline, \$100.00 per month.

Janitor—Howard Smith, \$100.00 per month.

Respectfully submitted,

B. M. STODDARD,
CLYDE H. TOPPING,
On the part of the Senate.

MARION R. McCAULLEY,
WILBER F. HUBBARD,
WM. T. GILMORE,
On the part of the House.

By unanimous consent, on request of Senator Stoddard, the report of joint patronage committee was taken up and considered.

On the question, "Shall the report be adopted?"

Ayes, 26.

Bennett	Clearman	Langfitt	Rogers
Benson	Cochrane	Leonard	Stoddard
Bissell	Doran	Lowe	Shane
Blackford	Frailey	MacDonald	Tabor
Booth	Hager	McLeland	Topping
Carden	Ickis	Moen	Wilson of Page
Carroll	Lange		

Nays, none.

Absent or not voting, 24.

Anderson	Clark of	Gunderson	Rigby
Baird	Cerro Gordo	Kent	Shaff
Beatty	Clark of Linn	Kimberly	Stanley
Bergman	Clark of Marion	Klemme	Thompson
Brookins	Cole	Merritt	Ulstad
Brush	Gilchrist	Patterson	Wilson of Polk
Christophel			

The report was adopted.

Senator Stoddard moved that the vote by which the report was adopted be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

INTRODUCTION OF BILLS

Senate File No. 9, by Senator McLeland, a bill for an act to repeal section seventy-one hundred seventy-one (7171), Code, 1927, and to enact a substitute therefor and to provide for a levy of a tax for a county building repair fund.

Read first and second times and referred to committee on ways and means.

Senate File No. 10, by Senator Stoddard, a bill for an act to establish the general fund for the state of Iowa, for the biennium beginning July 1, 1929, and ending June 30, 1931, and to appropriate therefrom for all departments and various divisions thereof, of the state of Iowa, for all purposes provided by law, for the said biennium.

Read first and second times and referred to committee on appropriations.

By unanimous consent, on request of Senator Rogers, Senator Clark of Cerro Gordo was excused indefinitely.

On motion of Senator Lowe the Senate adjourned until 11 a. m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 17, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Lloyd Ellis, pastor of the Christian church of Moulton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Cochrane for the day on request of Senator Topping; Senator Thompson for the day on request of Senator Topping; Senator Cole for the day on request of Senator Hager; Senator Clark of Linn for the day on request of Senator Shane; Senator Gilchrist for the day on request of Senator Brookins; Senator Baird for the day on request of Senator Brookins; Senator Carden for the day on request of Senator Brookins; Senator Kimberly for the day on request of Senator McLeland; Senator Beatty for the day on request of Senator McLeland; Senator Merritt for the day on request of Senator Booth. On request of Senator Lange, all other absent Senators were excused for the day.

INTRODUCTION OF BILLS

Senate File No. 11, by Senator Brookins, a bill for an act to amend section seven thousand one hundred and sixty-one (7161) of the code, 1927, relating to the apportionment of the compensation of persons employed to discover property not listed or assessed for taxation.

Read first and second times and referred to committee on judiciary No. 1.

The Bremer County Farm Bureau Quartette, consisting of Mr. George and the Platts brothers, being present in the Senate, they were asked to entertain the Senate.

HOUSE CONCURRENT RESOLUTION

NO. 3 CONSIDERED

Senator Moen called up for consideration the following House concurrent resolution:

Resolved by the House, the Senate Concurring, That the pages of the Senate and House be required to wear a jacket during the session hours, the pages of the respective houses to be distinguished by different colors, and be it further resolved that the Sergeant-at-Arms of the Senate and the Sergeant-at-Arms of the House be instructed to secure such uniforms for the pages at a cost not to exceed \$5.00 each.

On the question, "Shall the resolution be adopted?" the vote was:

Ayes, 28.

Bennett	Christophel	Kent	Patterson
Benson	Clark of Marion	Klemme	Rogers
Bissell	Clearman	Lange	Shane
Blackford	Doran	Leonard	Stoddard
Booth	Gunderson	MacDonald	Tabor
Brookins	Hager	McLeland	Topping
Carroll	Ickis	Moen	Wilson of Page

Nays, none.

Absent or not voting, 22.

Anderson	Clark of Cerro	Gilchrist	Shaff
Baird	Gordo	Kimberly	Stanley
Beatty	Clark of Linn	Langfitt	Thompson
Bergman	Cochrane	Lowe	Ulstad
Brush	Cole	Merritt	Wilson of Polk
Carden	Frailey	Rigby	

The resolution was adopted.

President pro tem Shane took the chair at 11:50 a. m.

On motion of Senator Bissell the Senate adjourned until 1:30 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President pro tem Frank Shane presiding.

INTRODUCTION OF BILLS

Senate File No. 12, by Senator Doran, a bill for an act to legalize an election held on the 14th day of December, 1928, in the Town of Ogden, Iowa, on extending its municipal waterworks by completing the sinking and equipping of a deep well and contracting indebtedness for such purpose not exceeding \$15,000, and issuing bonds for such purpose not exceeding \$15,000, and levying a tax annually upon the taxable property in said Town of Ogden not exceeding eight mills per annum for the payment of such bonds and interest thereon and to legalize all acts and proceedings in respect to said election and to legalize the issuance of such bonds.

Read first and second times and referred to committee on judiciary No. 2.

The journal of January 16th was corrected and approved.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate proceeded to the House chamber under the direction of the sergeant-at-arms.

JOINT CONVENTION

JANUARY 17, 1929.

The joint convention reconvened, Hon. Frank Shane, President pro tempore of the Senate, presiding.

The President pro tempore declared a majority of the General Assembly present at the joint convention.

The tellers reported as follows:

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 17, 1929.

MR. PRESIDENT AND GENTLEMEN OF THE JOINT CONVENTION: Your tellers, appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 6, 1928, beg leave to make the following report of the total vote cast for Governor:

John Hammill	592,338
L. W. Housel	350,736
H. N. Rand	1,968
Howard Rose	1,767
William F. Patton	349

And the total vote cast for Lieutenant Governor at the election held November 6, 1928:

Arch W. McFarlane	579,445
Robert L. Finch	319,010
Sam J. Olson	1,876
Andrew Engle	1,704
Walter Swezey	287

All of which is most respectfully submitted:

W. E. MCLELAND,
FRANCIS JOHNSON,

Judges.

CHAS. T. ROGERS,
WM. COCHRANE,
C. O. DAYTON,
E. O. ELLSWORTH,

Tellers.

On motion of Senator McLeland of Marshall the report was adopted.

President pro tempore of the joint convention announced that John Hammill having received the highest number of votes cast for Governor, was duly elected to the office of Governor of the State of Iowa for the ensuing term, or until his successor is duly

elected and qualified, and that Arch W. McFarlane was duly elected to the office of Lieutenant Governor for the ensuing term, or until his successor is duly elected and qualified.

The following certificates were signed in the presence of the joint convention.

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 17, 1929.

This is to certify that upon a canvass in joint convention of the two houses of the Forty-third General Assembly of the State of Iowa of all the votes cast at the general election held November 6, 1928, for the office of Governor of the State of Iowa, it appeared that John Hammill received the highest number of all votes cast for any candidate at said election for said office, and was thereupon declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this 17th day of January, A. D. 1929.

FRANK SHANE,

*President pro tempore of the Senate and
President of the Joint Convention.*

J. H. JOHNSON,

Speaker of the House.

W. E. MCLELAND,

Teller of the Senate.

FRANCIS JOHNSON,

Teller of the House.

A. C. GUSTAFSON,

*Clerk of the House and Clerk of the
Joint Convention.*

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 17, 1929.

This is to certify that upon a canvass in joint convention of the two houses of the Forty-third General Assembly of the State of Iowa of all the votes cast at the general election held November 6, 1928, for the office of Lieutenant Governor of the State of Iowa, it appeared that Arch W. McFarlane received the highest number of all votes cast for any candidate at said election for said office, and was thereupon declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this 17th day of January, A. D. 1929.

FRANK SHANE,
*President pro tempore of the Senate and
President of the Joint Convention.*

J. H. JOHNSON,
Speaker of the House.

W. E. MCLELAND,
Teller of the Senate.

FRANCIS JOHNSON,
Teller of the House.

A. C. GUSTAFSON,
*Clerk of the House and Clerk of the
Joint Convention.*

President pro tempore Shane then directed the abstract of votes and certificates of election to be filed with the Secretary of State.

Senator Rogers of Grundy moved that a committee of five be appointed to notify the Governor-elect John Hammill and Lieutenant Governor-elect Arch W. McFarlane of the official result of the canvass of the votes.

Motion prevailed and the President pro tempore named as such committee, Senators Rogers of Grundy and Doran of Boone, and Representatives Nelson of Hancock, Johnson of Dickinson, and Files of Cerro Gordo.

Senator Rogers of Grundy, chairman of the joint committee appointed to notify Hon. John Hammill and Hon. Arch W. McFarlane of their election to the offices of Governor and Lieutenant Governor, respectively, submitted the following report and moved its adoption.

MR. PRESIDENT: As a committee appointed at the joint convention to inform the Honorable John Hammill and Honorable Arch W. McFarlane of their election to the offices of Governor and Lieutenant Governor, respectively, we beg leave to report that we have performed the duty assigned to us and that each officer assured us that he stands ready to assume the duties of his office.

CHAS. T. ROGERS,
L. R. DORAN,
C. H. NELSON,
FRANCIS JOHNSON,
CHAS. W. FILES,

Motion prevailed and the report was adopted.

The sergeant-at-arms announced the arrival of Governor-elect John Hammill and Lieutenant Governor-elect Arch W. McFarlane, accompanied by the Governor's staff.

Governor-elect Hammill and Lieutenant Governor-elect McFarlane were escorted to the Speaker's station.

Invocation was delivered by the Rev. A. A. Brooks.

The oath of office was administered to Lieutenant Governor-elect Arch W. McFarlane by the Hon. E. G. Albert, Chief Justice of the Supreme Court of Iowa.

Lieutenant Governor Arch W. McFarlane, President of the joint convention, presiding.

The oath of office was administered to Governor-elect John Hammill by the Hon. E. G. Albert, Chief Justice of the Supreme Court of Iowa.

Lieutenant Governor McFarlane then presented Governor Hammill, who delivered the following address:

GOVERNOR'S INAUGURAL ADDRESS

Mr. President, Mr. Speaker, Senators and Representatives of the Forty-third General Assembly, Ladies and Gentlemen:

In your presence I have just taken a solemn oath as Governor for the third time that I will support, obey and defend the Constitution of the United States, and the Constitution of this State. That I will discharge the duties of my office with fidelity. This public ceremony has the sanction of establish usage, which had its beginning no doubt in the thought that the incoming executive should be impressed with the seriousness of his responsibility, and that the people should at the same time be imbued with a sense of affectionate interest in their government. It does not need the pomp of this formality, however, to make me appreciate the duties that I am assuming toward all the people of the State. Prominent in my mind is a sense of anxiety lest my very fallible judgment lead me into acts that may prove harmful to the best interests of my state and its people. Surely no one in my present position could do aught but highly resolve that his every faculty and effort should be devoted to their welfare. May God give me strength and wisdom to carry out that resolution.

May I not, my fellow citizens, express the thought that I am not alone assuming a solemn responsibility for the third time today? I am entering into a covenant with you. My part of the covenant has been spoken, my promise given. But this is a government of the people, not merely a government of their elected servants, and you, as well as I have entered

into this solemn engagement. It is a duty of every citizen to support, obey and defend the Constitution of the Nation and the Constitution of the State. If I swear to enforce the laws of the State, you on your part, are equally obliged to obey the laws, and to support and sustain your public officials in their efforts to execute them. Our responsibility is mutual and we must both be faithful if we want to retain and enjoy unimpaired the blessings of our Democratic form of government.

We cannot too often renew our faith in the righteousness of the rule of the people. Our whole governmental structure, national and local, is founded on the principle that the will of the people is supreme. Jefferson expressed it that only the people truly know what the people need; that those who can take care of themselves are wise and practical enough to help care for state and nation; and that the only way to enforce laws is that the laws shall voluntarily be made by those who are to observe them. The people therefore are the rulers. Unless we have faith in their honesty and good sense, we shall be doubting the efficacy of our form of government. If I have been elevated temporarily to a position of authority, I am mindful of the fact that I have been elevated by you and that my duty is to carry out your wishes.

The Constitution of our State says, "The governor shall see that all the laws are faithfully executed." It is, therefore, not for him to elect which laws shall be executed. His sworn duty is to execute all the laws and no blame can attach to him if he enforces his oath of office. He can only be held culpable if he executes certain of the laws and ignores the rest. Here, too, his duty is identical with that of every good citizen. There can be no strength or security in our Constitution if citizens undertake to live up to the laws they approve, and flout those they do not like. Domestic tranquillity is submerged by such a course, and the resultant internal strife and dissension will cause true patriotism to wane and progress to halt.

Under our form of government, our public servants are chosen in the turmoil and passion of party strife. Partisanship runs high during our elections and tolerance for the views of our political opponents sinks to a low ebb. This is deplorable because it promotes narrowness and political bigotry. When the election is over it is at least time for sober sense to return, and the heat of the partisan should be submerged in the patriotism of the citizen.

The majority of the people has decided upon the personnel of the government, and it is the government of all the people, not of any one party. There should be ungrudging acquiescence in the popular will, politics should be laid aside and all should unite to promote the general welfare. Good citizens of whatever party will therefore unite in aiding and supporting their government officials. It is my hope that partisan distrust and illwill may be replaced with confidence in one another, and that we may work together harmoniously in achieving the destiny of the State we love which is our home.

That Iowa has a great destiny, let no one doubt. It is now almost eighty-two years since she was admitted to the sisterhood of States. We may profitably glance back over the record of those eight decades to see

whence she came and how far she has traveled. Looking backward is a useless gesture if it means nothing except worshipping the past, but it is useful if it reveals to us the progress that has been made and spurs us on to renewed effort.

Our population has increased from 102,388 in 1846 to 2,419,927 in 1925, a gain of approximately 22.63 per cent. Our assessed valuation of \$539,737,596 in 1900 has grown more than eight fold to a total of \$4,407,649,584 in 1928. Sometimes we become impatient that the growth has not been faster and yet this is surely a consistent gain. This retrospect should renew our faith in our State and reassure us that Iowa is moving steadily forward in material development.

LESS LAWS

On the making of many laws there seems no end. Our country suffers from legislative "indigestion," if we may employ the term. "Less Laws" might well be our motto with profit to our State.

It has been a maxim of the Legislature that each member is entitled to one legislative measure. A crowding of our statutes is the inevitable result.

Equal stress on statutory repeals would insure a stricter observance of the laws that should survive.

ECONOMY

Economy should be our keynote. To that, we should dedicate ourselves if we follow the example and precepts of our forefathers. America, on its economic side, needs, above all else, to return to the simple living and high thinking of another day if we are not to journey the path of luxurious living leading to the same inevitable decay that awaited other nations drunk with material success.

The frugality and simplicity that characterized our forefathers as they painfully created this State and nation from the wilderness of their day, teach in no uncertain terms the necessity of sacrifice to success. We shall never suffer for foregoing the pleasures that now teem on every hand. All the lessons of history teach that nations have perished when debauched with success.

Economy, then, in finance, may well be our watchword as we establish the policy of our State for the two years immediately ahead. Some individuals will argue that such parsimony can never bring success. Their policy is not found written, however, in the platform of either of the political parties in this State, and this would indicate rather clearly that it does not command the confidence of large groups of our population. On the other hand, each platform does pledge the strictest economy in governmental affairs consistent with the proper conduct of the affairs of the State, and this may reasonably be interpreted into a mandate not to spend unnecessarily on any hand, and to curtail wherever that shall be prudently possible.

Such seems fairly to be the obligation of both the great parties in this State today.

AGRICULTURE

The condition of agriculture has aroused the solicitude and engaged the thoughtful attention of public authorities in both State and Nation. In Iowa the Department of Agriculture has exerted itself in many ways to alleviate unfortunate conditions and lend support to the industry. Every agency of communication has been commandeered to spread information that might be helpful in increasing productivity and in marketing the output to the best advantage to the farmers. Experiment stations have been established and laboratories introduced for the purpose of studying all forms of plant and animal diseases, the origin, habits and the best methods of destroying all sorts of insect pests.

The studies of soil adaptability, fertilization, preparation, cultivation, harvesting and marketing have all been sponsored and encouraged throughout the State in a most helpful way. The dairy business has received marked consideration by both the Department of Agriculture and the State College of Agriculture and Mechanic Arts, to the end that the dairy herds may yield the maximum of production freed from the menace of communicable diseases. With an evident eagerness for enlightenment and growing interest in their problems, the farmers themselves are giving agriculture a new importance. There has been a decided increase in both production and value of crops. There is observable a growing tendency for the farmers to get together to work out their own problems. In any sphere of life self-helpfulness is the surest means of achieving success. On this bit of homely wisdom the farmers need no instruction. No class surpasses them in industry, self-reliance and the general understanding of their business. In the get-together movement there have grown up a number of useful organizations. Their influence is so widespread and their methods so practical and effective that the beneficial results of their activities entitle them to our grateful acknowledgment. The agricultural societies have made a useful contribution. Recently they have been exceedingly prosperous and their better and more varied exhibits have naturally attracted large attendance. The displays made by them are highly stimulating to efforts for higher standards.

A most remarkable feature of our farm life has been the development of the great Iowa State Fair at the State capital. It has grown to such proportions as to attract national attention. The success has been attained with little public support. Embodying as it does the very finest example of the endeavor of the farmers to adjust themselves to their own requirements for economical and social improvement, ample facilities should be supplied as encouragement and reward of their enterprise. The Iowa State College has worked in close harmony with the development of agriculture. It is needless to pay tribute to this great College for its remarkable achievement in the field of scientific agriculture.

I believe that the time is at hand when sound economic policies should prevail and that theory must go into the discard, and that there must be an elevation and stabilization of prices governing agricultural products and by-products. Realizing that standards of living and comfort on the farm have lagged behind other sections of the community, not for ten

years but for twenty years, it is an obvious obligation on the government to see all sections advance together, and so far as it has any influence in the matter, to find a solution of the economic problem which would bring contentment to 30,000,000 people. This would be the greatest service that could come to man.

In order to bring this about, there must be created by the national government, a Federal Farm Board, with authority and resources, to which must be assigned the duty to create a form of control of stabilization corporations for the purpose of handling the farm surplus and to assist cooperatives and other existing marketing agencies and pools. This is an obligation on the whole country, not an obligation on part of the country.

The notion that the only economical solution for the American farmer's difficulties lies in his paying an assessment to cover the losses on contracts which he proposes to make with the Chicago packers, indicates a very feeble basis for the industry of farming. If the whole of its future depends upon this sort of notion, it is a decadent industry beyond all recovery. In other words, the solution of the problems of the industry rest upon a far wider basis than this.

INLAND WATERWAYS

We recognize the importance of the national movement for the improvement of inland waterways and that we have in them a carrier of importance. The development of water-borne traffic offers a potent solution of our freight cost problem. River crossing points furnish terminals at which raw products of the farm, particularly grain, may be concentrated before heavy freight charges have accrued.

In connection with the development of our inland waterways, storage facilities should be established under government ownership or control at terminal water ports where grain and other products could be stored and warehouse receipts issued under government registration which would be available as collateral for money borrowed, thereby furnishing bank assets which would be readily rediscounted in the open money market.

This class of paper could be marketed if need be in the Federal Reserve Bank of the District or elsewhere as such a class of paper would be easily marketed at a low rate of discount. This plan would afford the farmer an opportunity to realize immediately upon his crop, retaining an advantage of any increase in price; the bank would invest its money in a loan of the most liquid character, and a better level of prices would be maintained; speculation curtailed, and distribution regulated in accordance with supply and demand.

I am of the opinion that these elevators should be established preferably under national ownership, since such storage facilities would aid materially in developing waterway transportation.

TARIFF

I believe in the judicious adjustment of our tariff to furnish the same measure of protection to the products of the farm, including all of their by-products, as other industries are enjoying.

In the last ten or twelve years, we have been manufacturing in this country a vast amount of commercial alcohol. Prior to that time, a large part of this was manufactured out of corn, and every bushel of corn is the equivalent of $2\frac{1}{2}$ gallons of manufactured alcohol. What is the situation now? We are manufacturing practically all commercial alcohol out of black strap molasses imported from Cuba and the Carribean Sea countries almost duty free.

In 1926, 276 million gallons of imported molasses was manufactured into alcohol, which is the equivalent of 43 million bushels of corn. There was imported 50 million gallons of black strap molasses to be fed to cattle, which is in direct competition with corn, being the equivalent of 8 million bushels of corn.

In 1927 we imported 5 million bushels of corn from Argentine and in 1926 we exported only a little over 23 million bushels of corn.

Of the total corn raised in this country, approximately $2\frac{3}{4}$ billion bushels annually, only about 15% goes upon the market, the balance being fed on the farms, and with an importation the equivalent of 56 million bushels, either by way of black strap molasses or direct importation of corn, and with a surplus for exportation of only 23 million bushels, it does not take a very great economist to know how this surplus of corn can be successfully disposed of in this country if we will raise the tariff rate so as to protect the American farmer from this competition.

At the present time 10 gallons of 40% cream comes into this country under a duty of \$1.98. This amount of 40% cream contains 33 pounds of butter fat, reducing the tariff per pound of butter fat to 6 cents; and if this cream were churned into butter it would make $41\frac{1}{4}$ pounds of butter, which under the present tariff of 12 cents per pound, would yield a revenue by way of tariff of \$4.94, instead of \$1.98 as it does now in fact. This you will see, places the whole milk and cream industry in a very unfavorable position, and the advantage is in favor of our Canadian neighbors to the north and against the Iowa farmers.

I give you these two instances as glaring examples of what can be done for the agricultural interests of this country by wise and effective tariff legislation.

There are other fields in which the tariff can be made effective in the interests of the American farmer, in addition to the two examples I have just pointed out but time precludes me from going into those in detail; and I have cited these instances as illustrating the importance of action upon the part of those who are interested in agriculture and who really represent the agricultural field.

While the American farmer has been enjoying some of the benefits of a protective tariff, the facts are that the protective tariff with reference to the agricultural industry is not comparable to the protection that has been given many other industries in this country through tariff legislation.

I not only direct this situation to the membership of this General Assembly but to those who represent the great farm interests and commend to our Legislators in Congress the prompt consideration of this problem, being careful to avoid sectionalism.

FREIGHT RATES

All rates are made without reflecting costs. Iowa is a victim of this method. Rate structure should be made to play to the hand of Iowa factories and farmers rather than against them as now.

Some people think that a preferential freight rate will make our factories pay a high price for material and labor here. It is much misunderstood.

Markets must be developed close to the farm. This cannot come as long as it is cheaper to ship raw material than the finished product.

Diminish the spread between the producer and the consumer by restoring the commodity rates that the Hepburn Act abolished.

The restoration of those rates would add to the price received by the farmer on bulky commodities precisely as cheaper water transportation would afford. These rates can be restored at the present session of Congress, while accretion in selling price by water transportation cannot be brought about immediately; the farmer in his present situation should not be compelled to await relief.

CREDIT

There should be Executive action, which will once more make farm paper a liquid asset. The explanation is that as matters now stand no one buys a farm because he prefers investing his money in something that is liquid. The net result of the present attitude of the Federal Reserve Bank is to drive the money of the Iowa depositor to the market where the seller on the installment plan can have the paper he obtains from the farmer carried while the farmer himself cannot obtain credit for the simple reason that his bank cannot handle his paper through the Federal Reserve Bank.

The Iowa Farm of today is just as valuable from the standpoint of productiveness and the standpoint of dividend-earning as it has ever been, and the real value of farm lands in Iowa, as security, is as great today as it has ever been.

One of the greatest difficulties with the agricultural situation, and one of the most depressing agencies with reference to the matter of farm values, has been the inflexibility of the system of credits prescribed by the Federal Reserve Banks of this country, which has been reflected in all of the farmers' transactions with the banks located in the agricultural districts of the Nation.

It is impossible for the farmer in his ordinary operations to be financed upon a system of credit of from ninety to one hundred and twenty days, which is the limit of time permitted by the present rules of the Federal Reserve Banks. The mould for financing agriculture cannot be the same as the mould for financing a manufacturing concern, which can make its turn-over in from sixty to one hundred and twenty days. There must, therefore, be given to the banks of the agricultural sections of the country a right to take the paper of the farmer, or person engaged in agriculture, for such a length of time as will enable the farmer to market his products and collect therefor. And, unless this is done by the Federal Reserve Bank, it is a failure as an agency to assist the agricultural districts of the country.

The local banking situation can never be changed with reference to taking the paper of the agriculturist unless the rules of the Federal Reserve Bank, which is their clearing house agency, are changed so as to permit the paper of the agriculturist to be rediscounted with the Federal Reserve Bank upon the longer basis of time.

A proper readjustment of the system of credit, as affecting the business of the farmer generally, will materially assist in curing the financial ills of the farmers located in the agricultural sections, and substantially assist in remedying the difficulties of the banks located throughout the agricultural centers of the country.

The present situation, in the matter of farm credits in the agricultural districts of this country, prevents the bankers, operating in those districts, from taking the very deposits of the district and assisting the people who make the deposits in the banks located in the agricultural sections of the country. A system which prevents that, and makes that impossible, is wrong, and is harmful and must be remedied in order to give to the agricultural sections of the country the same opportunity that is now enjoyed by the manufacturing centers of the Nation.

To fail to do this means that deposits of the agricultural sections are not only being denied to the agriculturists of this country in their financing, but will be taken by the Federal Reserve Banks and used in the financing of the manufacturing centers.

The mere statement of the proposition shows the gross injustice of it, and a realization of the situation should call for legislation which will compel the Federal Reserve Banks to establish a system of rules which will give to the agricultural districts the same opportunity, in the utilization of their deposits for credit, that is now given to the manufacturing districts of the country.

The practical operation of the present system of credits in the agricultural sections of the country, is to give to the stock gamblers of the country the use of the deposits of the agricultural districts, and the orgy of excess speculation, which has been carried on in the last six months in the stock exchanges of this country, has been in a very material degree financed from the deposits of the agricultural sections of the country.

This is wrong and should not be. These deposits from the agricultural field must be preserved, if possible, for the financing of the agricultural enterprises. A failure to do this is a failure to give to Agriculture that to which she is entitled in the matter of her own financing.

•PRODUCTS AND BY-PRODUCTS

There should be encouragement in the consumption of our agricultural products and by-products, and the demand therefor would automatically increase the price thereof. This stimulation could be accomplished through exploitation in export circles, advantageous exchange rates and national advertising.

In furtherance of this idea I would particularly recommend the dissemination of information relative to the supply, location and possible uses of present neglected products of the grain belt. We have corn stalks, straw, beans and numberless by-products, or partial by-products of farming, the uses of which are but partly developed, and we are con-

vinced we have many other valuable feeds that could be used in conjunction with the utilization of our grass lands, and I advocate the fullest possible publicity and support for the development of their uses.

SELF-HELP

Farming as an industry has made a great change in the last thirty years. Formerly, it was self-supporting; now it is so diversified that it actually represents several branches of specialized endeavor and requires careful financial management to make both ends meet. Formerly, farming was simple and required little capital to operate; now with the addition of the telephone, radio, automobile and other power-driven, labor-saving devices, the ultimate overhead is increased and requires considerable thought on the part of the prospective owner.

I recommend a campaign of education among the farming communities, encouraging their own self-help. Among this list I cite the following:

1. Better preparation of the quality of their grain before any attempt is made to market it and the feeding of the poorer qualities of grain on the farm.

2. Introduction of intelligible bookkeeping systems for the farmer's use, showing cost of production for his different products.

3. Improvement of farm storage facilities so that grain and other products may be held in good condition for the best marketing opportunities.

4. Encouragement of purchases of farm lands now owned by uninterested owners, such as insurance companies and farm loan corporations, by parties who would operate and develop the land for the benefit of the community. This will stabilize and even increase the values of the entire land holdings in the agricultural sections. An encouragement of individual farm ownership and the establishing of a normal interchange of farm property is of extreme importance. There should be some method devised of preventing the destruction of farm land values through forced sales in times of depression.

It may not be possible to round out a complete program or come to a decision on all issues involved at one session of Congress, but legislation for the correction of the farmers' economic troubles should be had.

Tariff revision for the protection of agricultural products; the improvement of inland waterway transportation; and the creation of a Federal Farm Board, as recognized by Mr. Hoover, are essential. It is not expected that a cure-all of self-evident soundness will come from Congress as by a miracle.

We have had farm distress for approximately eight years. We do not expect an ideal bill. Few original bills are of such a character. If these subjects which are apparent, are covered, it will be a start in the right direction. Lack of action for years is one of the most unfortunate pages in the history of a great country. People who think are getting out of patience with those who are responsible for this delay.

A study of the history of farm legislation will convince any fair minded man that more than one side is responsible for its postponement. Every year many farmers are giving up.

Let us forget the politics involved in this great problem treat it as honest, sincere men, with one thought in mind and that is, service to this great group who are engaged in agriculture.

One of the basic principles of our American government has ever been the assurance, if possible, to every citizen, of equal opportunities to avail himself of the benefits of his citizenship in the United States. That a state of affairs has developed under which that portion of the population engaged in agriculture is handicapped as compared with other great elements of our population is indisputable.

The whole aim of all legislation and efforts toward improved agricultural conditions should be to give to the farmer the same measure of opportunity which is afforded the people generally. This means a stabilization of farm prices on a level high enough to make agriculture attractive to those engaged in this pursuit. To say that this cannot be done is to deny to the farmer his just share of the benefits of our government.

The task before the American people is the establishment of a workable farm relief, based upon sound economics. This can be assisted by cheaper transportation, development of our waterways, control of our rivers, simplification of our government, and protection of American industry and American labor.

BANKING

The object of our banking laws is primarily to protect the banks and the public from loss by promoting efficient banking. A candid study of the operations of these State Bank Guaranty Acts has shown them in the first instance to have mislead the public, and ultimately to have proven failures, tending to demoralize state banking, in the end accentuating rather than preventing losses to depositors. Several objections to a bank guaranty law may be summarized as follows:

(a) In all bank guaranty laws so far enacted, a maximum annual assessment has been fixed in order to prevent destruction of the system during any severe period of depression. Experience has shown that assessments against the remaining banks sufficient to pay all deposits upon closing of failed institutions would impair the capital stock of the remaining banks to such an extent that they would all close. As a result depositors of failed institutions are not paid upon the failure of banks, and hence, the so-called bank guaranty laws do not pay deposits.

(b) The future strength of our banking system must depend upon the development of sound, conservative banking, and discrimination on the part of the public which will encourage such banking. Bank guaranty laws tend to retard the process of strengthening the banking system by strict regulation, vigilant public opinion and strict requirements with regard to the ability of organizers and the minima of capitalization. A bank guaranty law tends to put all banks on the same plane and there is no special incentive for maintaining the reputation and prestige of a banking institution by careful, conservative banking. In fact, the bank which would depart most from conservative banking practice and assume the greatest speculative risks would be the popular bank and the one enjoying the largest volume of business. Integrity, financial ability and

responsibility form the very essentials of banking, and any efforts to supplant such with a bank guaranty law can only invite final disaster.

No one who has the welfare of the people of Iowa at heart and who understands sound economic principles, would for one moment champion the unsound bank guaranty theory which has been so detrimental and destructive to the finances and welfare of the people of states where the experiment has been tried. I say unhesitatingly that it has failed everywhere and that there has not been a single exception. It is absolutely unsound. Public business cannot be conducted on unsound business principles and succeed any more than the individual's business that is conducted upon unsound business principles.

We must beware of unsound banking regulations that are proposed by those who are not qualified, but who are politicians and primarily by those politicians who have the bank guaranty system in mind for political advancement. The more sound and sensible thing to do is to rid politics of the bank guaranty idea, for the bank guaranty without politics is like a child without a mother. The idea was conceived in politics. Has been nurtured by politics and can survive only on the bounty of politics.

The bank guaranty act in the last remaining state where it has been tried has collapsed as every other bank guaranty system has and cannot be saved unless the taxpayers come to the rescue and provide tax funds to pay the deficit.

In my Inaugural Address on the question of banking, delivered to the Forty-second General Assembly, I made certain recommendations which were not adopted in the closing days of the session, and I again call your attention to that part of my address relating to the subject of banking and ask your careful consideration thereof.

As an extension and development of my suggestions of two years ago, I would commend to your attention this further thought: that if the National Banking Department could join with our State Banking Department in establishing regional headquarters looking toward the maintenance of permanent resident examiners and in the joint office of whom regional credit files could be built up on all borrowers of National and State banks in Iowa, and those credit files made accessible to both National and State Examiners to ferret out and check all duplicate borrowers, this would, in my opinion, be a forward step for still more efficient bank examinations and for still greater protection to the banks themselves and their depositors.

I would also submit for your consideration an idea that may seem perhaps looking into the future, but which to me seems practical, and a coming one, and that is this:

That the great banking profession of this State needs this one thing more at least to complete its professional character. If banking in this State is established and regulated by the Government, why should not that same Government prohibit loans being made from the bank's assets except by executive officials of the bank under proper authority from the Board of Directors, and why shouldn't that same Government provide that any bank executive authorized to make loans shall be licensed by the Government through its banking department and that license revocable

for proper cause, the same as licenses are revoked for members of any other profession established and regulated by law?

Let us remember that proper experience, proper financial ability, proper business integrity, on the part of the banker, has, does now, and always will, safe-guard the depositors' funds. The essential things, the paramount necessity is that Legislative action should enhance rather than nullify the necessity for such, as all of the banking experiences in the country in all of these years have demonstrated the soundness of this contention and the futility and the danger of banking sedatives.

TAXATION

The State owes a duty not only to keep expenditures within the reasonable ability of the people to pay, but to make the imposition of taxes as nearly uniform as possible. The special report on taxation, which will be made to this General Assembly, brings out the following essential facts:

That in the assessment of property for purposes of taxation the inequality of assessments range all the way from five per cent to ten per cent of the sale value, to more than one hundred per cent of the sale value. In the rural districts the extreme spread is from about ten per cent to one hundred per cent of the sale value; in the cities and towns of the State the inequality of assessments is even greater. On an average over the State, property of all classes is being assessed at approximately fifty per cent of its actual market value.

Judged from the standpoint of earnings of property subject to taxation, the inequality of the general present property tax is even greater than when considered from the point of view of assessments as noted above. In general, the property tax in Iowa as administered at the present time represents a tax on property which ranges all the way from five to ten per cent of the net earnings to more than the entire earnings. The investigation shows that in some extreme cases the property tax not only absorbs all of the earnings but in addition must be paid partly out of the capital. The present property tax represents an extremely heavy average tax representing about twenty-five per cent of the income in the case of farm lands.

Agriculture suffers under a severe inequality, and will continue to do so as long as the general property tax remains the mainstay of state and local taxation. Everybody recognizes that this condition must be changed through some extension of the system of classified property taxation, or other new methods of raising revenue, or through the state assuming larger proportions of the cost of local highway and school expenditures. Somebody must come forward to bear a larger share of the farmer's tax burden. Farsighted business men and industrialists in urban chambers of commerce may recognize that by driving out the farmers and drying up the agricultural resources of the locality through unfair taxation they are undermining local business prosperity, and such men will be open-minded toward proposals for greater equalization.

The present system of assessing property in Iowa in its main lines was enacted into a law in 1853, when land was sold at a very low price per acre, and corporations were practically unknown in the state.

What is needed is a modern system of taxation, especially along the lines of more efficient administration. The facts are, practically no public official is employed for the one important purpose of seeing that property is equitably assessed for the purpose of taxation. It would seem that the first essential in a modern tax system is provision for a permanent State Tax Board, which, in my opinion, would add very little, if any additional cost when we bear in mind the fact that very much of the work now performed by the State Treasurer, State Auditor, and Executive Council would necessarily be taken over by the suggested State Tax Board.

The reports of the Special Tax Committees of 1912 and 1923 contain revenue bills which will be very helpful in carrying out the suggestions herein.

The situation has become critical. It challenges your best thought. It calls for wise and courageous action. I submit it as a problem for your thoughtful and earnest consideration.

INHERITANCE TAX

A situation has arisen in connection with the inheritance tax which should be corrected. There are many estates running back to the first enactment of the inheritance tax statute in which no inheritance tax has been collected and in a number none can ever be collected. In many instances all of the interested parties in the estate are deceased or removed from the State, and the property may have changed hands many times. Nevertheless, a cloud appears upon the title for the tax against this property and the Treasurer of State must look to the innocent purchaser for the tax and interest. The injustice of such a procedure is apparent.

A definite date should be fixed and all estates which came into existence prior to that date should be expunged from the records and the lien or cloud upon the title for the tax released. This should not affect estates now in process of compromise nor estates in which the tax has been deferred pending a life estate and in which the life tenant is still living. Neither should it permit any refunds on estates of this class where the tax has already been paid.

REORGANIZATION OF COUNTY GOVERNMENT

In the present generation, American business practices have been revised to meet new conditions. As the volume of business has increased, new methods have been introduced to eliminate waste, to avoid duplication, to save time, and to reduce overhead expenses. The volume of public expenditures has increased and in many respects the practices in county government based on state laws, are practically the same now as they were a generation ago. Lacking the "make-it-pay" incentive of private business, county government is trying to handle 1928 business with a 1900 model.

In the first place, the tax levies in the entire State for the main county operating funds for administrative purposes have increased from \$5,500,000 in 1914 to \$10,200,000 in 1927, or almost doubled, which is a matter for concern to the taxpayers.

Property owners complain more and more at the increasing burden of paying taxes. So in justice to these citizens, it is high time that a survey be made of our form of county government to ascertain whether or not the most possible service for the tax dollar is being given.

We believe that many remedies can be applied which will afford considerable savings to the taxpayers. Iowa counties are not alone in this, for county government all over the country has been characterized as "The Dark Continent of American Politics." In the last few years, surveys have been made in a number of states to reorganize county administration on an up-to-date and more business-like basis. Notable among these have been the reports on the county governments in Virginia and North Carolina which have pointed out numerous possibilities for improving county services.

One of the reasons for the above shortcoming is because many county laws were drafted to fit the needs of small counties which are wholly unsuitable for the requirements of the larger counties.

We believe that all of the above mentioned defects can be largely remedied by careful study and discussion by persons familiar with the problems who can devise remedies which may be translated into laws. It is obvious that this proposal to carefully analyze the entire county situation would prove better than the present patch-work method by which each session of the Legislature ventures to tinker with legislation to repair defects in county statutes.

I recommend that a Committee on Reorganization of County Government be created to analyze the present structure of county government in Iowa and to draft measures and make suggestions looking toward greater economy in county affairs; and that this Committee be composed of representatives from the Legislature, the County Officers' Association, the departments of political science in the State University and the State College, as well as public spirited citizens.

The work of this committee need not entail the expenditure of any large sum for technical assistance as this may be obtained from the representatives of the State Auditor's Division of County Accounting, Budget Director's office, and the departments of political science in the State Universities, who are thoroughly familiar with these problems and are in a position to devise remedies. By reason of the fact that county government is pretty well standardized all over the United States, much information can be obtained from the surveys already made in other states.

This commission should approach the problem without any tinge of political interest. It should disregard entirely the pecuniary incentives of any set of public officers or private interests. It should endeavor to apply only the most successful practices of modern business modified to the peculiar requirements of public affairs.

PRIMARY ROADS

As has been suggested in the biennial message, the administration and financial features of our primary road laws are complete. Slight re-

visions may be necessary in some of the details of these laws, but no major enactment is required.

CONTROL OF PRIMARY ROAD TRAFFIC

Steps should be taken toward the controlling of traffic on the primary roads. The building of paved roads means a more constant and heavy flow of traffic and in increasing volume. Trucks and busses in larger numbers and size will appear. The State must protect its investment in these highways. Definite load limits well within the safe carrying capacity of the roads should be specified and enforced. Traffic on these roads should be regulated and supervised to the end that the lives and property of the careful, law-abiding travelers will be protected as against the acts of the reckless, lawless and incompetent. This regulation of traffic on primary roads should be made the duty of the State highway commission, and suitable facility provided therefor.

FREE BRIDGES

In the inaugural address to the 42nd General Assembly, I recommended a plan and program for the purchasing of existing toll bridges or the building of free bridges over our boundary streams. This problem has not yet been solved. I am therefore again calling it to your attention. The toll bridge should go. We have passed the time when the public needs to look to private capital to provide the connecting links between our primary roads and those of our neighboring states separated from us by the Mississippi and Missouri Rivers. It is recommended that this matter receive your thoughtful consideration.

SECONDARY ROADS

So far as the administration and financing of our highways is concerned, the one big problem remaining is that of our secondary roads. We have 96,555 miles of secondary road—a mileage so vast that it is beyond our comprehension. These roads are now classified as county roads (11,831 miles) and township roads (84,724 miles). Many miles of these roads now carry sufficient traffic to warrant their permanent grading, bridging and surfacing with gravel. On many other miles the traffic is so infrequent and inconsequential as to warrant little or no expenditure of public funds thereon.

Some progress has been made in the improvement of these highways. The records show that 3,900 miles of county roads and 3,500 miles of township roads are surfaced with gravel. Some of these gravel roads are good. Many of them are of doubtful or indifferent quality, the gravel surfacing having been poorly constructed on poorly graded or ungraded roads, and not properly maintained.

We must make greater progress with the improvement of the secondary roads if we are to keep pace with the necessities of our farm-to-market and farm-to-farm travel. We should improve a larger mileage of these roads each year and the improvements should be co-ordinated so that improvements in different parts of a county and in different counties will fit into a comprehensive whole. We should get away from the practice of spending our funds for patchwork improvements. Secondary road im-

provements should supplement the primary roads by providing necessary connecting links through territory not served by primary roads, and should form laterals and feeders connecting with primary roads, rather than paralleling these highways. Definite funds should be provided for construction work so that a definite amount of construction work will be done each year. Roads once built should be maintained in the best manner practicable.

We are now raising annually, \$17,865,000 for secondary roads, as follows:

County bridge fund	\$ 4,945,000
County road funds	3,659,000
Township road funds	5,261,000
Gasoline tax (1 1-3 cents)	4,000,000
	<hr/>
Total annually	\$17,865,000

These funds should be sufficient for our secondary road needs. What we need is system in the expenditure of the funds we have, rather than an increase of funds.

Two years ago I recommended "That the control of the township roads be vested in the County Board of Supervisors." This recommendation is renewed at this time. Perhaps no place in our highway administrative machine is there more inefficiency and lost motion than in our township road organization. This is no criticism of the township road officials, either as individuals or officials. It is a criticism of the system under which these officials work.

This transfer of township road work to the County Board of Supervisors should be accomplished in the simplest possible manner and without disturbing local township road finances except to transfer their levy and control to the county board.

The use of the county bridge fund should be extended so as to make such portion of this fund as may not be required for bridge and culvert work, available for road construction work on county roads. Some counties have a surplus in their bridge fund but are unable to meet their reasonable needs for roads from their road funds. A more flexible law with respect to the use of the bridge fund will provide the relief these counties need without an increase in the authorized levies.

The proceeds of the one and one-third cents gasoline tax, amounting approximately to \$4,000,000 a year, now going to the secondary roads, and the net proceeds of the motor bus and truck ton mileage tax, amounting to about \$80,000 per year, should be reserved in entirety for use in definite construction projects on the secondary roads. These funds are now being used for either construction or maintenance work on county and township roads either in addition to or replacement of local funds. The result is that these gas tax funds can easily disappear with no tangible results to show therefor.

The counties should be required to set aside at least an equal amount from local tax funds for construction purposes. There would thus be built up an annual construction fund of \$8,160,000 as follows:

From state funds	\$ 4,080,000
From county funds	4,080,000
	<hr/>
Total annually	\$ 8,160,000

The counties should be permitted to anticipate these annual construction funds by voting county bond issues as provided in Chapter 242 of the Code. This law should be re-written and the primary road features thereof eliminated. Heretofore the counties' credit has to a large extent been exhausted by the issuance of county bonds for primary roads. This condition will be relieved under the State bond act. The issuance of county bonds for primary roads will be stopped. County bonds heretofore issued will be called in and paid off rapidly. This will release the counties' credit for use on the secondary roads.

Secondary road improvement projects should be subject to the approval of the State highway commission in order that there may be continuity of construction, due consideration of necessary connecting links, and a comprehensive review of the whole program.

Suitable provision should be made for additions to the county road system, so that important township roads can be added to the county system for improvement as the funds are available, or when traffic conditions justify, might be improved from the construction funds I have suggested.

With these modifications of our secondary road laws we should be able to complete the grading, bridging and graveling of 800 to 1,000 miles of secondary roads per year with current funds and without the levy of any additional taxes. If any counties anticipate funds for this work, the work should be speeded up to the extent of the funds thus made immediately available. In ten years' time we should have 25,000 miles of good surfaced road in this State.

Every county in the State should be required to expend its secondary road funds with the idea in mind of developing a complete farm to market road system meeting the needs of all of the community. A wisely directed expenditure of the funds now available, averaging as they do more than \$18,000,000 annually, would speedily give Iowa a secondary road system far better than can ever be attained under present laws.

Administration of the expenditure of secondary road funds should be kept as close at home as possible, but there should be no laxity permitted in the handling of funds, or waste through the retention of now obsolete units of authority.

The Extra Session of the 42nd General Assembly authorized the appointment of a Commission to study our secondary road conditions and report thereon to this Session of the Legislature. This work has been performed by the Commission in a very efficient manner and their recommendations will be submitted to you for your consideration.

PUBLIC IMPROVEMENTS

We are entering upon an era of constructive activity. Prior to this biennium there had been a long continued period of suspended development of State owned properties. This regrettable situation was the

result of unavoidable conditions. Many of the public properties had fallen into a condition of inadequacy. For a long time no provision was made for the normal expansion needed to meet constantly increasing requirements for service.

In the budget I have sought to afford a measure of relief by making ample provision for repairs, extensions and new buildings, in the institutions under the supervision of the Board of Control and the State Board of Education.

JUDICIAL OFFICE BUILDING

Iowa has been going forward in its building program in connection with its educational, charitable, penal and other institutions, making greater advancement in connection therewith.

However, during the period of the development of these institutions, we have been somewhat unmindful of the crowded condition that has developed in the increased business of the State and the necessity for additional office space.

To this end a Judicial Office Building would be of advantage and would best serve the people of our State. By the construction of such a building, the following departments of state government could be housed in the new building:

1. Supreme Court, including Court Room, large consultation room, office quarters for nine Judges of the Supreme Court, Court Reporters, Clerk of the Court, etc.
2. Attorney General of the State.
3. Railway Commission.
4. Commerce Council.
5. Industrial Commission.
6. Board of Parole.
7. Law Library, reading room, stack room of 300,000 volume capacity, special rooms, etc.
8. General State Library, reading room, stack room of 400,000 volume capacity, special rooms, etc.
9. Smaller Medical Library.

The removal of the Law Library from the Capitol Building would permit of the space vacated, being divided into three (3) floors of Administration Offices, or Committee rooms, with a combined area of 13,320 square feet. Vacated rooms of other departments added to this would furnish expansion for many years to come and would permit those State departments now housed in inadequate quarters being moved into the Capitol Building proper. The removal of the State Library from the Historical Building would provide much needed room for expansion in these departments.

It is not alone a question of added space but the protection of library property valued at \$1,000,000.00; much of which under no circumstances could ever be replaced, and good business judgment dictates that it should be in a fire-proof building.

A building of this character could be financed by one and one-half mill levy, collectible one-half mill each year for a period of three years.

thus averting any hardship and furnishing a means of financing this much needed project.

One only needs to examine the library in its present state to be impressed with the fact that it is deteriorating because the conditions surrounding the storage and keeping are not adequate for the preserving of a library of the value and magnitude as now possessed by the State.

PRISONERS AT THE PENITENTIARIES

The inmates of our prisons are well fed, clothed, housed and entertained, but the expense is very high to the taxpayer. Some of the prisoners are engaged in productive industry, such as road building and farming.

All of our prisons are congested. We need additional prison space. In the Reformatory at Anamosa a group of a hundred or more inmates is sleeping in the corridor outside of the cells. Enough guards cannot be placed in the room to prevent unmentionable crimes. To relieve this situation an additional cell house at Anamosa should be constructed.

The parole and pardon power should be used only after careful investigation, then the man without money or influential friends will have a substantial basis for hope. No longer should it be generally understood that the first requisite for parole or pardon is the employment of lawyers with influence in the proper quarters.

The man who carries a gun when committing a felony should be treated as a potential murderer. We should memorialize Congress for a law forbidding the unregulated inter-state shipment of pistols. Crime is on the increase. There are men who make it their business and who are in and out of prison many times. To care for these offenders in New York, a man convicted of four felonies is automatically sentenced to prison for life. The number of paroles that any one man can have is limited. This law, known as the Baumes Law, is a great success.

Recognizing the principle that the prisoner in our institutions must be employed, the Board of Control under the authority vested in it by the Legislature, has established industries whose profits totaled during the past two years, the sum of \$470,950.66. During that period the prisoners working in the industries have been paid \$253,705.38, a combined total profits amounting to \$724,656.04. A great deal of the money earned by the prisoners is sent home to their families. During the month of November there were over a thousand prisoners employed in the three large industries, who would receive during the next biennial period, wages amounting to approximately \$260,000.00. The estimated net profit to the State for the biennial period would be approximately \$500,000.00.

However, to continue with the industries now organized and producing the revenue, the laws pertaining to prison labor as they now exist, must be amended. Otherwise, we will have from seven hundred to nine hundred idle men in our institutions and instead of earning money for their families and assisting toward their maintenance, thus reducing taxes, it will be necessary to increase taxes to care for that number of prisoners. Nine hundred idle convicts would necessitate the employment of an additional number of guards. Contrast the difference from any standpoint of

the situation in the Iowa prisons and compare with that of any other State in the Union. The National Association of Prisons praises the Iowa condition as being the best in any State in the Union. The estimated profits of the industries now in operation can be placed at \$650,000.00 during the biennium, if continued as now organized, the greatest portion of which can be used toward the support of the penal institutions, thus reducing taxes. On June 30, 1928, the State had invested in industries, such as buildings, machinery and equipment the sum of \$1,070,619.00, which item had accumulated from the profits of the industries in addition to the amount which has been expended for other purposes.

The men confined in these institutions must be employed. It is a question of an institution or a mad house. By proper employment you will have the former, without employment the latter. Men in the institutions must be employed to a certain extent in the production of articles for State use and should refrain from competition with free labor as much as possible. To secure this result requires earnest and constructive study. The law as it now exists restricting the continued employment of prison labor and the conduct of the industries in the institutions, should be repealed.

These institutions are under the direction of the Board of Control. The Board has been very efficient, not alone in the conduct of the industries in these institutions, but also in the management of all the institutions under their direction. Business methods and efficiency have been controlling in all of their efforts in connection with Iowa's state institutions. The farms are well managed and we have some of the finest herds of cattle that can be found in any state.

COUNTY HOMES

There is a general movement in most of the states to better the conditions of that most unfortunate group of citizens, the dependent poor. The last Legislature appointed a committee from its membership to investigate this subject. I bespeak for it your careful consideration. I believe the authority of the State over our County Homes should be enlarged. Efforts to make the lives and living conditions of these unfortunates more wholesome should be encouraged.

PURCHASING AGENT

The movement for centralized purchasing in State Government is gaining momentum as shown by its adoption in many of our states. Centralized purchasing is an important factor in State government.

Thirty-six, or three-fourths of all the states, purchase supplies for state departments or state institutions, or both, through a central agency.

This remarkable development is largely the product of the last decade. Prior to 1913 only seven states maintained a purchasing agency. Since 1913, twenty-eight states have adopted centralized purchasing and of these, eighteen have fallen in line in the past five years.

The present extent of centralized state purchasing can be attributed to the demand of the tax-payers that the principles of centralized authority, rigid control of expenditures, and definite qualifications for office, found

essential in industry, be applied to the business of government. Where it has been given a fair test, it has demonstrated to the satisfaction of the taxpayers to be sound in principle.

The spread of centralized purchasing in state government in the past decade has been phenomenal. But there is still a great deal to accomplish before the maximum benefits will be realized. Thirteen states still purchase supplies under a decentralized plan; six have centralized purchasing only for the state institutions; in six others purchases are only partially centralized; the majority of systems require extensive refinement to make them comparable in efficiency with the most modern industrial purchasing agency.

Politics will never be entirely eliminated from governmental administration. But a more widespread acquaintance on the part of the voter with the necessity for its divorcement from administration will do much to lessen the insidious influence of politics upon governmental buying. A greater knowledge of the working of state purchasing, a keener appreciation of the handicaps under which it at present operates, and a fuller realization of its economic possibilities are demanded of the voter if we are to realize the greatest dividends from our investment in state government.

Iowa needs one purchasing department for the State, under one head. I recommend that the centralized purchasing power of our State be extended to include all departments, thus centralizing the responsibility for all State purchasing.

LEGISLATIVE COUNCIL

1. There should be a Legislative Council to have charge of the matter of titles to bills, coordinations, statutes, phrasing, and all matters calculated to harmonize and give consistency and accuracy both to titles and statutes.

2. The Courts are frequently meeting questions involving the accuracy and sufficiency of titles to bills. It frequently occurs that more than one subject is included in the title, which is in violation of the Constitution, sometimes too much is left in the title to implication, or what may be said to be germane to the principal object of the measure.

Greater clarity and accuracy in the titles to bills would save litigation and avoid many troublesome and serious questions.

GOVERNMENT AND BUSINESS

The people of Egypt suffered when there was a famine. In America, people suffer when there is a surplus.

What is called overproduction fills our storehouses. Factories close down. Men walk the streets and starve, not because there is too little but because there seems too much. Supply overruns demand. A seeming surplus spells disaster to producers everywhere.

Civilization may appropriately ask itself how far either supply or demand may be controlled. It may also ask how far our troubles may be attributed to overproduction or underconsumption.

Governmental restriction in America is not yet ready for consideration, although the Interstate Commerce clause of the Constitution may finally be found the key.

So much for supply. There is almost no limit to our wants. Purchasing power has been thus far the only limit on American demand. Unemployment at times has meant a decline of five billion dollars in the capacity of the American people to buy. No one wants this. No one profits by its operation. Factories want work. Laborers desire employment. Merchants wish to clear their shelves.

Meanwhile the vicious cycle is increased in its downward plunge by the lack of purchasing power of the ever broadening groups who find themselves without opportunity for employment of any kind. With their pockets bare they enter upon a starvation existence that very greatly prolongs the period within which the surplus materials may be consumed and the wheels of industry again begin to whirl.

Such conditions constitute a tragedy and a travesty upon the organizing genius of American business men.

There is much to indicate that the expansion of capital facilities at appropriate periods may furnish a means of regulating in substantial measure the variations in demand.

With an annual expenditure of seven billions upon construction, America is in a position to stabilize prosperity to a most remarkable extent. Public authority spends more than a billion and a half. With this we are here primarily concerned. Private business will soon follow such practical demonstration as government may make since the great commercial interests of the country have the most vital stake. This may apply not alone to construction but to the renewal and extension of capital facilities of every sort. It is the recommendation of the one who has received the overwhelming mandate of the American people to guide and guard their progress in the next four years that a construction reserve may prudently be accumulated in time of plenty against the lean year that is to come.

This involves simply the provision of the necessary funds or credit to be released when indexes shall indicate the need and such designation of projects as may commend itself to the authority concerned.

No infringement of legislative prerogatives is involved since no project may be carried out except as the legislature may direct although the rapidity of the construction program within defined limits may be accelerated or retarded to synchronize with the national and local need. Creation of such a construction reserve is one of the best forms of insurance against the panics of our past. It may not be a cure-all but it certainly will alleviate our ills. In some measure it is possible to do for employment what the Federal Reserve System has done for finance and with equal advantage to the country as a whole.

Picture the approach of an economic crisis with unemployment threatening on every hand. The release of three billions in construction contracts by public and quasi public authority would remedy or ameliorate the situation in the twinkling of an eye. Federal indexes are already be-

coming available that remove the problem from the domain of speculation or opinion and place the need upon a basis of simple facts.

No centralization of authority is proposed but merely the creation of a condition by concerted action that shall make possible a remedy that will appeal persuasively to all. Follow the flow of those three billions to the contractor, to the laborer, to the material men, to the factory, to the factory employees, to the merchants, to the farmer. It goes like the house that Jack built and unemployment is at an end.

These views of the way in which the states and other public authority may cooperate with the Federal Government in controlling in some measure construction work for the common good are presented to you as a portion of Mr. Hoover's program for stabilizing the prosperity of the United States.

If this project is to reach its maximum efficiency, there must be cooperation between Federal, State and Municipal governments in accordance with the proposals outlined at the time of the Unemployment Conference in 1922. Neither ruthless competition nor blighting monopoly with its inevitable public control is the goal of America. Cooperation is the keynote of the new economic day. Cooperation implies individual units that spell incentive to achieve.

Organization for prosperity is the next lesson that America may teach the nations of the world.

SURVEY OF IOWA'S WEALTH

An agricultural and industrial survey of Iowa would be of advantage. Iowa has become discredited during the past few years in the minds of many people of the United States and is considered broke and in a bad way financially through misleading statements made by various people, some of whom have been residents of the State of Iowa.

We have almost talked ourselves out of credit. To offset this misleading propoganda, it is necessary that steps be taken to inform the United States that Iowa is not broke, nor is its citizenship discouraged or broken in spirit, but is standing up and coming back, stronger than ever, because of the adversities that have been suffered, perhaps more severely than in many other states.

Before Iowa can be properly advertised to the world, it is necessary to have gathered together and compiled in one place, accurate data and statistics of all kinds within the State. Much of this information has been compiled by various Departments of the State and many private individuals but it needs a central headquarters to gather all of the information together and to search out and seek additional information necessary to present a complete picture of Iowa today.

With this accomplishment we would have the basic facts upon which to present, through advertising and other media, Iowa as a land of unlimited natural resources and boundless opportunities. This will be so convincing as to entirely change the present opinions of our State.

To the end that this survey may be completed, I recommend that \$10,000.00 per year for two years be appropriated and that this survey be conducted and carried forward under the supervision and direction of the Engineering Division of the Iowa State College at Ames.

BUDGET DIRECTOR

The Budget Department is an important one in the administration of the State's affairs. It has been on trial in Iowa in the hands of a special department for a short period. There is already growing up in this Department, a tendency to overlap other departments, particularly the Auditing Department of our State, which is resulting in some unnecessary duplication in an office that from its very nature ought to be free from any conditions of this type or character.

The office itself ought to be a model of efficiency as an example to all other offices.

As the Governor is responsible for the public expenditure of moneys and must cooperate with you and others in providing the necessary revenue for the purpose of carrying forward an intelligent program, the Budget Department should of necessity be very closely associated with the Governor's office.

In my judgment, this Department would be more efficient if the Budget Director were made a Budget Secretary to the Governor, as distinguished from a separate and distinct department. This thought, in my judgment, is worthy of your earnest and sincere consideration at this time when we are about to commence a policy under a new Director.

LAW ENFORCEMENT

The responsibility of law enforcement rests in no small degree with the individual citizen. It is the duty of the citizen not only to observe the law himself but to assist and encourage the observance of law by others. Again, a conscientious use of the ballot in the selection of officials who are known to be of unimpeachable character and who possess the desire and courage to enforce the laws is absolutely vital. It is equally important that all appointive officers charged with the enforcement of the laws shall be selected on the basis of fitness, known integrity and character and never on the basis of political expediency or as a reward for political assistance rendered. This is the crux of the matter as applied to the enforcement of the Eighteenth Amendment. Public officials must be chosen who are themselves law abiding and who possess the disposition to perform their duties honestly without fear or favor, and the public must sympathetically back their officials in the performance of their duties.

Much has been said with reference to the enforcement of the Eighteenth Amendment and the sooner the citizenship of this State and Nation realize that the traffic in intoxicating liquors is at an end the more easy will be the question of the enforcement of law as against the boot-legger.

Under the provisions of the Volstead Act each state had the responsibility placed upon it of co-operating in the enforcement of the Eighteenth Amendment and Iowa is pledged to this program by legislative enactment. The enforcement of this law, nationally, should be taken from the Revenue Department where it no longer belongs and placed under the supervision of the Attorney General, to the end that the whole law enforcing power of the Nation may be exerted in an effort to give to the enforcement of this law a fair trial.

Remember there must be two persons, at least, in order to make a bootlegger. Give prohibition a chance. The liquor traffic has had its day.

THE KELLOGG TREATY

The outlawry of war as provided by the Kellogg Treaty receives my hearty endorsement and I believe the unqualified approval and support of the people in general. The horrible tragedy of recourse to warfare to settle disputes between or among nations should never, hereafter, come to pass. Speed the day when it will be universally considered an inexcusable and unpardonable crime for a nation to resort to conquest for purposes of aggrandizement or aggressively to make war against another nation as a method of forcing a settlement of any international controversy.

STATE DEPARTMENT OF HEALTH

There is a growing recognition that good health is the greatest asset that an individual may possess, and that the health of its citizens is a necessary concern of the State. There is also a rapidly growing appreciation that many diseases can be prevented; that the health of many persons may be promoted, and that it is possible to extend the average duration of life for at least another ten years.

To bring such desired results to pass, requires not only competent practitioners of the healing art, but the active work of well organized and efficiently administered departments of health—both state and local.

Your State Department of Health should be so organized that it will be able to render efficient service along each of the several well recognized lines of public health work. This is not possible in connection with an organization which does not have adequate provision made, for carrying on the several types of work, usually delegated to such a department and as required by law.

The average annual appropriation to the State Department of Health for public health work is only about two and one-half cents per capita. The average for the State Departments of Health in the Union is almost nine cents. The commissioner informs me that even if we add the portion of appropriations made to other departments or organizations, which may be utilized by cooperation and coordination for strictly public health work, the total will still be only about one-half the average appropriation made to the State Health Departments of the country.

The greatest present needs of the department pertains to work in communicable diseases, child hygiene and inspection service in connection with the enforcement of the acts pertaining to the licensing of the members of the several "professions affecting the public health."

With proper general supervision on the part of the State Health Department and the desired organization of local health work, it will be possible to prevent more than half of our present cases of communicable diseases. By the very nature of such diseases, the State has a real interest in preventing their spread from community to community. The department needs a division of communicable diseases with a director and a field man who may be sent from place to place as necessary, to

investigate the sources of epidemics and advise with local authorities on their control.

It is generally conceded that the most constructive public health work can be done in connection with child hygiene. Every State Department of Health in the Union, except those of Iowa and Colorado, has a division of child hygiene. Your health department is required by law to do much that pertains to the health of children such as the registration of births; the supplying of material for the prevention of blindness and the control of the more common communicable diseases, most of which occur in childhood. Control of the communicable diseases of childhood cannot be accomplished by a division of communicable diseases alone. It requires the co-ordination of efforts of such a division and one of child hygiene. The department is able to do but little in child hygiene because of lack of organization and appropriation. There are also many other than the contagious diseases, that may be prevented and a great deal that may be accomplished in the promotion of better health. The department is in urgent need of a Division of Child Hygiene.

There are many violations of the acts which provide for the licensing of members of "professions affecting the public health." The department aims to correct as many of these as possible by endeavoring to persuade violators to discontinue illegal practices and to inform the public as to how they may, in part, protect themselves. There are, however, certain wilful violators of the law—most of whom are charlatans—preying on the public. At the present time the department has inspectors for barbering and cosmetology. It should also have at least two inspectors to aid in securing the necessary evidence in connection with violations of the law as it pertains to the other "professions affecting the public health."

It so happens that the amount of the fees paid into the State Treasury by members of the several professions, exceeds by more than \$10,000 a year, the amount expended in the administration of the licensing acts. It would appear proper to spend such portion of these unexpended receipts as may be necessary in aiding in the enforcement of the practice acts.

In this connection, it would appear advisable to create a fund for all receipts paid in by the professions which are licensed and that such be held in trust for expenditures in connection with the ten different examining boards concerned with the licensing of these professions and the administration of the acts by the State Department of Health. If such funds should prove insufficient, the annual license renewal fees should be increased so as to secure the necessary revenue.

The division of sanitary engineering should be sufficiently strengthened so that it may be able to cope with the many complicated problems in connection with water supply, sewage disposal plants, stream pollution problems, etc. These require highly technical skill for their sound solution in an economical manner. Our streams should be kept from becoming so highly polluted as to be a menace to health and a deterrent to wholesome recreation. In the correction of this problem, due consideration should, of course, be given to the interest of the taxpayers and the fate of industries.

Three State departments, namely, health, labor and agriculture—are now concerned with the administration of "housing problems." Since

the discontinuance of the position of "commission of housing," five years ago, the State Department of Health has been able to do but little along this line. It is desirable to have the housing law rewritten and to have the responsibility for its administration concentrated in some one State department.

Cancer is now the second highest cause of death in Iowa. In 1927, there were 2,689 deaths from cancer. More than 75 per cent of the deaths from cancer can be prevented. The State Department of Health should be in a position to conduct proper educational campaigns in that direction.

Venereal disease is altogether too common. It is estimated that there are about 16,000 patients continually undergoing treatment for venereal disease. Small outbreaks of one form or another of these diseases are of frequent occurrence. To combat this situation requires educational work by way of circulars, conferences, and lectures.

Local public health administration is conducted in a very inadequate and uneconomical manner. What is chiefly needed is a change in the law making it possible to form health units of sufficient size so as to permit the employment of a full-time health officer. Such a unit is the county.

The standards of qualification for entrance to the several "professions affecting the public health," should be raised, if necessary, so as to assure the public of competent service.

A law should also be passed making it possible to revoke the license of a member of a profession affecting the public health for "dishonorable conduct of a character likely to deceive and defraud the public."

The present law provides that only local health officers may be appointed to membership on the State Board of Health. The local positions change frequently. It is, however, desirable to have good men continue to serve on the State Board for a period of years. It is accordingly recommended that the law be changed making it possible for the physician, who is or has been, a local health officer, to be appointed to membership on the State Board.

The State Department of Health should become so well organized and so well supported that it will be able to meet the reasonable needs for public health work as it should be administered by the State.

OUR STATE EDUCATIONAL SYSTEM

In the matter of the institutions under the State Board of Education, distinct progress has been made during the Biennium now entering its last quarter. The Board was charged with the very important duty of filling two presidencies. It would appear that they have brought to this State two outstanding educators eminently qualified for constructive leadership in our State.

One of them succeeds the beloved pioneer educator—Homer H. Seerley—who has served this State from the day of his graduation to the present hour in the most helpful and distinctive fashion and who will continue to serve it until the day of his death, he having been by the Board made President Emeritus of the State Teachers' College for life.

The chief problem confronting the State Board of Education and the State of Iowa is to keep up with the ever increasing demand for higher

education. The situation which now obtains was graphically brought out recently by one of the editorial writers of a great metropolitan newspaper. He pointed out that while independent colleges and universities could and were restricting the number of students whom they would admit, drastically, that state supported institutions could not do this. He estimated that a million young men and young women were now attending our various institutions of learning, whereas there were only fifty-eight thousand a decade or two ago. The great burden is now resting, and will continue to rest more and more heavily on institutions supported by public taxation.

It is not the State of Iowa, so far as its Government is concerned, or the State Board of Education which is creating this demand for higher education—it is the people themselves. There was a time twenty years ago or more when public and private institutions of higher learning sought to induce students to go to college through the instrumentality of field agents. That time passed long since.

The problem now is how to adequately take care of those who are clamoring to come. The percentage of parents who are not ambitious to have their children receive the advantages of higher education is very small, and the age in which we live demands training. There soon will be no place in the world for a man or woman not trained to do well something the world wants done.

The State Board of Education, mindful of burdens of taxation, has sought to reduce their askings to the minimum. It might almost be said that the chances are they have asked for less than the people themselves will demand to be furnished in the way of educational advantages for their children.

More and more these institutions are serving the people as a whole—more and more the Campus of a state institution is the entire State. These institutions render service directly and indirectly to almost every home. They no longer exist for a privileged few—they exist for everybody—they serve everybody.

The great hospital at Iowa City recently dedicated serves the entire State without entering into competition with the medical profession of the State. The extension service of the college at Ames is in close personal touch with every community in Iowa. That of the University, outside of the hospital service, is not as extensive, but is very valuable. The extension service of the State Teachers' College is reaching out helpfully to every school.

These institutions belong to the people and the people are willing to make great sacrifices to support them.

THE PUBLIC SCHOOLS

The public school system as a factor in the preparation of our youth for useful citizenship is of the greatest significance. The schools should furnish equal opportunity to all the children. Let it be borne in mind that no matter what the inherent qualities or inclinations of the child may be; whether he chooses to become a mechanic, a business man, or lead a professional life, it is fundamental that his outlook regarding his respon-

sibilities as a useful member in society is of paramount importance. There are essentials in training and courses of study that are needful to all alike. This the child must be made to recognize. The basic foundation of education including education in the high school, at least, affords this foundation which all should have preparatory to specialization for a vocation.

It should also be recognized by the public that all children are not fitted to become mechanics, or all doctors, or all lawyers, or all business men, or all farmers. This would not only be contrary to the possibilities of human achievement but it would be contrary to the interests of society. Individual moral obligation and the ability to do something well must go hand in hand. This, the school must take into account.

To bring about equalization of opportunity, the question of taxation enters into the solution of the problem. The organization of the school unit for purposes of administration should include a total taxing valuation sufficient to establish this equality of opportunity. Again, an unprejudiced attitude of the taxpayer will fall in with that type of school that will best give the children an equal chance for education. Coordination of the child's preparation to better meet life's responsibilities, and the best methods of establishing the most efficient school should be the objective of the school patron and the taxpayer. Anything less than the attainment of this end is selfish and foolish economy.

THE STATE'S OBLIGATION TO ITS CHILDREN

Under the present plan in this State we throw good, bad, and indifferent all into one hopper. The product that comes out of it is not always a finished, commendable, or desirable one. The grist is not always good citizenship.

Why not have two hoppers? One where we know the product will be of high quality and separate it from that which, if it is possible to make it good, at least it will not contaminate the other. Let us keep in mind that the first essential of a good citizen and the recognition thereof by the community is the ability to earn an honest living.

We, the State, are not doing that essential thing for those whom the State has under ward and immediate guardianship, those children whom we class as neglected or deserted or unfortunate. We are beginning in their care and supervision at the wrong end. We need to incline the twig instead of attempting to incline the tree. Our efforts should be to train the youthful wards of the State to go out and earn a living for themselves and the families they should and probably will have. Instead of more penitentiaries and more asylums for the insane, we should have in this State at least two schools to educate the hands and the minds to special utilities and give each the training that will lead toward useful citizenship instead of permitting that lack of special training which as inevitably leads to discontent as discontent leads toward crime.

We have two so-called industrial schools in Iowa. Both are overshadowed with the penal or semi-penal stigma as concerns their usefulness. A girl, young, untrained, and foolish, as young and unguarded girls are not unlikely to be, is utterly lost when the stigma of Mitchell-

ville attaches itself to her as it does irrevocably. Yet, young girls for the most part are not immoral.

A young man who seeks employment hangs his head when he confesses that his schooling was had at the Industrial School at Eldora. Not only that but he brings a big handicap against his success in getting the job.

The Training School for girls at Mitchellville, and the Training School for boys at Eldora have become synonyms for reformatories. Boys of twelve years are rarely immoral. They may be unmoral; especially when they have had no training except the street and no paternity except that which in itself is a handicap and no environment but the alleys. I have yet to see and know personally of an industrial school graduate who could go out and take on skilled employment that would bring skilled wages.

The Institutions at Toledo and Davenport, especially by purpose devoted to neglected and homeless children, have no equipment to turn out good citizens, basing good citizenship on the ability to earn a good living. The children get a grade school experience about of the class of the district school. They get nothing else (outside, of course, of moral training) that will put them in line for a skilled utility. Nowadays, the wage worker who expects skilled wages, must have skill.

The whole system needs to be reorganized. Turn the institutions at Eldora and Mitchellville into training schools, untouched or tainted with penalty. Have courses in agriculture that would tend to make farmers and farm managers out of the boys. Teach them magnetos, modern trades of value which bring good pay. Train to domestic science; make high-class help out of the girls by courses in millinery, dressmaking, all of the lucrative possibilities. Half-days; from 7:00 A. M. to 1:00 P. M., literary studies, 1:00 P. M. to 4:00 P. M., actual work, after the manner of Cincinnati University. Among those so trained you would here and there find a genius.

Clean out the incorrigibles and place them in an institution so devoted. Separate the criminals from the incorrigibles and send them to reformatories, Anamosa and Rockwell City, for instance.

A useful citizen earning good pay is legal interest on \$50,000 to the State. A man who raises a family in Iowa earns and pays out close to \$50,000 in his active lifetime.

We have young men who are a liability of more than \$200,000 to the county and the State. Simply criminals. Hundreds of them in Iowa.

It pays to make an honest working citizen. Criminals spring mostly from the untrained; a man who can and does earn an honest good living rarely turns criminal. The youth trained to paying employment is not likely to go criminal, especially among the poor or those whom we call the poor. It costs less to train a good citizen than to protect society against a criminal.

The institutions for the care of the neglected children of the class that become wards of the State should be housed in cottages each with its matron. They need that approach to home life. There is no use to argue that the inmates are better off in than out of the institutions. They are. Why not improve them more and inspire them with a desire and the hope that they may amount to something? In short, any antidote

that will modify the inferiority complex that institutional life always creates and that it must inevitably create.

Why not, as far as possible, create the spirit of citizenship and hold out as an incentive the prospect of complete citizenship and a place in the sun.

To some all this may sound revolutionary. If that means turning over, let it go at that, for things in the methods of child care need revolutionizing.

It may be a bold proposition, but why not the industrial schools we have been turned over to such children so housed in cottages, and the building at Toledo or elsewhere be assigned to the housing and correction of incorrigibles and criminally inclined. That the Woodward institution and that at Glenwood might be increased to care for deficient and feeble-minded, and the institution at Davenport might be increased to care for the normal minded children, instead of throwing those and the criminally minded in with the clean material for citizenship.

Why should not Iowa start making mechanics, farmers, blacksmiths, skilled workers, out of the wealth of material now being wasted and every dollar so expended would come back.

It would cost money. Universities cost money. Prisons cost money. A great system of training that would gather up and train to useful citizenship, the neglected and those denied opportunity by neglect would cost huge sums but it would pay dividends on every dollar.

Separate the ambitious, clean-minded, unfortunate, neglected boy or girl from the hopeless depraved, and give him or her a chance to become a useful, industrious and valuable citizen.

Many of those confined in the institutions at Eldora and Mitchellville are committed at an age when character has not yet been formed.

SOCIETY'S OBLIGATION TO PROTECT ITSELF

In one respect, Christmas, which we have just celebrated or rather the spirit of Christmas, is contrary to nature. Nature has no pity. Nature never forgives. Nature's law is the cruel law of the jungle, the survival of the fittest.

We are obedient to the highest instinct of humanity in salvaging all of our defectives. We are keeping them alive. We are bringing them to manhood and womanhood. We would not think of changing this one particle, but we would think of taking one additional step.

These people should not be allowed to become fathers and mothers. They should be segregated, allowed to live out their lives and make their living, but they should not be allowed to reproduce their kind. Unless we have the courage some day to meet this question and face it, we will be overwhelmed by the unfit. Stop it at its source by treating the cause and not the symptom.

The unfit ought not to be allowed to marry. They should be treated surgically so that they could not become parents outside of matrimony. The power to determine this imposes a vast responsibility but some day society will have to assume it.

Unfit is a broad term. It includes those who are afflicted with communicable diseases, taints of blood of any kind, and who are mentally and otherwise defective.

HONESTY

Honesty is the basis of right thought and action. It is vital not only to business but to legislation and to every social relation. In order for integrity to increase and become more general, there must be respect and appreciation for it. It should be spoken of as something that is not rare and seldom found but as a trait of character and habit of mind and action which is on the increase among most people. We need to quicken and clarify the thinking of people who, all too often, speak lightly about the motive, truthfulness and integrity of others. We need to give emphasis among people throughout the entire country to the fact that thought and attitude towards honesty ought to be fair, friendly, helpful and in keeping with the truth of the situation. Integrity is not vanishing and all of us ought to be emphatic in saying so. We need to come to a realization of the truth, that although we all approve the principle of right conduct, none of us are as affirmative as we might well be in our aid of increasing the general belief that honesty and good purpose are the prevailing motives of most people. Headlines often suggest that honesty, truth and integrity are virtues which are vanishing. The contrary is the rule. Most men generally in business and in the performance of their official duties are governed by honest motives and honest purposes, and you as leaders of the communities which you represent owe it to yourselves, to your constituents, and to the State to give evidence of this principle. Whatever will help establish this thought in the minds of the general public will insure a higher and better standard in business and in an administration of the affairs of the community, state and nation.

THE HOME AS A FACTOR IN THE MAKING OF OUR CITIZENSHIP

"In Cabins and Sod Houses" is a fascinating story of pioneer life in Iowa depicted by that venerable and much beloved Iowa Educator, Dr. Thomas H. Macbride. The description of a day in late autumn recounts the routine activities in a typical community. By way of comparison, the early settler in the state may recall his own experiences with delight. "Morning dawned. All nature is beautiful. The sun, although on his retreating pathway through the sky, still warmed our fields. The stirring plow still rustled as it passed along. The loaded wagons, creaking, sought the sheds and curbs, while in their homes the busy women plied their arts accustomed." Every family had its own home, in many instances constructed of logs or the virgin sod, but generally neat and attractive as possible to make it. The community turned out en masse and built the school house in a day. We are told that the material used in the construction of the building consisted "of the soft brown of the oak, the rich purple of the walnut, and the pure white of the linden and the aspen." This educational institution served the purpose for every sort of gathering,—elections, lectures, conventions, festivals, debates, and it was the meeting place for church and Sunday School. The primitive school house was the civic center of the community. The home, the

school and the church were institutions held in well-nigh sacred esteem in pioneer days. This is the rich legacy upon which our present home surroundings and conditions have been builded.

Today, how often the family has drifted away from the example of saving and frugality of pioneer days. It may safely be estimated that fifty per cent of our population live in rented houses or apartments where pride of ownership is practically *nil*.

Today, I know of no better slogan for our Commonwealth than "Every family in Iowa sheltered in its own home." I plead for the *average* American home. It is not the palaces of the rich or the shacks of the poor that furnish the "captains of industry" and the names of men and women prominent in letters, science and statesmanship.

Again, I am interested that every able-bodied and mentally capable citizen of our state shall have a worthwhile occupation, or employment at a job that will provide a sufficient wage that will enable him to own and maintain a home in accordance with a decent standard of living. This should be the *ambition* of every citizen. Then, let us inculcate habits of saving for a great purpose, viz., "every family living in its own home."

In the training of the children for useful living, the home must ever assume its share of responsibility with the school and the church, but the major portion of responsibility must fall on the home. Let us guard against every peril that threatens to undermine the home. Rome perished when most of her people became homeless. It was Jacob Riis who said, "Upon the home depends the vitality of our Republic."

It is important that our material resources be conserved. It is important that every laudable occupation shall be insured equality in profit sharing with every other occupation. It is important that problems of government be adjusted, rightly. But for what purpose? That we may have good schools, good churches, and good homes; upon the latter, especially, rests whatever is of most value and permanency in civic, social and economic life. Let us not forget what the past teaches us that the home is the foundation of civilization. As in pioneer days, the home, greater than any other agency must continue to exercise an uplifting and steadying influence upon our American methods and ideals of living.

The birthright of every child born in Iowa is the influence of Christian parents in a Christian home. With such a birthright we have a right to expect a citizenship which will contribute to the welfare of the State and the perpetuity of the Nation.

The minutes of the joint convention were read and approved.

Senator Booth of Shelby moved that the joint convention be now dissolved.

Motion prevailed.

The Senate returned to the Senate chamber and resumed session.

Senator Ickis moved that a committee of three be appointed to escort Lieutenant Governor Arch W. McFarlane to his desk.

The motion carried and the President pro tem appointed as such committee Senators Ickis, Topping, and Kent.

Lieutenant Governor Arch W. McFarlane addressed the Senate as follows:

MR. PRESIDENT PRO TEM AND MEMBERS OF THE SENATE: I appreciate very much the privilege of presiding over the Senate during the coming session of the legislature. As I have said before, I am going to try to preside to the best of my ability, and am going to give everyone a fair and impartial trial. I am not going to try to hurry legislation whatever, but we are going to try to keep up with the House, and possibly get ahead of them.

I am not going to try to influence you. Far be it from me to tell you what is good and what is bad legislation. I am going to leave that to your own good judgment.

Therefore, I am going to endeavor to preside in a manner that will expedite matters, and so that, if possible, this session will go down in history as the greatest session Iowa has ever had.

By unanimous consent, on request of Senator Benson, the remarks of Lieutenant Governor Arch W. McFarlane were ordered printed in the journal.

On motion of Senator Klemme the Senate adjourned until 2:00 o'clock p. m., Tuesday, January 22d.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 22, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Eben A. Thomas, pastor of the Methodist Episcopal church of Panora, Iowa.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Klemme, from trustees of Orleans township, Wineshiek county, opposing a change in law as to township trustees and county supervisors. County and township affairs.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Cockrane for the day, on request of Senator Brookins; Senator Topping for the day, on request of Senator Thompson; Senator Christophel for the day, on request of Senator Gunderson; Senator Stoddard for the day, on request of Senator Wilson of Page; Senator Carden for the day on request of Senator Rigby; Senator MacDonald for the day, on request of Senator Tabor.

RESIGNATION OF COMMITTEE CLERK

I hereby tender my resignation as committee clerk to take effect January 22.

EDYTHE DITTO.

The resignation was accepted.

WEBBER MEMORIAL RESOLUTION

Senator Shane offered the following resolution and moved its adoption:

WHEREAS, Hon. John F. Webber, a member of the Senate in the Thirty-fourth and Thirty-fifth General Assemblies, died at his home in Ottumwa, Iowa, therefore;

Be It Resolved, by the Senate of the Forty-third General Assembly, that a committee of three be appointed to draft suitable resolutions commemorating his life, character and service to the State.

By unanimous consent the resolution was taken up, considered, and adopted, and the president appointed as such committee Senators Shane, Clark of Marion, and Lange.

S. F. NO. 6 WITHDRAWN

By unanimous consent, on request of Senator Lange, Senate File No. 6 was withdrawn from further consideration.

INTRODUCTION OF BILLS

Senate File No. 13, by Senator Benson, a bill for an act to create a state banking board and certain offices in connection therewith, to define their powers, rights and duties, to provide funds in order to defray the expenses attending the discharge of said duties, to amend sections ninety-one hundred thirty-nine (9139), ninety-one hundred forty-one (9141), ninety-one hundred forty-two (9142), ninety-one hundred forty-four (9144), and ninety-one hundred forty-five (9145) relating to the banking department; and to repeal sections ninety-one hundred thirty (9130) to ninety-one hundred thirty-six (9136) inclusive, ninety-one hundred forty-three (9143), and chapter four hundred twelve A-one (412-A1), all of the Code, 1927, relating to the banking department and to the state banking board.

Read first and second times and referred to committee on banks and banking.

Senate File No. 14, by Senator Benson, a bill for an act to authorize the issuance of a patent to certain lands in Clayton county, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 15, by Senator Booth, a bill for an act to repeal section forty-nine hundred seventy-eight (4978), Code, 1927, and to enact a substitute therefor relating to motor vehicle number plates.

Read first and second times and referred to committee on motor vehicles.

Senate File No. 16, by Senator Anderson, a bill for an act to amend section four thousand two hundred sixty-seven (4267) of the code, 1927, relative to the powers of school electors at annual meeting.

Read first and second times and referred to committee on schools.

Senate File No. 17, by Senator Anderson, a bill for an act to amend section four thousand one hundred thirty-three (4133), code of 1927, relative to the changing of boundary lines of contiguous school corporations, so as to provide the manner of changing (determining) the boundaries of school townships.

Read first and second times and referred to committee on schools.

Senate File No. 18, by Senator Anderson, a bill for an act to amend chapter 86. Section one thousand seven hundred and sixty-six (1766) of the code, 1927, relative to the protection of fur bearing animals.

Read first and second times and referred to committee on fish and game.

Senate File No. 19, by Senator Gunderson, a bill for an act to provide for the collection of an additional one (1) cent gasoline license fee on gasoline sold in the state of Iowa, and to provide for the distribution of the same to the counties, townships, and cities and towns of the state, for road and street improvement purposes.

Read first and second times and referred to committee on highways.

Senate File No. 20, by Senators Patterson and Gunderson, a bill for an act to provide for the levying of a local and county tax on state parks.

Read first and second times and referred to committee on conservation.

Senate File No. 21, by Senator Clearman, a bill for an act to permit the issuance, at places other than at the county seat, of licenses to hunt and of licenses to fish, to prescribe the rights, powers, duties and liability of the county recorder and other

persons with reference to the issuance of such licenses and to prescribe a penalty for the violation of such rights, powers and duties.

Read first and second times and referred to committee on fish and game.

Senate File No. 22, by Senators Lange and Clark of Cerro Gordo, a bill for an act to amend section fifty-six hundred ninety-nine (5699), code of 1927, relating to chiefs of police and chiefs of fire departments in cities operating under the city manager plan as provided by chapter three hundred twenty-eight (328), Code 1927.

Read first and second times and referred to committee on cities and towns.

Senate File No. 23, by Senator Lange, a bill for an act to amend section eighty-three hundred fifty-two (8352) of the Code, 1927, by adding thereto two additional paragraphs, relating to indebtedness of Iowa corporations.

Read first and second times and referred to committee on corporations.

Senate File No. 24, by Senator Iekis, a bill for an act to make permanent the temporary transfer of money from the state insane fund to the general county fund of Decatur county, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 25, by Senator Iekis, a bill for an act to make permanent the temporary transfer of money from the court expense fund to the general county fund of Decatur county, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 26, by Senator Klemme, a bill for an act to require operators of all motor vehicles to stop said motor vehicles immediately before crossing a railroad track, and to provide a penalty for violations.

Read first and second times and referred to committee on motor vehicles.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the report of the joint committee on extra help.

A. C. GUSTAFSON, *Chief Clerk.*

SENATE CONCURRENT RESOLUTION NO. 3

Senator Tabor offered the following resolution and moved its adoption:

Be It Resolved by the Senate, the House Concurring: That the state printing board be requested to furnish copies of the Code of 1927 and Acts of the Forty-second General Assembly as follows: One copy for each of the various committee rooms of the Senate and the House; three copies each for the secretary of the Senate and the chief clerk of the House for the use of said officers and their assistants; such number of copies for the press galleries of the Senate and the House as necessary, to be determined by the secretary of the Senate and the chief clerk of the House.

By unanimous consent, on request of Senator Tabor, Senate Concurrent Resolution No. 3 was taken up and considered.

On the question, "Shall the resolution be adopted?" the vote was:

Ayes, 33.

Anderson	Clark of Marion	Kent	Rigby
Baird	Clearman	Klemme	Rogers
Bennett	Cole	Lange	Shane
Benson	Doran	Langfitt	Stanley
Bissell	Gilchrist	Lowe	Thompson
Blackford	Gunderson	McLeland	Ulstad
Booth	Hager	Merritt	Wilson of Page
Carroll	Ickis	Patterson	Wilson of Polk
Clark of Cerro Gordo			

Nays, none.

Absent or not voting, 17.

Beatty	Christophel	Kimberly	Shaff
Bergman	Clark of Linn	Leonard	Stoddard
Brookins	Cochrane	MacDonald	Tabor
Brush	Frailey	Moen	Topping
Carden			

The resolution was adopted.

SENATE COMMITTEES

The President announced the appointment of the following committees:

AERONAUTICS

Brush— Chairman Clearman	Kimberly Rogers Wilson, Geo. A.	Bergman Merritt	Clark, E. W. Doran
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AGRICULTURE

Benson— Chairman Brush Clearman Langfitt McLeland Rigby	Stoddard Ulstad Brookins Gunderson Booth Clark, W. A. Beatty	Moen Bergman Hager Lowe Bissell Tabor Christophel	Patterson Carroll Leonard Ickis Kent Anderson Bennett
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APPROPRIATIONS

Stoddard— Chairman Bergman Frailey Shaff	Clearman Clark, W. A. Gilchrist Booth Klemme	Lange Brush Hager Ickis Clark, E. W.	Carroll Rogers Doran Cochrane Cole
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BANKS AND BANKING

Bergman— Chairman Cole Carden	Gunderson Lange Rigby Shane	Baird Benson Cochrane Merritt	Lowe Bennett Hager Blackford
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BOARD OF CONTROL

Kimberly— Chairman Rigby Bergman	Booth Carden Brush Moen	Cochrane Tabor Hager	Bissell Ickis Cole
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BOUNDARY BRIDGES

Bennett— Chairman Baird	Kimberly Brush Topping	Frailey Clearman Benson	Merritt Cole
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BUILDING AND LOAN

Clark, E. W.— Chairman	Bissell Klemme	Clearman Gunderson	Stanley Lowe
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CHARITABLE AND CORRECTIONAL INSTITUTIONS

Thompson— Chairman	Ickis Klemme	Leonard Lowe	Patterson
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CHILD WELFARE

Clearman— Chairman	Gunderson Langfitt	Brookins Clark, W. A.	Kent
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CITIES AND TOWNS

Clark, C. F.— Chairman	Stanley Topping	Kimberly Baird	Rigby Benson
Wilson, D. L. Frailey	Wilson, Geo. A. Shane	Stoddard Clark, E. W.	Thompson Rogers
Shaff	Lange		

CLAIMS

Moen— Chairman	Beatty Clearman	Cole Clark, E. W.	Bissell Anderson
Ulstad			

CODE REVISION

MacDonald— Chairman	Thompson Gilchrist	Wilson, Geo. A. Beatty	Bennett
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COMMERCE AND TRADE

Topping— Chairman	Lange Langfitt	Klemme MacDonald	Lowe Thompson
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COMPENSATION OF PUBLIC OFFICERS

Wilson, Geo. A.— Chairman	Kimberly Baird	McLeland Clark, E. W.	Bissell Leonard
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CONSERVATION

Rigby— Chairman	Patterson Brush	Clark, E. W. Clark, C. F.	Moen Stanley
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CONSTITUTIONAL AMENDMENTS

Leonard— Chairman	Doran Clark, W. A.	Gilchrist Merritt	Patterson Rogers
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CORPORATIONS

Blackford— Chairman	Carroll Klemme	Shane Shaff	Booth
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COUNTY AND TOWNSHIP AFFAIRS

McLeland— Chairman	Klemme Christophel	Leonard Lowe	Anderson Tabor
Benson	Bissell		

DAIRY AND FOOD

Langfitt— Chairman	Benson Brush	Lange Christophel	Leonard Klemme
Moen			

DEPARTMENTAL AFFAIRS

Carroll— Chairman	Leonard Thompson	Kent Doran	Tabor
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DRAINAGE

Patterson— Chairman	Gilchrist Ulstad	Gunderson Langfitt	Moen Bennett
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EDUCATIONAL INSTITUTIONS

Klemme— Chairman Cochrane	Baird Wilson, D. L.	Blackford Doran	Carroll Clark, C. F.
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ELECTIONS

Gunderson— Chairman Rogers	Blackford Ulstad Klemme	Benson Clark, W. A.	MacDonald Christophel
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ENROLLED BILLS

Rogers— Chairman	Klemme Thompson	Doran	MacDonald
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FISH AND GAME

Ickis— Chairman Booth Gunderson	Topping Stoddard Hager	Brookins Anderson Patterson	Kent Christophel Cochrane
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HIGHWAYS

Shaff— Chairman Frailey Gilchrist Rigby Brookins Bergman	Benson Langfitt Stoddard Stanley Booth Topping	Beatty Brush Carden McLeland Clark, W. A. Cochrane	Wilson, D. L. Clark, C. F. Blackford Kent Patterson Carroll
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HORTICULTURE AND FORESTRY

Kent— Chairman	Anderson Ulstad	Moen	Leonard
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INSURANCE

Merritt— Chairman Shane Bergman	Carden Lange Frailey Kimberly	Topping Wilson, Geo. A. Rogers	Clark, E. W. Clark, C. F. Cochrane
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JUDICIARY NO. 1

Gilchrist— Chairman Clark, C. F.	Wilson, D. L. Rigby Stanley	McLeland Gunderson MacDonald	Rogers Thompson
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JUDICIARY NO. 2

Frailey— Chairman Wilson, Geo. A.	Baird Beatty Benson	Merritt Booth	Doran Bennett
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LABOR

Beatty— Chairman Clark, W. A. Gilchrist Bergman	Shaff Ulstad Cochrane Patterson Lange	Langfitt Rigby Clearman Merritt	Ickis Christophel Bissell Anderson
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LAND TITLES

Bissell— Chairman	Hager Wilson, D. L.	Clark, C. F. Tabor	Clark, E. W.
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MANUFACTURES

Cochrane— Chairman	McLeland Bergman	Kimberly Rogers	Carroll
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MILITARY AFFAIRS

Doran— Chairman Clark, E. W.	Bennett Cole Booth	Lowe MacDonald	Merritt Hager
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MINES AND MINING

Clark, W. A.— Chairman Merritt Carroll	Wilson, Geo. A. Ulstad Stanley	Wilson, D. L. Lange Shane	Kent Doran Rogers
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MOTOR VEHICLES

Booth— Chairman Blackford Shaff	Brookins Bergman McLeland Wilson, D. L.	Stoddard Langfitt Ulstad Doran	Christophel Bissell Anderson
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PHARMACY

Carden— Chairman	Lowe Stanley	Merritt Patterson	Bissell Leonard
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POLICE REGULATIONS

Christophel— Chairman Beatty	McLeland Clark, C. F. Gunderson	Anderson Ickis	Moen Wilson, D. L.
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POLITICAL AND JUDICIAL DISTRICTS

Hager— Chairman Topping Frailey	Baird Beatty Gilchrist Lange	Wilson, Geo. A. Brush MacDonald	Kent Cole Tabor
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PUBLIC BUILDINGS AND LANDS

Ulstad— Chairman	Brookins Clearman	McLeland Tabor	Thompson
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PUBLIC HEALTH

Cole— Chairman Stanley	Carden Brookins Ulstad	Ickis Thompson Anderson	Kent Lowe
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PUBLIC LIBRARIES

Lowe— Chairman	Tabor Stoddard	Patterson	Thompson
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PUBLIC SCHOOLS

Stanley— Chairman Stoddard Blackford	Clearman Brookins Gilchrist Baird	Hager Clark, C. F. MacDonald	Cole Carroll Christophel
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PRINTING

Tabor— Chairman	Kent Cochrane	Hager	Leonard
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PUBLIC UTILITIES

Lange— Chairman Shaff	Frailey Kimberly Wilson, Geo. A.	Brush Shane	Cole Carroll
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RAILROADS

Wilson, D. L.— Chairman MacDonald	Baird Kimberly Carden	Topping Shane Shaff	Bennett Rigby Clark, W. A.
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RULES

Shane— Chairman	Bennett Frailey	Gilchrist Shaff	Booth Blackford
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SUPPRESSION OF INTEMPERANCE

Anderson— Chairman Christophel	Carden Stanley Gunderson	Brookins Moen	Bennett Ickis
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TELEGRAPH AND TELEPHONES

Brookins— Chairman Langfitt	Frailey Carden Stoddard	Topping Shaff Shane	Beatty Clark, W. A. Ickis
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WAYS AND MEANS

Baird— Chairman Carden Langfitt Kimberly	Shane Stoddard Benson Beatty Wilson, Geo. A.	Topping Rigby Clark, C. F. Moen Blackford	McLeland MacDonald Wilson, D. L. Tabor Bennett
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RETRENCHMENT AND REFORM

Appropriations— Stoddard Ways & Means— Baird	Judiciary No. 1— Gilchrist	Democrat— Tabor	Democrat— Thompson
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SENATORS AND THEIR RESPECTIVE COMMITTEES

SENATOR ANDERSON

Suppression of intemperance—Chairman	Fish and game	Motor vehicles
Agriculture	Horticulture and forestry	Police regulations
Claims	Labor	Public health
County and township affairs		

SENATOR BAIRD

Ways and means—Chairman	Educational institutions	Public schools
Banks and banking	Judiciary No. 2	Railroads
Boundary bridges	Political and judicial districts	Retrenchment and reform
Cities and towns		
Compensation public officers		

SENATOR BEATTY

Labor—Chairman	Judiciary No. 2	Telephone and telegraph
Agriculture	Police regulations	Ways and means
Claims	Political and judicial districts	
Code revision		
Highways		

SENATOR BENNETT

Boundary bridges—Chairman	Drainage	Rules
Banks and banking	Judiciary No. 2	Suppression of intemperance
Code revision	Military affairs	Ways and means
Agriculture	Railroads	

SENATOR BENSON

Agriculture—Chairman	Cities and towns	Elections
Banks and banking	County and township affairs	Highways
Boundary bridges	Dairy and food	Judiciary No. 2
		Ways and means

SENATOR BERGMAN

Banks and banking—Chairman	Appropriations	Labor
Aeronautics	Board of control	Manufactures
Agriculture	Highways	Motor vehicles
	Insurance	

SENATOR BISSELL

Land titles—Chairman	Compensation of public officers	Labor
Agriculture	County and township affairs	Motor vehicles
Board of control		Pharmacy
Building and loans		
Claims		

SENATOR BLACKFORD

Corporations—Chairman	Educational institutions	Motor vehicles
Banks and banking	Elections	Public schools
Child welfare	Highways	Rules
		Ways and means

SENATOR BOOTH

Motor vehicles— Chairman Appropriations Agriculture	Board of control Corporations Fish and game Highways	Judiciary No. 2 Military affairs Rules
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SENATOR BROOKINS

Telegraph and tele- phone—Chairman Agriculture Child welfare Fish and game	Highways Motor vehicles Public buildings and lands	Public health Public schools Suppression of in- temperance
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SENATOR BRUSH

Aeronautics—Chair- man Agriculture Appropriations	Board of control Boundary bridges Conservation Dairy and food	Highways Political and judicial districts Public utilities
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SENATOR GARDEN

Pharmacy—Chairman Banks and banking Board of control Highways Insurance	Public health Railroads Suppression of in- temperance	Telegraph and tele- phone Ways and means
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SENATOR CARROLL

Departmental affairs— Chairman Agriculture Appropriations	Corporations Educational institu- tions Highways	Manufactures Mines and mining Public schools Public utilities
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SENATOR CHRISTOPHEL

Police regulations— Chairman Agriculture County and township affairs	Dairy and food Elections Fish and game Labor	Motor vehicles Public schools Suppression of in- temperance
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SENATOR C. F. CLARK

Cities and towns— Chairman Conservation Educational institu- tions	Highways Insurance Judiciary No. 1 Land titles	Police regulations Public schools Ways and means
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SENATOR E. W. CLARK

Building and loans— Chairman Aeronautics Appropriations	Cities and towns Claims Compensation of public officers	Conservation Insurance Land titles Military affairs
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SENATOR W. A. CLARK

Mines and mining— Chairman	Constitutional amend- ments	Labor
Agriculture	Elections	Railroads
Appropriations	Highways	Telegraph and tele- phone
Child welfare		

SENATOR CLEARMAN

Child welfare—Chair- man	Aeronautics	Labor
Agriculture	Boundary bridges	Public buildings and lands
Appropriations	Building and loan	Public schools
	Claims	

SENATOR COCHRANE

Manufactures—Chair- man	Bord of control	Highways
Appropriations	Educational institu- tions	Insurance
Banks and banking	Fish and game	Labor
		Printing

SENATOR COLE

Public health—Chair- man	Board of control	Political and judicial districts
Appropriations	Boundary bridges	Public schools
Banks and banking	Claims	Public utilities
	Military affairs	

SENATOR PORAN

Military affairs— Chairman	Departmental affairs	Judiciary No. 2
Aeronautics	Educational institu- tions	Mines and mining
Appropriations	Enrolled bills	Motor vehicles
Constitutional amend- ments		

SENATOR FRAILEY

Judiciary No. 2— Chairman	Highways	Public utilities
Appropriations	Insurance	Rules
Boundary bridges	Political and judicial districts	Telephone and tele- graph
Cities and towns		

SENATOR GILCHRIST

Judiciary No. 1— Chairman	Drainage	Public schools
Appropriations	Highways	Rules
Code revision	Labor	Retrenchment and re- form
Constitutional amend- ments	Political and judicial districts	

SENATOR GUNDERSON

Elections—Chairman	Child welfare	Police regulations
Agriculture	Drainage	Suppression of in- temperance
Banks and banking	Fish and game	
Building and loan	Judiciary No. 1	

SENATOR HAGER

Political and judicial districts—Chairman	Banks and banking	Military affairs
Agriculture	Board of control	Printing
Appropriations	Fish and game	Public schools
	Land titles	

SENATOR ICKIS

Fish and game—Chairman	Charitable and correctional institutions	Telephone and telegraph
Agriculture	Labor	Suppression of intemperance
Appropriations	Police regulations	
Board of control	Public health	

SENATOR KENT

Horticulture and forestry—Chairman	Departmental affairs	Political and judicial districts
Agriculture	Fish and game	Printing
Child welfare	Highways	Public health
	Mines and mining	

SENATOR KIMBERLY

Board of control—Chairman	Cities and towns	Manufactures
Aeronautics	Compensation of public officers	Public utilities
Boundary bridges	Insurance	Railroads
		Ways and means

SENATOR KLEMME

Educational institutions—Chairman	Commerce and trade	Dairy and food
Appropriations	Corporations	Elections
Building and loan	County and township affairs	Enrolled bills
Charitable and correctional institutions		

SENATOR LANGE

Public utilities—Chairman	Cities and towns	Labor
Appropriations	Commerce and trade	Mines and mining
Banks and banking	Dairy and food	Political and judicial districts
	Insurance	

SENATOR LANGFITT

Dairy and food—Chairman	Commerce and trade	Motor vehicles
Agriculture	Drainage	Telegraph and telephone
Child welfare	Highways	Ways and means
	Labor	

SENATOR LEONARD

Constitutional amendments—Chairman	Compensation of public officers	Dairy and food
Agriculture	County and township affairs	Horticulture and forestry
Charitable and correctional institutions	Departmental affairs	Pharmacy
		Printing

SENATOR LOWE

Public libraries—
Chairman
Agriculture
Banks and banking
Building and loan

Charitable and correc-
tional institutions
Commerce and trade
County and townships
affairs

Military affairs
Pharmacy
Public health

SENATOR MACDONALD

Code revision—Chair-
man
Commerce and trade
Elections
Enrolled bills

Judiciary No. 1
Military affairs
Political and judicial
districts

Public schools
Railroads
Ways and means

SENATOR MCLELAND

County and township
affairs—Chairman
Agriculture
Compensation of public
officers

Highways
Judiciary No. 1
Manufactures
Motor vehicles

Police regulations
Public buildings and
lands
Ways and means

SENATOR MERRITT

Insurance—Chairman
Aeronautics
Banks and banking
Boundary bridges

Constitutional amend-
ments
Judiciary No. 2
Labor

Military affairs
Mines and mining
Pharmacy

SENATOR MOEN

Claims—Chairman
Agriculture
Board of control
Conservation

Dairy and food
Drainage
Horticulture and
forestry

Police regulations
Suppression of in-
temperance
Ways and means

SENATOR PATTERSON

Drainage—Chairman
Agriculture
Charitable and correc-
tional institutions

Conservation
Constitutional amend-
ments
Fish and game

Highways
Labor
Pharmacy
Public libraries

SENATOR RIGBY

Conservation—Chair-
man
Agriculture
Banks and banking

Board of control
Cities and towns
Highways
Judiciary No. 1

Labor
Railroads
Ways and means

SENATOR ROGERS

Enrolled bills—Chair-
man
Aeronautics
Appropriations

Cities and towns
Constitutional amend-
ments
Elections

Insurance
Judiciary No. 1
Manufactures
Mines and mining

SENATOR SHAFF

Highways—Chairman
Appropriations
Cities and towns
Corporations

Labor
Motor vehicles
Public utilities
Railroads

Rules
Telegraph and tele-
phone

SENATOR SHANE

Rules—Chairman	Insurance	Telegraph and tele- phone
Banks and banking	Mines and mining	Ways and means
Cities and towns	Public utilities	
Corporations	Railroads	

SENATOR STANLEY

Public Schools—Chair- man	Cities and towns	Pharmacy
Building and loan	Highways	Public health
Conservation	Judiciary No. 1	Suppression of in- temperance
	Mines and mining	

SENATOR STODDARD

Appropriations—Chair- man	Motor vehicles	Ways and means
Agriculture	Public libraries	Retrenchment and re- form
Cities and towns	Public schools	
Fish and game	Telegraph and tele- phone	
Highways		

SENATOR TABOR

Printing—Chairman	Land titles	Public libraries
Agriculture	Political and judicial districts	Ways and means
Board of control	Public buildings and lands	Retrenchment and re- form
County and township affairs		
Departmental affairs		

SENATOR THOMPSON

Charitable and Correc- tional institutions— Chairman	Departmental affairs	Public libraries
Cities and towns	Enrolled bills	Public health
Code revision	Judiciary No. 1	Retrenchment and re- form
Commerce and trade	Public buildings and lands	

SENATOR TOPPING

Commerce and trade— Chairman	Fish and game	Railroads
Boundary bridges	Highways	Telegraph and tele- phone
Cities and towns	Insurance	Ways and means
	Political and judicial districts	

SENATOR ULSTAD

Public buildings and lands—Chairman	Drainage	Labor
Agriculture	Elections	Mines and mining
Claims	Horticulture and for- estry	Motor vehicles
		Public health

SENATOR D. L. WILSON

Railroads—Chairman	Judiciary No. 1	Motor vehicles
Cities and towns	Land titles	Police regulations
Educational institutions	Mines and mining	Ways and means
Highways		

SENATOR GEO. A. WILSON

Compensation of public officers—Chairman	Code revision	Political and judicial districts
Aeronautics	Insurance	Public utilities
Cities and towns	Judiciary No. 2	Ways and means
	Mines and mining	

The journal of January 17th was corrected and approved.

Senator Rigby appeared in the Senate Chamber and took the oath of office.

The following employes appeared and were sworn in :

Harold Lewis, telephone page.

Craig Johnson, page.

Hannah Millard.

Bertha M. Williams.

Glenn Wilson.

On motion of Senator Shane the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

Senator Wilson of Polk moved that the Senate adjourn until 11 a. m., Wednesday.

Senator Lange moved to amend by making the time 10 o'clock a. m.

The amendment was lost.

The motion by Senator Wilson of Polk prevailed, and the Senate adjourned until 11 o'clock a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 23, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. T. J. Pettit, pastor of the Euclid Avenue Methodist Church, of Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Cochrane for the day, on request of Senator Cole.

On motion of Senator Shane the Senate went into executive session.

On motion and roll call the Senate confirmed the appointment of Hon. L. A. Andrew of Ottumwa, Wapello county, as superintendent of banking for the term of four years beginning July 1, 1929.

On motion and roll call the Senate confirmed the appointment of Hon. C. M. Roberts of Independence, Buchanan county, as a member of the state board of control for the unexpired term ending June 30, 1933.

On motion and roll call the Senate confirmed the appointment of Hon. W. E. Albert of Lansing, Allamakee county, as state game warden for the term of four years beginning March 1, 1929.

On motion and roll call the Senate confirmed the appointment of Hon. J. H. Henderson of Indianola, Warren county, as commerce counsel for the unexpired term ending June 30, 1931.

The Senate arose from executive session and resumed regular session.

On motion of Senator Lange the Senate adjourned until 2:00 o'clock p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Lange for the day, on request of Senator Wilson of Polk; Senator Shaff for the day, on request of Senator Bergman.

INTRODUCTION OF BILLS

Senate File No. 27, by Senator Doran, a bill for an act to amend the law as it appears in section ninety-four hundred twenty (9420) of chapter four hundred nineteen (419) of the Code, 1927, providing for the interest rate to be charged on chattel loans.

Read first and second times and referred to committee on banks and banking.

Senate File No. 28, by Senator Clark of Cerro Gordo, a bill for an act to amend section ten hundred ninety-a-nineteen (1090-a19) of the Code, 1927, relating to the exemption from liability of surety on depository bonds.

Read first and second times and referred to committee on Judiciary No. 1.

Senate File No. 29, by Senator Lange, a bill for an act to amend section fifty-three hundred seventy-two (5372) of the Code, 1927, relating to allowance for the support of indigent tubercular patients.

Read first and second times and referred to committee on board of control.

Senate File No. 30, by Senator Lange, a bill for an act to amend section fifty-seven hundred twenty-three (5723) of the Code, 1927, relating to the compensation allowed newspapers for the publication of legal notices.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 31, by Senator Baird, a bill for an act to permit the board of supervisors, and the trustees of a drainage dis-

trict, to purchase tax sale certificates for the protection and benefit of drainage and levee districts, and to provide funds for that purpose.

Read first and second times and referred to committee on drainage.

Senate File No. 32, by Senator Clark of Linn, a bill for an act to legalize the corporate acts and proceedings of St. Martin Land Company of Cedar Rapids, Iowa, and to provide for the renewal and extension of the period of corporate existence of said company.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 33, by Senator Frailey, a bill for an act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 34, by Senator Benson, a bill for an act to amend the law as it appears in sections one hundred thirteen (113) and one hundred twenty-four (124) of the Code, 1927, so as to provide for the examination of school corporations by the auditor of-state.

Read first and second times and referred to committee on schools.

Senate File No. 35, by Senator Clark of Cerro Gordo, a bill for an act to legalize the corporate acts and proceedings of the Cerro Gordo Building Company of Mason City, Iowa, and to provide for the renewal and extension of the period of corporate existence of said Cerro Gordo Building Company.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 36, by Senator Kimberly, a bill for an act to repeal section thirty-seven hundred sixty-two (3762), Code, 1927, relating to the sale of articles and things manufactured at state institutions controlled by the board of control, and to provide

a penalty on public officers who make purchases in violation of the statute, and to provide for the enforcement of such penalty.

Read first and second times and referred to committee on board of control.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of Senate File No. 12, a proposed bill for the legalization of certain proceedings of the Council of the Town of Ogden, Iowa.

WALTER H. BEAM, *Secretary.*

REPORT OF COMMITTEE

Senator Frailey submitted the following report:

MR. PRESIDENT: Your committee on Judiciary No. 2 to which was referred Senate File No. 12, a bill for an act to legalize an election held Dec. 14, 1928, in Ogden, Iowa, extending its Municipal Water Works, by completing sinking and equipping of deep well and contracting indebtedness for such purpose and levying tax, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

By unanimous consent, on motion of Senator Doran, Senate File No. 12, a bill for an act to legalize an election held on the 14th day of December, 1928, in the Town of Ogden, Iowa, on extending its municipal waterworks by completing the sinking and equipping of a deep well and contracting indebtedness for such purpose not exceeding \$15,000, and issuing bonds for such purpose not exceeding \$15,000, and levying a tax annually upon the taxable property in said Town of Ogden not exceeding eight mills per annum for the payment of such bonds and interest thereon and to legalize all acts and proceedings in respect to said election and to legalize the issuance of such bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Doran moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Carden	Hager	Moen
Baird	Carroll	Ickis	Rigby
Beatty	Christophel	Kent	Rogers
Bennett	Clark of Cerro	Kimberly	Shane
Benson	Gordo	Klemme	Stanley
Bergman	Clark of Linn	Langfitt	Stoddard
Bissell	Clark of Marion	Leonard	Tabor
Blackford	Cole	Lowe	Topping
Booth	Doran	MacDonald	Ulstad
Brookins	Frailey	McLeland	Wilson of Page
Brush	Gilchrist	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 7.

Clearman	Gunderson	Patterson	Thompson
Cochrane	Lange	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doran moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

COMMUNICATION FROM THE GOVERNOR

The following communication was received from His Excellency, Hon. John Hammill, Governor of Iowa:

January 23, 1929.

To the Honorable, the President of the Senate of the Forty-third General Assembly of Iowa:

SIR: Herewith I am transmitting for the consideration of the honorable body over which you preside the report of the Secondary Road Commission.

Very truly yours,

JOHN HAMMILL, *Governor.*

The President announced that the report of the Secondary Road Commission as filed with the Governor and by him submitted to the General Assembly would be referred to the committee on roads and highways and ordered printed as a special document.

AMENDMENT FILED

I move to amend Senate File No. 2 as follows: In Section one, line 5, after the word "reservation" insert the following: "said school or schools

to be operated as a public school approved as provided for by the laws of this state."

S. A. BRUSH.

The journal of January 22d was corrected and approved.

On motion of Senator Gilchrist the Senate adjourned until 11 o'clock a. m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 24, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Dr. Sears Thomson, pastor of First Presbyterian Church of Ottumwa, Iowa.

INTRODUCTION OF BILLS

Senate File No. 37, by Senator Wilson of Polk, a bill for an act to amend sections twelve thousand seven hundred twenty-seven (12727) and twelve thousand seven hundred twenty-eight (12728) of the Code of 1927, relating to the filing of claims in assignments for benefit of creditors.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 38, by Senator Wilson of Polk, a bill for an act fixing and determining the liability of an inkeeper or the owner or keeper of a hotel, rooming house, or eating house, for loss of or injury to the conveyance of a guest and the personal property of such guest contained in such conveyance.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 39, by Senator Moen, a bill for an act to legalize an election held by the voters of Lyon county, on the fourth day of June, 1928, with reference to the construction of a jail and sheriff's residence combined, and to legalize the tax levied therefor, by the Board of Supervisors of said County.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 40, by Senator Clark of Linn, a bill for an act to amend section three thousand six hundred forty-one-b1 (3641-

b1) of the Code, 1927, relating to the levying of a tax to pay pensions to widowed mothers.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 41, by Senator Frailey, a bill for an act to amend section sixty-five hundred and eighty (6580) of the Code, relating to leasing of property of cities acting under the commission form of government, and to authorize leases for industrial purposes.

Read first and second times and referred to committee on cities and towns.

Senate File No. 42, by Senator Frailey, a bill for an act to amend the law as it appears in section fifty-nine hundred two (5902) of the Code, 1927, relating to the department of public docks in cities and towns having a population of less than thirty thousand.

Read first and second times and referred to committee on cities and towns.

Senate File No. 43, by Senator Carden, a bill for an act to amend the law as it appears in sections ten thousand two hundred eleven (10211), ten thousand two hundred twelve (10212) and ten thousand two hundred thirteen (10213) of the Code, 1927, relating to the management of cemetery funds by trustees.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 44, by Senator Brush, a bill for an act to authorize the board of supervisors of Tama county, Iowa, to transfer thirty-five thousand dollars (\$35,000.00) from the county road bond fund to the general fund.

Read first and second times and referred to committee on highways.

Senate File No. 45, by Senator Brush, a bill for an act to confirm in Thomas F. Steveson the title to the northwest frac-

tional quarter of the northwest quarter of section thirty-one, township eighty-four, north, range fifteen west of the fifth principal meridian, Tama county, Iowa, and to have a patent issued for said land.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 46, by Senator Lange, a bill for an act to amend section fifty-four hundred twelve (5412) of the Code, 1927, relative to the cost of official publications.

Read first and second times and referred to committee on printing.

Senate File No. 47, by Senator Gilchrist, a bill for an act entitled: "An act to repeal the law as it appears in section eight thousand four hundred sixty-one (8461) of the Code, 1927, relating to the filing of articles of incorporation of cooperative associations and to the issuance of certificates of incorporation to such associations, and to enact a substitute therefor; and providing that no notice of such incorporation shall be required."

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 48, by Senator Anderson, a bill for an act to repeal the law as it appears in section seventeen hundred sixty-six (1766) of the Code of Iowa, 1927, relating to trapping regulations of fur bearing animals and to enact a substitute relating to the regulation of the taking or trapping of fur bearing animals.

Read first and second times and referred to committee on fish and game.

SENATE FILE NO. 18 WITHDRAWN

By unanimous consent, on request of Senator Anderson, Senate File No. 18 was withdrawn from further consideration.

By unanimous consent, on request of Senator Stoddard, the report of the retrenchment and reform committee was ordered printed in the journal.

RETRENCHMENT AND REFORM COMMITTEE FUND

(Sec. 52, chapter 218, Acts of the 41st General Assembly.)

July 1, 1925, to June 30, 1927.

Order Number	Authorized	Expended	Available Jan. 1, 1929
1 Jennie Gregg—Preparing report....	\$ 8.00	\$ 8.00	
2 E. R. Harlan—Night Watchman....	583.30	583.30	
3 State Entomologist—Traveling exp.	800.00	800.00	
Balance of this fund reverting to general revenue, \$35,031.04.			

(The orders stated above were made by the committee of the 42nd G. A. to be paid from the appropriation of the 41st Retrenchment and Reform Contingent Fund.)

RETRENCHMENT AND REFORM CONTINGENT FUND

(Sec. 49, chapter 275, Acts of the 42nd General Assembly.)

July 1, 1927, to December 31, 1928.

Order Number	Authorized	Expended	Available
4 E. L. Hogue—Certified Pub. Acct....	\$3,000.00	\$2,741.10	\$ 258.90
5 Jennie Gregg—Services	5.00	5.00	
6 E. R. Harlan—Negatives and prints	143.00	143.00	
Members per diem and expense.....	299.15	299.15	

(The orders stated above were made by the committee of the 42nd G. A. to be paid from the appropriation of the 42nd Retrenchment and Reform Contingent Fund.)

Amount appropriated for July 1, 1927, to June 30, 1929.....	\$40,000.00
Amount expended to January 1, 1929.....	3,188.25
Balance available January 1, 1929.....	<u>\$36,811.75</u>

B. M. STODDARD,
F. C. GILCHRIST,
W. S. BAIRD,

On the Part of the Senate.

GEO. E. MILLER,
L. B. FORSLING,

On the Part of the House.

No. of Order and Date	Purpose of Order	Reasons for Order and Explanatory Remarks
No. 1 Jan. 25, '27	Authorizing auditor of state to draw warrant upon contingent fund of retrenchment and reform committee for \$8.00 in payment for services of Jennie R. Gregg for preparing report of committee. (Sec. 52, Chapter 218, Acts of the 41st G. A.)	Preparing report of the retrenchment and reform committee of the 41st G. A. for presentation to the 42nd G. A. as provided by law.
No. 2 Jan. 27, '26 (Transfer)	Authorizing auditor of state to draw warrant upon contingent fund of retrenchment and reform committee for E. R. Harlan for night watchman for the amount of \$583.30 as provided by Section 52, Chapter 218, Acts of the 41st G. A.	42nd G. A. failed to provide a night watchman for the state historical building, as had heretofore been provided. (This amount transferred to salary account of historical building.)
No. 3 Feb. 22, '26 (Transfer)	Authorizing auditor of state to draw warrant upon contingent fund of the retrenchment and reform committee in the sum of \$800.00 to pay necessary traveling expenses of state entomologist.	Necessary traveling expense of the state department of entomology, as made by Section 52, Chapter 218, Acts of the 41st G. A. (This amount transferred to account of state entomologist.)
No. 4 Nov. 5, '27 to June 21, '28	Authorizing E. L. Hogue, budget director, to draw warrant upon the contingent fund of the retrenchment and reform committee for \$3,000 for the purpose of making an audit of the books and accounts of the state highway commission as provided in Section 37, Chapter 101, Acts of the 42nd G. A.	Necessary to audit books and accounts of the state highway commission. Section 37, Chapter 101, Acts of the 42nd G. A.
No. 5 Sept. 8, '27	Authorizing auditor of state to draw warrant upon contingent fund of the retrenchment and reform committee for \$5.00 in payment for services of Jennie R. Gregg. (Sec. 52, Chapter 218, Acts of the 41st G. A.)	Necessary to have clerk to write up minutes and orders of meetings.
No. 6 Mar. 14, '28	Authorizing auditor of state to draw warrant upon contingent fund of the retrenchment and reform committee for \$143.00 to E. R. Harlan to cover cost of negatives and prints. (Sec. 52, Chapter 218, Acts of the 41st G. A.)	Necessary to cover cost of negatives and prints made of monuments erected at the graves of revolutionary soldiers buried in Iowa as provided by the 42nd G. A. and for which no provision for payment was made.

REPORT OF COMMITTEE ON COMMITTEE ROOMS

January 23, 1929.

MR. PRESIDENT: Your committee on assignment of committee rooms begs leave to submit the following:

- Aeronautics—Press Gallery (any time).
 Appropriations—Lieutenant Governor's Room; Wed. 3 p. m.; Fri. 2 p. m.
 Agriculture—Lieutenant Governor's Room; Mon. 4 p. m.; Thurs. 4 p. m.
 Banks and Banking—Room 23; Mon. 4 p. m.; Wed. 3 p. m.
 Board of Control—Room 16; Mon. 3 p. m.; Wed. 3 p. m.
 Boundary Bridges—Room 16; Fri. 1 p. m.
 Building and Loan—Room 18; Mon. 3 p. m.
 Charitable Institutions—Room 16; Tues. 4 p. m.; Fri. 4 p. m.
 Child Welfare—Room 15; Mon. 4 p. m.; Wed. 4 p. m.
 Cities and Towns—Lieutenant Governor's Room; Mon. 1:30 p. m.; Wed. 4 p. m.
 Claims—Room 28; Wed. 4 p. m.; Fri. 1:30 p. m.
 Code Revision—Room 24; Thurs. 1:30 p. m.
 Commerce and Trade—Room 15; Mon. 3 p. m.
 Compensation of Public Officers—Room 18; Mon. 1:30 p. m.
 Conservation—Room 15; Fri. 3 p. m.
 Constitutional Amendments—Room 17; Mon. 4 p. m.
 Corporations—Room 28; Tues. 4 p. m.
 County and Township Affairs—Room 28; Mon. 1:30 p. m.; Wed. 3 p. m.
 Dairy and Food—Room 22; Fri. 4 p. m.
 Departmental Affairs—Room 28; Mon. 4 p. m.; Wed. 1:30 p. m.
 Drainage—Room 22; Wed. 3 p. m.
 Educational Institutions—Room 23; Tues. 4 p. m.; Fri. 1:30 p. m.
 Elections—Room 17; Thurs. 4 p. m.
 Enrolled Bills—Room 26.
 Fish and Game—Room 15; Thurs. 3 p. m.
 Highways—Lieutenant Governor's Room; Tues. 3 p. m.; Thurs. 3 p. m.; Fri. 4 p. m.
 Horticulture and Forestry—Room 15; Mon. 4 p. m.
 Insurance—Room 22; Mon. 3 p. m.; Wed. 1:30 p. m.
 Judiciary No. 1—Room 23; Mon. 1 p. m.; Wed. 1 p. m.; Fri. 1 p. m.
 Judiciary No. 2—Lieutenant Governor's Room; Mon. 1 p. m.; Wed. 1 p. m.; Fri. 1 p. m.
 Labor—Room 23; Mon. 2:30 p. m.
 Land Titles—Room 15; Tues. 3 p. m.
 Manufactures—Room 15; Tues. 2 p. m.; Fri. 4 p. m.
 Military Affairs—Room 17; Wed. 4 p. m.
 Mines and Mining—Room 17; Tues. 4 p. m.; Thurs. 1:30 p. m.
 Motor Vehicles—Lieutenant Governor's Room; Tues. 1:30 p. m.; Fri. 3 p. m.
 Pharmacy—Room 17; Mon. 1:30 p. m.
 Police Regulations—Room 28; Mon. 4 p. m.; Wed. 3 p. m.
 Political and Judicial Districts—Room 16; Thurs. 4 p. m.

Printing—Room 28; Fri. 4 p. m.

Public Buildings and Lands—Room 17; Mon. 4 p. m.

Public Health—Room 22; Tues. 3 p. m.; Thurs. 1:30 p. m.

Public Libraries—Room 16; Mon. 4 p. m.

Public Schools—Room 23; Tues. 1:30 p. m.; Thurs. 1:30 p. m.

Public Utilities—Room 15; Wed. 1:30 p. m.; Fri. 3 p. m.

Railroads—Room 28; Wed. 3 p. m.; Fri. 1:30 p. m.

Retrenchment and Reform—Room 23 (any time).

Rules—Press Gallery (any time).

Suppression of Intemperance—Room 28; Tues. 1:30 p. m.; Thurs.
4 p. m.

Telegraph and Telephone—Room 16; Tues. 3 p. m.; Fri. 1:30 p. m.

Ways and Means—Lieutenant Governor's Room; Mon. 3 p. m.; Thurs.
1:30 p. m.

GEO. CLEARMAN, *Chairman,*

A. H. BERGMAN,

ARTHUR LEONARD.

The journal of January 23rd was corrected and approved.

On motion of Senator Cole the Senate adjourned until 11 o'clock
a. m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 25, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. William Roberts, Parsons College, Fairfield, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Cochrane for the day, on request of Senator Brookins; Senator Kimberly for the day, on request of Senator McLeland; Senator Lange for the day, on request of Senator Clark of Marion.

INTRODUCTION OF BILLS.

Senate File No. 49, by Senator Lowe, a bill for an act providing that no proposition to authorize an issue of bonds shall be deemed carried or adopted unless approved by sixty per cent of the votes cast thereon.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 50, by Senator Lange, a bill for an act to amend section sixty-two (62) of the Code, 1927, relating to the compensation allowed newspapers for the publication of laws.

Read first and second times and referred to committee on printing.

Senate File No. 51, by Senator Merritt, a bill for an act to amend section ten thousand eight hundred thirty-seven (10837) of the Code of 1924 relating to fees of clerk of the district court.

Read first and second times and referred to committee on compensation of public officers.

Senate File No. 52, by Senator Bennett, a bill for an act to amend the law as it appears in section ten thousand three hundred ninety-four (10394) of the Code, 1927, legalizing conveyances by executors, administrators, trustees, guardians, assignees, receivers, referees or commissioners of record prior to January 1, 1920, and making provision that this act shall not affect pending litigation.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 53, by Senator Merritt, a bill for an act to amend section fifty-one naught five (5105) a twenty-six (a-26) of the Code pertaining to the liability bond of a motor carrier.

Read first and second times and referred to committee on insurance.

Senate File No. 54, by Senator Stoddard, a bill for an act to make an appropriation to reimburse the capitol extension fund of the state, for the amount of money paid for boilers which were delivered to the board of control of state institutions for use at certain state institutions.

Read first and second times and referred to committee on appropriations.

Senate File No. 55, by Senator Wilson of Page, a bill for an act to establish and maintain a state teacher's college at Tabor, Iowa, and to provide for the transfer of certain property to the state of Iowa for the use of said college.

Read first and second times and referred to committee on educational institutions.

Senate File No. 56, by Senator Brush, a bill for an act permitting county treasurers to authorize payment of taxes to the banks within their county and providing for the payment of the costs of the necessary record books to be paid by the county.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 57, by Senator Thompson, a bill for an act to amend section sixty-one hundred twenty-seven (6127), and

section sixty-seven hundred eighty-nine (6789), Code 1927, relating to public utility plants of cities and towns.

Read first and second times and referred to committee on public utilities.

Senate File No. 58, by Senator Anderson, a bill for an act to amend section sixty-one hundred twenty-eight (6128) Code, 1927, for the purpose of legalizing bus franchises.

Read first and second times and referred to committee on judiciary No. 2.

EXTRA COPIES S. F. NO. 3 ORDERED

By unanimous consent, on request of Senator Clark of Marion, 1,000 extra copies of Senate File No. 3 were ordered printed.

ALLYN MEMORIAL RESOLUTION

Senator Ickis offered the following resolution and moved its adoption:

Whereas, The Honorable George S. Allyn, who was a member of the Senate in the Twenty-sixth, Twenty-sixth extra, Twenty-seventh, Twenty-eighth and Twenty-ninth General Assemblies from the Fifth District, composed of Ringgold, Union and Decatur Counties, died on the seventeenth day of June, 1928; therefore,

Be It Resolved, by the Senate of the Forty-third General Assembly, That a committee of three be appointed to draft suitable resolutions to be presented to the Senate in commemoration of his life and services.

The resolution was adopted and the President appointed as such committee, Senators Ickis, Wilson of Polk, and Ulstad.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution No. 1, fixing the compensation of the officers of the Forty-third General Assembly.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 12, a bill for an act to legalize election held in Ogden, Iowa, extending its municipal waterworks.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 3, providing codes for committee rooms and press galleries.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE JOINT RESOLUTION NO. 1

A Joint Resolution fixing the compensation of the officers of the Forty-third General Assembly.

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

Section 1. That pursuant to the provisions of Section nineteen (19) of the Code, 1927, it is provided that the compensation of all officers and employees of the Forty-third General Assembly shall be as follows:

Ten dollars (\$10.00) per day to the secretary of the Senate and to the Chief Clerk of the House.

Seven dollars (\$7.00) per day to the assistant secretary, the reading clerk, the enrolling clerks, the engrossing clerk, the general clerk, the journal clerks of the Senate and to the assistant chief clerk, the reading clerk, the enrolling clerk, the engrossing clerk, the journal clerks and the assistant clerk to the chief clerk of the House.

Five dollars (\$5.00) per day to the sergeant-at-arms of the Senate and House, the assistant sergeants-at-arms of the Senate and House, the chief doorkeeper of the Senate, the bill and file clerks of the House and Senate, the lieutenant-governor's clerk, the secretary's clerk, the speaker's clerk and the chief clerk's clerk.

Four dollars (\$4.00) per day to the assistant bill and file clerks of the House and Senate, the postmistress and assistant postmistress, the doorkeepers, the chief janitor, assistant janitors and committee clerks of the House and Senate, also the assistant electrician for the voting machine of the House.

Two and fifty hundredths dollars (\$2.50) per day to the telephone messengers in the House and Senate, the lieutenant-governor's page, and the speaker's page.

Two dollars (\$2.00) per day to the other pages in the House and Senate.

Section 2. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Athon Herald, a newspaper published at Athon, Iowa, and the Des Moines Daily Record, a newspaper published in the City of Des Moines, Iowa.

HOUSE MESSAGE CONSIDERED

House Joint Resolution No. 1, a joint resolution fixing the compensation of the officers of the forty-third general assembly.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Stoddard, House Joint Resolution No. 1, a joint resolution fixing the compensation of the officers of the forty-third general assembly, was taken up, and considered.

By unanimous consent, on request of Senator Stoddard, the rules were suspended and the resolution passed to its third reading.

The resolution was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the resolution pass?" the vote was:

Ayes, 46.

Anderson	Carroll	Hager	Rigby
Baird	Christophel	Ickis	Rogers
Beatty	Clark of	Kent	Shane
Bennett	Cerro Gordo	Klemme	Stanley
Benson	Clark of Linn	Langfitt	Stoddard
Bergman	Clark of Marion	Leonard	Tabor
Bissell	Clearman	Lowe	Thompson
Blackford	Cole	MacDonald	Topping
Booth	Doran	McLeland	Ulstad
Brookins	Frailey	Merritt	Wilson of Page
Brush	Gilchrist	Moen	Wilson of Polk
Carden	Gunderson	Patterson	

Nays, none.

Absent or not voting, 4.

Cochrane	Kimberly	Lange	Shaff
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The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the resolution passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 4

Senator Clearman offered the following resolution:

Be It Resolved by the Senate, the House Concurring, That, Whereas, February 12, 1929, will be the anniversary of the birth of Abraham Lincoln, one of the country's most illustrious presidents, and

Whereas, it is appropriate that the day be commemorated by suitable patriotic exercises, and

Whereas, There will be present in the city as a guest of the University Club of Des Moines, Mr. Fred B. Smith, a native Iowan, who has gained national and international distinction,

Now, Therefore, Be It Resolved, That a joint session of the Forty-third General Assembly be held in the Chamber of the House of Representatives on Lincoln's Birthday, February 12, 1929, at 11 o'clock a. m. and that Mr. Fred B. Smith be invited to address the General Assembly at that time upon the subject of "Fundamental Patriotism".

Be It Further Resolved, That the Governor and other executive and administrative officers of the state, and the Chief Justice and Associate Justices of the Supreme Court of Iowa be invited to participate in the said exercises, and that this invitation be communicated to said officers and justices by the Secretary of the Senate and Chief Clerk of the House of Representatives.

The resolution was laid over under the rules.

INTRODUCTION OF BILLS

Senate Joint Resolution No. 1, by Senator Stoddard, a joint resolution relating to the selection of additional employees of the forty-third general assembly of the state of Iowa, fixing their compensation and defining their duties.

Read first and second times.

SENATE JOINT RESOLUTION NO. 1

Joint Resolution, relating to the selection of additional employees of the Forty-third General Assembly of the State of Iowa, fixing their compensation and defining their duties.

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

Section 1. That the action of the joint committee under authority conferred upon it by concurrent resolution of this assembly previously passed, in nominating and recommending the following as extra help required by the work of this assembly be and the same is hereby approved and the state auditor is, upon pay roll duly approved, authorized and instructed to pay them at the rates and for such services actually rendered during the period hereafter limited.

Under the Custodian:

1. Nine janitors at a compensation of \$100.00 per month, dating from the convening of this session and for the period covering the session.
2. One messenger and mail carrier, at a compensation of \$4.00 per day, dating from the convening of and continuing during the session.
3. One assistant matron, at a compensation of \$4.00 per day, dating from the convening of and continuing during the session.
4. Two extra elevator tenders, at a compensation of \$100.00 per month, dating from the convening of and continuing during the session.

Each of said employees shall be subject to removal by the committee or by the custodian upon the approval of the committee.

In the State Law Library:

5. One assistant law research clerk, at \$6.00 per day, dating from the convening of and continuing during the session.
6. One assistant research and general clerk, at \$4.00 per day, dating from the convening of and continuing during the session.
7. One stenographer, at \$4.00 per day, dating from the convening of and continuing during the session.
8. One page, at a compensation of \$4.00 per day, dating from the convening of and continuing during the session.
9. One electrician, at \$4.00 per day, dating from the convening of and continuing during the session.
10. One Senate telephone messenger, at \$2.50 per day, dating from the convening of and continuing during the session.

Each of said employees shall be subject to removal by this committee or by the curator of the law library upon the approval of this committee.

Sec. 2. This act, being deemed of immediate importance, shall take effect from and after its publication in two newspapers of the state as provided by law.

THIRD READING OF BILLS

On motion of Senator Stoddard, Senate Joint Resolution No. 1, a joint resolution relating to the selection of additional employees of the forty-third general assembly of the state of Iowa, fixing their compensation and defining their duties, was taken up and considered.

By unanimous consent, on request of Senator Stoddard, the rules were suspended and the resolution passed to its third reading.

The resolution was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the resolution pass?" the vote was:

Ayes, 43.

Anderson	Clark of	Kent	Rogers
Baird	Cerro Gordo	Klemme	Shane
Benson	Clark of Linn	Langfitt	Stanley
Bergman	Clark of Marion	Leonard	Stoddard
Bissell	Clearman	Lowe	Tabor
Blackford	Cole	MacDonald	Thompson
Booth	Doran	McLeland	Topping
Brookins	Frailey	Merritt	Ulstad
Brush	Gunderson	Moen	Wilson of Page
Carden	Hager	Patterson	Wilson of Polk
Carroll	Ickis	Rigby	
Christophel			

Nays, none.

Absent or not voting, 7.

Beatty	Cochrane	Kimberly	Shaff
Bennett	Gilchrist	Lange	

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the resolution passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

President pro tem Frank Shane took the chair at 11:34 a. m.

The journal of January 24th was corrected and approved.

REPORT OF COMMITTEE

Senator Booth submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred Senate File No. 15, a bill for an act to repeal section forty-nine hundred seventy-eight (4978), Code, 1927, and to enact a substitute therefor relating to motor vehicle number plates, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out section two and substituting the following: "This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Keosauqua Republican, a newspaper published at Keosauqua, Iowa, and the Correctionville News, a newspaper published at Correctionville, Iowa."

CHAS. D. BOOTH, *Chairman.*

On motion of Senator Wilson of Page the Senate adjourned until 11 a. m., Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 26, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Dr. S. A. Fulton, pastor of the First Presbyterian Church, of Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Christophel for the day, on request of Senator Hager; Senator Clark of Cerro Gordo for the day, on request of Senator Brookins; Senator Cochrane for the day, on request of Senator Brookins; Senator MacDonald for the day, on request of Senator Ulstad; Senator Bennett for the day, on request of Senator Merritt; Senator Shaff for the day, on request of Senator Booth; Senator Thompson for the day, on request of Senator Lange; Senator Kent for the day, on request of Senator Hager; Senator Beatty for the day, on request of Senator McLeland; Senator Kimberly for the day, on request of Senator McLeland; Senator Baird for the day, on request of Senator Carden; Senator Bergman for the day, on request of Senator Carden; Senator Stoddard for the day, on request of Senator Moen.

INTRODUCTION OF BILLS

Senate File No. 59, by Senator Doran, a bill for an act to regulate the operation, outside cities and towns, of school and motor carrier busses, to require motor vehicles meeting or overtaking such busses to stop and remain stationary under certain circumstances, to prohibit the purchase of school busses unless provided with front and rear entrance, and to declare certain violations to constitute misdemeanors.

Read first and second times and referred to committee on motor vehicles.

Senate File No. 60, by Senator Doran, a bill for an act to amend section eleven thousand seven hundred sixty (11760) of the Code, 1927, providing for exemptions of a resident of this state who is the head of a family.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 61, by judiciary committee No. 1, a bill for an act to amend section twelve thousand eight hundred one (12801) of the Code of 1927 relating to the number of judges of the supreme court, and providing for an additional judge of said court.

Read first and second times and placed on the calendar.

Senate File No. 62, by Senator Wilson of Page, a bill for an act to repeal sections 7211 and 7214, Code 1927, relating to delinquent taxes and interest and penalties thereon and to enact substitutes therefor.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 63, by Senators Anderson and Patterson, a bill for an act fixing the number of senators in the general assembly apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts.

Read first and second times and referred to committee on political and judicial districts.

Senate File No. 64, by Senator Benson, a bill for an act to repeal the law as it appears in sections twenty-six hundred sixty-seven (2667), twenty-six hundred eighty-three (2683), twenty-six hundred eighty-four (2684), twenty-six hundred eighty-five (2685), twenty-six hundred ninety-four (2694), twenty-six hundred ninety-five (2695), twenty-six hundred ninety-six (2696), twenty-six hundred ninety-seven (2697), and twenty-six hundred ninety-eight (2698), of the Code of Iowa 1927, relating to the eradication of bovine tuberculosis; to repeal the law as it appears in sections twenty-six hundred sixty-six (2666), twenty-six hundred seventy-three (2673), twenty-six hundred seventy-four (2674), twenty-six hundred eighty-six (2686), twenty-six hundred ninety-nine (2699), twenty-seven hundred (2700), twenty-seven hundred one (2701), twenty-seven hundred two (2702), twenty-seven hundred three (2703), twenty-seven hundred four (2704), twenty-seven hundred four b one (2704-b1),

twenty-seven hundred four b two (2704-b2), twenty-seven hundred four b three (2704-b3), and to enact substitutes therefor relating to the eradication of bovine tuberculosis; to establish the state of Iowa to an accredited area for the eradication of bovine tuberculosis and require the examination of all breeding and dairy cattle therein; to define a modified accredited county; and to prohibit the transportation of dairy or breeding cattle into such county unless accompanied by a certificate of entry, and to provide a penalty for the violation thereof.

Read first and second times and referred to committee on agriculture.

S. F. NO. 1 WITHDRAWN

By unanimous consent, on request of Senator Anderson, Senate File No. 1 was withdrawn from further consideration.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution No. 1, relating to selection of additional employees.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File No. 12.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate File No. 12.

BILLS SENT TO THE GOVERNOR

Senator Rogers from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 26th day of January, 1929, sent to the governor for his approval, Senate File No. 12.

CHAS. T. ROGERS, *Chairman.*

Report adopted.

The journal of January 25th was corrected and approved.

On motion of Senator Clearman the report of the committee on assignment of committee rooms, found on page 120 of the journal, was adopted.

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 39, a bill for an act to legalize an election held by the voters of Lyon County on the fourth day of June, 1928, with reference to the construction of a jail and Sheriff's residence combined, and to legalize the tax levied therefor, by the Board of Supervisors of said County, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 7, a bill for an act to repeal the law as it appears in section thirteen thousand eight hundred ninety-one (13891) of the Code, 1927, relating to the failure of the defendant to testify in a criminal prosecution, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 11, a bill for an act to amend section seven thousand one hundred and sixty-one (7161) of the Code, 1927, relating to the apportionment of the compensation of persons employed to discover property not listed or assessed for taxation, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 32, a bill for an act to legalize the corporate acts and proceedings of St. Martin Land Company of Cedar Rapids, Iowa, and to provide for the renewal and extension of the period of corporate existence of said company, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

On motion of Senator Merritt the Senate adjourned until 1:30 p. m., Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 28, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Guy J. Fansher, pastor of the Capital Park Methodist Church of Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Christophel for the day, on request of Senator Gunderson; Senator Cochrane for the day, on request of Senator Brookins; Senator Baird for the day, on request of Senator Carden; Senator Kimberly for the day, on request of Senator Langfitt; Senator Topping for the day, on request of Senator Wilson of Polk; Senator Brush for the day, on request of Senator Wilson of Polk; Senator Beatty for the day, on request of Senator McLeland; Senator MacDonald for the day, on request of Senator Ulstad; Senator Stoddard for the day, on request of Senator Moen; Senator Gilchrist for the day, on request of Senator Gunderson.

INTRODUCTION OF BILLS

Senate File No. 65, by Senator Lange, a bill for an act to amend the law as it appears in subdivision nine (9) of section eleven thousand four hundred seventy-two (11472), Code of Iowa, 1927, relating to the challenges to jurors for cause.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 66, by Senator Rigby, a bill for an act to amend the law as it appears in section fifty-two hundred thirty-three (5233) of the Code, 1927, relating to the expenses of the county superintendent.

Read first and second times and referred to committee on schools.

Senate File No. 67, by Senator Clark of Marion, a bill for an act to amend section six thousand nine hundred forty-nine (6949)

of the Code, 1927, relating to exemptions by board of supervisors for military services.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 68, by Senator Frailey, a bill for an act relating to the education of persons who are inmates of certain charitable institutions and providing for the amount of tuition therefor.

Read first and second times and referred to committee on schools.

Senate File No. 69, by Senator Shaff, a bill for an act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways, and to make uniform the law relating thereto, and to repeal sections four thousand nine hundred forty-three (4943) to four thousand nine hundred sixty (4960) inclusive, of the Code, 1924, and the Code, 1927.

Read first and second times and referred to committee on motor vehicles.

Senate File No. 70, by Senator Lange, a bill for an act to authorize and direct the secretary of agriculture, for and on behalf of the state, to purchase lands or to acquire the same by condemnation or donation, and to erect thereon and operate agricultural warehouses, to prescribe the duties of public officers in reference thereto and to make an appropriation therefor.

Read first and second times and referred to committee on commerce and trade.

Senate Joint Resolution No. 2, by Senator Moen, proposing an amendment to article three (3) of the Constitution of the State of Iowa, by striking therefrom section twelve (12) thereof, relating to the filling of vacancies in either house of the general assembly, and adopting a substitute therefor.

Read first and second times and referred to committee on constitutional amendments.

SENATE JOINT RESOLUTION

Proposing an amendment to article three (3) of the Constitution of the State of Iowa, by striking therefrom section twelve (12) thereof, relating to the filling of vacancies in either house of the General Assembly, and adopting a substitute therefor.

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

Sec. 1. That the following amendment to Article three (3) of the Constitution of the State of Iowa, be and the same is hereby proposed:

That section twelve (12) of Article three (3) of the Constitution of the State of Iowa be stricken and the following adopted as a substitute therefor:

"The General Assembly shall, by general law, and in such manner as it may see fit, provide for the filling of vacancies in the membership of either house."

Sec. 2. Be it further resolved that the foregoing proposed amendment be and the same is hereby referred to the legislature to be chosen at the next general election for members for the next general assembly, and that the Secretary of State cause the same to be published for three (3) months previous to the date of said election, as provided by law.

SENATE CONCURRENT RESOLUTION NO. 5

Senator Shaff offered the following resolution:

Senate Concurrent Resolution memorializing the Congress of the United States to adopt an adequate tariff schedule on molasses imported for the manufacturing of industrial alcohol.

Whereas, The corn growers of the corn belt have met with a limited demand for corn that has been produced and not used for feeding purposes the past several years, and

Whereas, Because of this lack of demand and the depressed condition of agriculture generally, the price of corn has been substantially below the cost of production in this corn belt area, and

Whereas, One of the greatest single contributing factors in placing agriculture on a parity with other industries is that the price of corn be such as to allow the producer an adequate return for his labor and investment, and

Whereas, The dairy and live stock feeding industry would be benefited by the further use and manufacture of corn incident to the making of industrial alcohol and the large amount of distillers' dried grains that would arise therefrom, and

Whereas, This would furnish a splendid demand for low grade corn not well fitted for commercial usage; now, therefore,

Be It Resolved by the Senate of the General Assembly of Iowa, the House concurring: That we petition and pray the Congress of the United States to amend the tariff schedule as affecting the duty on molasses imported for the manufacture of industrial alcohol to such an extent that it will be more economical to use corn in its manufacture than to use imported molasses.

Be It Further Resolved, That on the passage of this resolution the secretary of state shall certify a copy hereof each to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States, the Secretary of Agriculture and the Secretary of Commerce, at Washington, D. C.

By unanimous consent on request of Senator Shaff the resolution was considered.

The resolution was adopted.

Senator Shaff moved that the vote by which the resolution was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

INVITATION ACCEPTED

On motion of Senator Wilson of Polk, the invitation of the Greater Des Moines Committee to the members of the forty-third general assembly to be their guests at a dinner and theatre party on Thursday, February 6, 1929, was accepted.

REPORTS OF COMMITTEES

Senator Shane submitted the following report:

MR. PRESIDENT: Your committee on rules begs leave to report as follows:

That the rules of the Senate of the Forty-second General Assembly be amended and when so amended be adopted as the rules of the Senate of the Forty-third General Assembly.

No. 1. Amend Rule 8 by adding thereto the following:

"A member present in the Senate Chamber during a roll call and not wishing to vote upon the pending measure may vote "Present", except that if a demand is made for an aye or nay vote such member shall then vote."

No. 2. Amend rule 22 as follows: By striking all of said rule and substituting the following in lieu thereof:

"No bill shall be introduced in the Senate after the third legislative day in March except such bills as may be reported by standing committees as committee bills."

No. 3. Amend rule 35 by striking the word "fifteen" as it occurs in line 6 and by striking the word and figures "fifteen (15)" as they occur in line 10 thereof and inserting in lieu thereof the words and figures "twenty-five (25)."

No. 4. Amend rule 39 by substituting in lieu thereof the following:

"A bill recommended for indefinite postponement shall be acted upon not later than the third legislative day following the committee report, but no bill recommended for indefinite postponement shall be considered in the absence of the author of the bill, if a senate bill, or in the absence of the senator representing the district from which the author comes, if the bill so reported be a house bill. This rule shall not apply during the last three legislative days of the session.

No. 5. Amend rule 40 by substituting in lieu thereof the following:

"A Sifting Committee shall be appointed by the President of the Senate at such time during the progress of the session as he, in his discretion, may see fit. The President of the Senate, before the appointment of such Committee and at such time as in his opinion such appointment is necessary, shall propound to the Senate the following question:

"Shall a Sifting Committee at this time be appointed?"

And, after taking a vote by "yeas and nays" if a majority of said vote shall be in favor of the appointment of said Committee, the President of the Senate shall then at once appoint the said Committee. No resolutions from the floor of the Senate by any member thereof, shall be considered by the Senate for the appointment of said Committee.

FRANK SHANE, *Chairman.*

Ordered passed on file.

Senator Frailey submitted the following report:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 40, a bill for an act to amend section three thousand six hundred forty-one-b1 (3641-b1) of the Code, 1927, relating to the levying of a tax to pay pensions to widowed mothers, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 45, a bill for an act to confirm in Thomas S. Steveson the title to the Northwest Fractional Quarter of the Northwest Quarter of Section Thirty-one, Township eighty-four, north, range fifteen, west of the fifth principal meridian, Tama County, Iowa, and to have

a patent issued for said land, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 35, a bill for an act to legalize the corporate acts and proceedings of the Cerro Gordo Building Company of Mason City, Iowa, and to provide for the renewal and extension of the period of corporate existence of said Cerro Gordo Building Company, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

The journal of January 26th was corrected and approved.

THIRD READING OF BILLS

On motion of Senator Booth, Senate File No. 15, a bill for an act to repeal section forty-nine hundred seventy-eight (4978), Code, 1927, and to enact a substitute therefor relating to motor vehicle number plates, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out section two and substituting the following: "This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Keosauqua Republican, a newspaper published at Keosauqua, Iowa, and the Correctionville News, a newspaper published at Correctionville, Iowa."

Senator Topping offered the following amendment and moved its adoption:

Amend by striking from line 7 the words "or the abbreviation 'Ia.'"

The amendment was adopted.

The bill was read for information.

Senator Booth moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Clark of	Kent	Rogers
Bennett	Cerro Gordo	Klemme	Shaff
Benson	Clark of Linn	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Leonard	Tabor
Blackford	Cole	Lowe	Thompson
Booth	Doran	McLeland	Topping
Brookins	Frailey	Moen	Ulstad
Carden	Gunderson	Patterson	Wilson of Page
Carroll	Hager	Rigby	Wilson of Polk
	Ickis		

Nays, none.

Absent or not voting, 10.

Baird	Christophel	Kimberly	Merritt
Beatty	Cochrane	MacDonald	Stoddard
Brush	Gilchrist		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Booth moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Linn, Senate File No. 32, a bill for an act to legalize the corporate acts and proceedings of St. Martin Land Company of Cedar Rapids, Iowa, and to provide for the renewal and extension of the period of corporate existence of said company, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent on request of Senator Clark, the following amendments were adopted:

Amend paragraph 5, line 5 of the preamble by striking out the word "chapter" and inserting in lieu thereof the word "charter".

Amend Section 1, line 8, by striking out the word "chapter" and inserting in lieu thereof the word "charter".

Amend Section 3 by striking from line 3 the words "Center Point" and inserting in lieu thereof the word "The"; also by striking from line 5 the words "Mount Vernon Record" and inserting in lieu thereof the words "the Mount Vernon Hawkeye-Record".

Senator Clark of Linn moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kent	Rogers
Benson	Clark of Linn	Klemme	Shane
Bergman	Clark of Marion	Lange	Tabor
Bissell	Clearman	Langfitt	Thompson
Blackford	Cole	Leonard	Topping
Booth	Doran	Lowe	Ulstad
Brookins	Frailey	McLeland	Wilson of Page
Carden	Gunderson	Moen	Wilson of Polk
Carroll	Hager	Patterson	

Nays, none.

Absent or not voting, 12.

Baird	Christophel	Kimberly	Rogers
Beatty	Cochrane	MacDonald	Stanley
Brush	Gilchrist	Merritt	Stoddard

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the governor announcing that he had on January 26th, signed Senate File No. 12, to legalize an election held in the town of Ogden, Iowa.

RESIGNATION OF COMMITTEE CLERK

I hereby resign as committee clerk.

DOROTHY PROCTOR.

The resignation was accepted.

Mary Langman appeared, and was sworn in as committee clerk for Senator Bennett, in place of Dorothy Proctor, resigned.

On motion of Senator Ickis the Senate adjourned until 11 a. m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 29, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. J. E. Feller, pastor of the First Methodist Episcopal church of Lake View, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator MacDonald for the day, on request of Senator Ulstad; Senator Gilchrist for the day, on request of Senator Brookins.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Klemme from the Winneshiek County Medical Society relating to the amount of alcohol to be used by physicians and druggists. Public health.

By Senator Lange from citizens of Dubuque, Iowa, opposing additional gasoline tax. Highways.

INTRODUCTION OF BILLS

Senate File No. 71, by Senator Stanley, a bill for an act to amend the law as it appears in section forty-three hundred seventeen (4317) of the Code, 1927, relating to definition of school-house fund, and section forty-four hundred and three (4403) of the Code, 1927, relating to bond tax.

Read first and second times and referred to committee on schools.

Senate File No. 72, by Senator Wilson of Polk, a bill for an act to repeal subdivision nine (9) of section sixty-two hundred eleven (6211) of the Code, 1927, and to enact a substitute therefor,

relating to the tax levy for fire department maintenance fund in cities and towns.

Read first and second times and referred to committee on cities and towns.

Senate File No. 73, by Senator Wilson of Polk, a bill for an act to repeal section fifty-six hundred eighty-three and to enact a substitute therefor, relating to authority of cities and towns to appropriate funds to pay dues in municipal leagues, and to pay expenses of delegates attending the meetings of the league.

Read first and second times and referred to committee on cities and towns.

Senate File No. 74, by Senator Rogers, a bill for an act to make an appropriation for the purpose of purchasing additional real estate by the board of control of state institutions for the Iowa Training School for boys at Eldora, Iowa, and to authorize the purchase thereof.

Read first and second times and referred to committee on appropriations.

Senate File No. 75, by Senator Moen, a bill for an act to make permanent the temporary transfer of money from the county bridge fund to the county general fund of Osceola county, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 76, by Senators Benson and Rigby, a bill for an act relating to the assessment of property for taxation, to create a state board of assessment and review, to define the powers, rights, and duties of said board and of the officers thereof, and of other public officers with reference to said subject matter, to repeal chapters nineteen (19) and twenty-two (22), relating to the director of the budget, to amend chapters twenty (20), twenty-one (21), twenty-three (23), and twenty-four (24), relating to the director of the budget, and chapters three hundred thirty-six (336) to three hundred forty-one (341), inclusive, and chapter two hundred forty-one-a one (241-a1), relating to the assessment of certain public utilities, to amend section three hundred two (302), relating to supplies for public officers, to amend section ten hundred sixty-three (1063), relating to the bonds of public

officers, and to amend section eleven thousand two hundred sixty-eight (11268), relating to criminating questions in the examination of witnesses, all of the Code, 1927, to transfer to the board herein created the duties of the director of the budget, and of the executive council insofar as the duties of said council relate to the assessment of public utilities, to coordinate existing statutes with this act, and to make an appropriation for the purpose of carrying out the provisions of this act.

Read first and second times and referred to committee on ways and means.

Senate File No. 77, by Senator Blackford, a bill for an act to amend section five hundred ninety-three (593) of the Code, 1927, relating to nominations by primary elections and the number of votes necessary to a nomination, to amend section six hundred thirty-six (636) of the Code, 1927, relating to nominations at party conventions and to provide for a second primary election when no nomination has been made by the June primary election or by the party convention.

Read first and second times and referred to committee on elections.

Senate File No. 78, by Senator Clark of Linn, a bill for an act to amend section four thousand three hundred forty-five (4345) of the Code, 1927, relating to the establishing of a pension and annuity retirement system for public school teachers in certain school districts.

Read first and second times and referred to committee on schools.

SENATE CONCURRENT RESOLUTION NO. 6

Senator Doran, chairman of the committee on military affairs, offered the following resolution:

Whereas, it has always been the custom when the legislature is in session to meet in joint session on the 22nd day of February as a mark of tribute, honor and respect to the memory of the Father of our Country, and

Whereas, on the 22nd day of February, 1929, Paul V. McNutt, former Dean of the Indiana Law School of the State of Indiana, and now National Commander of the American Legion, will be in the city of Des

Moines, Iowa, for the purpose of delivering an address before the Post Commanders and Adjutants of the various Legion Posts of the state,

Therefore Be It Resolved by the Senate, and the House Concurring, that the Senate and House meet in joint session at the hour of two o'clock p. m. on said date, and that an invitation be extended to the said Paul V. McNutt to address said joint session, and

Be It Further Resolved, that an invitation be extended to the Governor of the state, the Justices of the Supreme Court and other state officials.

By unanimous consent on request of Senator Doran, the resolution was taken up and considered.

The resolution was adopted.

SENATE CONCURRENT RESOLUTION NO. 7

Senator Wilson of Polk offered the following resolution:

Whereas, The Senate is advised of a meeting of the Pioneer Lawmakers to be held in the Historical Building on February 13 and 14, and of their custom of calling formally on the Assembly, therefore:

Be It Resolved by the Senate, the House Concurring, That the General Assembly meet in joint session on Thursday, February 14, 1929, at 2 p. m. and that the Pioneer Lawmakers be invited to present a representative address in the House Chamber on that date.

By unanimous consent, on request of Senator Wilson of Polk, the resolution was taken up and considered.

The resolution was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Joint Resolution No. 1 and House Joint Resolution No. 1.

CHAS. T. ROGERS,
Chairman Senate Committee.

S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as president of the senate, he had signed in the presence of the senate,

House Joint Resolution No. 1, and

Senate Joint Resolution No. 1.

BILLS SENT TO THE GOVERNOR

Senator Rogers from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports they have on this 29th day of January, 1929, sent to the governor for his approval, Senate Joint Resolution No. 1.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

REPORT OF COMMITTEE ON RULES CONSIDERED

Senator Shane called up for consideration the report of the committee on rules:

MR. PRESIDENT: Your committee on rules begs leave to report as follows:

That the rules of the Senate of the Forty-second General Assembly be amended and when so amended be adopted as the rules of the Senate of the Forty-third General Assembly.

No. 1. Amend Rule 8 by adding thereto the following:

"A member present in the Senate Chamber during a roll call and not wishing to vote upon the pending measure may vote "Present", except that if a demand is made for an aye or nay vote such member shall then vote."

No. 2. Amend rule 22 as follows: By striking all of said rule and substituting the following in lieu thereof:

"No bill shall be introduced in the Senate after the third legislative day in March except such bills as may be reported by standing committees as committee bills."

No. 3. Amend rule 35 by striking the word "fifteen" as it occurs in line 6 and by striking the word and figures "fifteen (15)" as they occur in line 10 thereof and inserting in lieu thereof the words and figures "twenty-five (25)."

No. 4. Amend rule 39 by substituting in lieu thereof the following:

"A bill recommended for indefinite postponement shall be acted upon not later than the third legislative day following the committee report, but no bill recommended for indefinite postponement shall be considered in the absence of the author of the bill, if a senate bill, or in the absence of the senator representing the district from which the author comes, if the bill so reported be a house bill. This rule shall not apply during the last three legislative days of the session."

No. 5. Amend rule 40 by substituting in lieu thereof the following:

"A Sifting Committee shall be appointed by the President of the Senate at such time during the progress of the session as he, in his discretion, may see fit. The President of the Senate, before the appointment of such Committee and at such time as in his opinion such appointment is necessary, shall propound to the Senate the following question:

"Shall a Sifting Committee at this time be appointed?" ♦

And, after taking a vote by "yeas and nays" if a majority of said vote shall be in favor of the appointment of said Committee, the President of the Senate shall then at once appoint the said Committee. No resolutions from the floor of the Senate by any member thereof, shall be considered by the Senate for the appointment of said Committee.

Senator Patterson moved to amend amendment No. 3 by striking the words and figures "twenty-five (25).", in line 10 thereof, and inserting in lieu thereof the word and figures, "twenty (20).".

The amendment to the amendment was lost.

Senator Wilson of Page moved to amend amendment No. 5 by striking out the words "said vote" and by inserting in lieu thereof the words, "the Senate".

The amendment to the amendment was lost.

Senator Patterson moved to amend amendment No. 3 by striking the words and figures, "twenty-five (25)." in line 10 thereof and inserting in lieu thereof the word and figures "eighteen (18).".

Senator Klemme raised the point of order that Senator Patterson was out of order in offering his amendment at this time.

The president held the point of order not well taken.

On the question, "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 11.

Anderson	Gunderson	Patterson	Ulstad
Beatty	Lange	Stoddard	Wilson of Page
Brookins	Leonard	Thompson	

Nays, 31.

Baird	Carroll	Doran	Moen
Bennett	Clark of	Hager	Rogers
Benson	Cerro Gordo	Ickis	Shaff
Bergman	Clark of Linn	Kent	Shane
Bissell	Clark of Marion	Klemme	Stanley
Blackford	Clearman	Langfitt	Tabor
Booth	Cochrane	Lowe	Topping
Carden	Cole	Merritt	Wilson of Polk

Absent or not voting, 8.

Brush	Frailey	Kimberly	McLeland
Christophel	Gilchrist	MacDonald	Rigby

The amendment to the amendment was lost.

Amendment No. 1 was adopted.

Amendment No. 2 was adopted.

Amendment No. 3 was adopted.

Amendment No. 4 was adopted.

Amendment No. 5 was adopted.

On motion of Senator Shane, the report of the committee on rules was adopted.

S. F. NO. 53 WITHDRAWN .

By unanimous consent, on request of Senator Merritt, Senate File No. 53 was withdrawn from further consideration.

The journal of January 28th was corrected and approved.

Senator Lange moved to adjourn until 3 o'clock p. m.

Senator Wilson of Polk moved to amend by making the time 11 o'clock a. m., Wednesday.

The amendment was adopted and the Senate adjourned until 11 o'clock a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 30, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Benj. J. Trickey, pastor of the First Congregational Church of Spencer, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Leonard for the day, on request of Senator Ulstad.

S. F. NO. 29 WITHDRAWN

By unanimous consent, on request of Senator Lange, Senate File No. 29 was withdrawn from further consideration.

INTRODUCTION OF BILLS

Senate File No. 79, by Senator Baird, a bill for an act to amend the law as it appears in sections five thousand nine hundred ninety-one (5991), five thousand nine hundred ninety-five (5995), five thousand nine hundred ninety-eight (5998), six thousand (6000), six thousand one (6001), six thousand three (6003), six thousand four (6004), six thousand six (6006) and six thousand seven (6007), Code of Iowa, 1927; and to repeal sections six thousand one hundred ninety dash a two (6190-a2), six thousand one hundred ninety dash a four (6190-a4) and six thousand one hundred ninety dash a eleven (6190-a11), Code of Iowa, 1927, and to enact a substitute therefor; relating to resolutions of necessity, installation and contracts, method of petitioning for extensions, notice of proposed extension and providing a method of rebate to property owners for water mains.

Read first and second times and referred to committee on cities and towns.

Senate File No. 80, by Senators Patterson and Moen, a bill for an act to repeal chapter three hundred thirty-two (332) and sections seven thousand and twenty (7020); seven thousand and twenty-nine (7029); seven thousand and thirty (7030), seven thousand one hundred and sixteen (7116); seven thousand one hundred and seventeen (7117); seven thousand one hundred and eighteen (7118); six thousand nine hundred and sixty-three (6963); of the Code of Iowa 1927; and to amend sections six thousand nine hundred and forty-four (6944); six thousand nine hundred and fifty-three (6953); six thousand nine hundred and fifty-eight (6958); six thousand nine hundred and sixty-six (6966); six thousand nine hundred and sixty-seven (6967); six thousand nine hundred and sixty-five (6965); and six thousand nine hundred and seventy-eight (6978), relating to tax on moneys and credits and to enact a substitute therefor, and to provide for the levying and collecting of an income tax for state and public school purposes, and to prescribe a penalty for failure to pay such tax.

Read first and second times and referred to committee on ways and means.

Senate File No. 81, by Senator Clark of Cerro Gordo, a bill for an act to amend sections ninety-two hundred fifty-one (9251), ninety-two hundred fifty-two (9252) and ninety-two hundred fifty-three (9253), of the Code, 1927, and to make liable to creditors the holders of bank stock held as collateral security.

Read first and second times and referred to committee on banks.

Senate File No. 82, by Senator Doran, a bill for an act to amend section seven thousand two hundred seventy-two (7272) of the Code, 1927, relating to the penalty imposed where property is sold at delinquent tax sale and providing for such penalty.

Read first and second times and referred to committee on ways and means.

Senate File No. 83, by Senator Lange, a bill for an act to amend section fifty-three hundred seventy-two (5372) of the Code, 1927, relating to allowance for the support of indigent tubercular patients.

Read first and second times and referred to committee on board of control.

Senate File No. 84, by Senator Rogers, a bill for an act to amend the law as it appears in sections fifty-two hundred twenty-one (5221), fifty-two hundred twenty-three (5223), and fifty-two hundred thirty-one (5231) of the Code, 1927, relating to compensation of county officers.

Read first and second times and referred to committee on compensation of public officers.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 4, adopting the Joint Rules of the Forty-third General Assembly.

Also, That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 5, memorializing Congress to adopt an adequate tariff schedule on imported molasses.

Also, That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 6, providing for a joint session on February 22nd in honor of the memory of the first President of the United States.

Also, That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 7, providing for a Joint Session of the Forty-third General Assembly, February 14th, in connection with the meeting of the Pioneer Lawmakers of Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 4

Be It Resolved by the House, the Senate Concurring: That the Joint Rules of the Forty-second General Assembly be adopted as the Joint Rules of the Forty-third General Assembly.

By unanimous consent, on request of Senator Shane, the resolution was taken up and considered.

The resolution was adopted.

SENATE CONCURRENT RESOLUTION NO. 8

Senator Stoddard offered the following resolution:

Resolved by the Senate, the House Concurring: That when adjournment is had on Saturday, February 23, it be to reconvene on Monday afternoon, March 4, at two p. m.

Laid over under the rules.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the governor announcing that he had signed on January 29, 1929, Senate Joint Resolution No. 1, relating to the selection of additional employees of the forty-third general assembly.

THIRD READING OF BILLS

On motion of Senator Brookins, Senate File No. 11, a bill for an act to amend section seven thousand one hundred and sixty-one (7161) of the Code, 1927, relating to the apportionment of the compensation of persons employed to discover property not listed or assessed for taxation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent, on request of Senator Brookins, the word "coma" in line 4 was stricken out and the word "comma" inserted in lieu thereof.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Carden	Frailey	McLeland
Baird	Carroll	Gilchrist	Merritt
Beatty	Christophel	Gunderson	Moen
Bennett	Clark of	Hager	Patterson
Benson	Cerro Gordo	Ickis	Rogers
Bergman	Clark of Linn	Kent	Shane
Bissell	Clark of Marion	Klemme	Stanley
Blackford	Clearman	Lange	Stoddard
Booth	Cochrane	Langfitt	Tabor
Brookins	Cole	Lowe	Ulstad
Brush	Doran	MacDonald	Wilson of Page

Nays, 1.

Kimberly Wilson of Polk

Absent or not voting, 6.

Leonard	Shaff	Thompson	Topping
Rigby	Kimberly		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Cerro Gordo, Senate File No. 35, a bill for an act to legalize the corporate acts and proceedings of the Cerro Gordo Building Company of Mason City, Iowa, and to provide for the renewal and extension of the period of corporate existence of said Cerro Gordo Building Company, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark of Cerro Gordo moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Christophel	Hager	Patterson
Baird	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kent	Rogers
Benson	Clark of Linn	Klemme	Shane
Bergman	Clark of Marion	Lange	Stanley
Bissell	Clearman	Langfitt	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Topping
Brookins	Frailey	McLeland	Ulstad
Brush	Gilchrist	Merritt	Wilson of Page
Carden	Gunderson	Moen	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 6.

Beatty	Kimberly	Shaff	Thompson
Cochrane	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Cerro Gordo moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Linn, Senate File No. 40, a bill for an act to amend section three thousand six hundred forty-one-b1 (3641-b1) of the Code, 1927, relating to the levying of a tax to pay pensions to widowed mothers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent, on request of Senator Clark of Linn, further action was deferred.

On motion of Senator Brush, Senate File No. 45, a bill for an act to confirm in Thomas F. Steveson the title to the northwest fractional quarter of the northwest quarter of section thirty-one, township eighty-four, north, range fifteen west of the fifth principal meridian, Tama county, Iowa, and to have a patent issued for said land, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Brush moved that the reading just had be considered the third reading, which motion prevailed.

Senator Stoddard invoked rule 8.

On the question, "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Carroll	Hager	Patterson
Baird	Christophel	Ickis	Rigby
Beatty	Clark of	Kent	Rogers
Bennett	Cerro Gordo	Klemme	Shaff
Benson	Clark of Linn	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stoddard
Bissell	Clearman	Lowe	Tabor
Blackford	Cole	MacDonald	Topping
Booth	Doran	McLeland	Ulstad
Brookins	Frailey	Merritt	Wilson of Page
Brush	Gilchrist	Moen	Wilson of Polk
Carden	Gunderson		

Nays, none.

Absent or not voting, 5.

Cochrane	Leonard	Stanley	Thompson
Kimberly			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brush moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

AMENDMENT FILED

I move to amend S. F. No. 64 by inserting after the comma (,) in line sixteen (16) of the title, the following:

“to amend section twenty-six hundred seventy (2670)”.

Further amend by adding thereto section fourteen (14) as follows:

“That the law as it appears in section twenty-six hundred seventy-one (2671) be amended by striking the words “one-third” appearing in line five (5) thereof and inserting in lieu thereof the words “two-thirds”.

G. W. PATTERSON.

The journal of January 29th was corrected and approved.

On motion of Senator Topping the Senate adjourned until 11 o'clock a. m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 31, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. A. Raymond Grant, pastor of the Methodist Episcopal church of Vinton, Iowa.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Klemme, from citizens of Winneshiek county, protesting against an additional tax on gasoline. Highways.

S. F. NO. 57 WITHDRAWN

By unanimous consent, on request of Senator Thompson, Senate File No. 57 was withdrawn from further consideration.

S. F. NO. 58 WITHDRAWN

By unanimous consent, on request of Senator Anderson, Senate File No. 58 was withdrawn from further consideration.

INTRODUCTION OF BILLS

Senate File No. 85, by Senator Topping, a bill for an act to amend Title X of the Code, relating to regulations and inspections, by adding thereto a chapter requiring that all prison-made goods from other states be distinctly marked as such before being exposed for sale in Iowa, and prescribing the penalty for violations.

Read first and second times and referred to committee on commerce and trade.

Senate File No. 86, by Senator Stanley, a bill for an act to amend the law as it appears in section forty-two hundred ninety-one (4291) of the Code, 1927, relating to part time schools.

Read first and second times and referred to committee on schools.

Senate File No. 87, by Senator Bennett, a bill for an act to amend the law as it appears in section twelve thousand nine hundred thirty-eight (12938) and section twelve thousand nine hundred forty-one (12941), of the Code, 1927, relating to the issuance of permits to carry concealed weapons.

Read first and second times and referred to committee on police regulations.

Senate File No. 88, by Senator Bennett, a bill for an act to amend the law as it appears in section fifty-two hundred fourteen (5214) of the Code, 1927, relating to the reports by coroners of deaths coming within their jurisdiction.

Read first and second times and referred to committee on public health.

Senate File No. 89, by Senator Bennett, a bill for an act to amend the law as it appears in section thirteen thousand three hundred seven (13307) of the Code, 1927, relating to falsely assuming to be and impersonating officers, so as to extend the provisions thereof to include state agents and peace officers.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 90, by Senator Bennett, a bill for an act to amend the law as it appears in section fifty-four hundred ninety-eight (5498) of the Code, 1927, relating to the duties of sheriffs in regard to the control, maintenance and custody of prisoners in county jails.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 91, by Senator Bennett, a bill for an act to amend the law as it appears in section twelve hundred sixteen (1216) of the Code, 1927, relative to persons and officers authorized to administer oaths, so as to extend the provisions thereof to certain peace officers and state agents.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 92, by Senator Bennett, a bill for an act to make it a felony for any person, firm or corporation to engage in the transportation into this state of intoxicating liquor, and to provide a punishment therefor.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 93, by Senator Wilson of Polk, a bill for an act to amend section eleven thousand four hundred forty-one (11441) of the Code of 1927 relative to the clerk's calendar.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 94, by Senator Wilson of Polk, a bill for an act to repeal the law as it appears in section seven thousand two hundred twenty-six (7226) of the Code, 1927, relating to the collection of delinquent taxes.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 95, by Senator Clearman, a bill for an act so to amend section twenty-three hundred sixty-two (2362), Code, 1927, as to authorize the board of supervisors and the council of a city or town to levy a public nurse fund.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 96, by Senator Shaff, a bill for an act to amend section twenty-two hundred eighteen (2218) as it appears in the Code of 1927; to repeal section twenty-two hundred nineteen (2219) as it appears in the Code of 1927, and to enact a substitute therefor, relating to the composition and manner of appointment of the state board of health.

Read first and second times and referred to committee on compensation of public officers.

Senate File No. 97, by Senator Shaff, a bill for an act to amend section 2761 of the Code, 1927, relating to the use and disposal of the bodies of dead animals.

Read first and second times and referred to committee on public health.

Senate File No. 98, by Senator Rogers, a bill for an act to legalize the proceedings of the board of supervisors of Grundy county, Iowa, changing the classification of three and one-half miles of township road and establishing the same as a county road, and providing for the grading and graveling thereof, such road running from the county home to the county seat of Grundy county, Iowa.

Read first and second times and referred to committee on highways.

Senate File No. 99, by Senator Bergman, a bill for an act to amend the law as it appears in chapter two hundred fifty-one-a-one (251-a1) of the Code, 1927, and to amend the law as it appears in section fifty hundred ninety-three-a five (5093-a5) of the Code, 1927, relating to the collection of gasoline license fees and the reports of distributors of gasoline, and to provide for the furnishing of a bond by distributors.

Read first and second times and referred to committee on highways.

Senate File No. 100, by Senator Stoddard, a bill for an act to make appropriation to reimburse the Liberty club of Sioux City, Iowa, for certain equipment lost or destroyed by parties acting as officers of a company known as Company D, 4th Iowa Infantry.

Read first and second times and referred to committee on appropriations.

Senate File No. 101, by Senator Thompson, a bill for an act to amend section sixty-one hundred twenty-seven (6127), and section sixty-seven hundred eighty-nine (6789), Code 1927, relating to public utility plants of cities and towns.

Read first and second times and referred to committee on public utilities.

Senate File No. 102, by Senator Thompson, a bill for an act making section sixty-two hundred seventeen (6217), Code 1927, relating to certain tax levies for general, grading, sewer and other funds in cities and towns and authorizing a consolidated levy for such purposes applicable to cities acting under special charter.

Read first and second times and referred to committee on cities and towns.

Senate File No. 103, by Senator Blackford, a bill for an act to repeal section seventy-five hundred seventy-eight (7578) as it appears in the Code of 1927, and to enact a substitute in lieu thereof authorizing the board of supervisors of a county in which a drainage ditch is established to purchase right of way for an outlet thereof in an adjoining state, and to contribute to the cost of construction of a drainage ditch in the adjoining state that is to be used as an outlet for the ditch in this state.

Read first and second times and referred to committee on drainage.

Senate File No. 104, by Senator Anderson, a bill for an act to amend chapter three hundred four (304), Code 1927, as to authorize cities and towns to grant franchises for the operation of bus and motor transportation lines for the carriage of passengers and so to amend section fifty-nine hundred five (5905) of said chapter as to coordinate it with this act.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 105, by Senator Lange, a bill for an act to amend section two thousand eighty-two (2082) of the Code, 1927, relative to the limitation on granting permits to licensed pharmacists.

Read first and second times and referred to committee on pharmacy.

Senate File No. 106, by Senator Clearman a bill for an act to make an emergency appropriation to reimburse the state university of Iowa for money expended during the biennial period that ended June 30, 1927, for the treatment, care, and hospitalization of patients who had been committed to the hospital of the college of medicine, under the provisions of Chapter 199 of the Code, 1924.

Read first and second times and referred to committee on appropriations.

Senate File No. 107, by Senator Carden, a bill for an act to amend the law as it appears in section eighty-nine hundred and

forty (8940) of the Code of 1927 relating to insurance on automobiles.

Read first and second times and referred to committee on insurance.

Senate Joint Resolution No. 3, by Senator Shaff, proposing an amendment to the constitution of Iowa, relating to income or occupation taxation.

Read first and second times and referred to committee on constitutional amendments.

SENATE JOINT RESOLUTION

Proposing an amendment to the constitution of Iowa, relating to income or occupation taxation.

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

That the following amendment to the constitution of the State of Iowa is hereby proposed, viz.:

"Section 1. In the event that at any time an income or occupation tax is enacted and levied in this state, in determining the amount thereof to be paid by any person, partnership or corporation under the laws of this state, the tax paid on real or personal property other than inheritance and special improvement taxes or assessments, shall be credited upon the gross amount of the income or occupation tax due from the taxpayer."

Sec. 2. That the foregoing proposed amendment be and the same is hereby referred to the legislature to be chosen at the next general election for members of the next General Assembly, and that the Secretary of State shall cause the same to be published for three (3) months previous to the date of said election, as provided by law.

RECESS ADJOURNMENT RESOLUTION

Senator Stoddard called up for consideration Senate Concurrent Resolution No. 8:

Resolved by the Senate, the House Concurring: That when adjournment is had on Saturday, February 23, it be to reconvene on Monday afternoon, March 4, at two p. m.

Senator Benson moved to amend by striking the words and figures, "Monday afternoon, March 4, at two p. m." and inserting in lieu thereof the words and figures, "Tuesday, March 5, at ten a. m."

The amendment was adopted.

The resolution was adopted.

Senator Stoddard moved that the vote by which the resolution passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF COMMITTEES

Senator Clark of Linn submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 4, a bill for an act to repeal section 6676 of the Code, 1927, relating to political activity on the part of the manager of a city under the city manager plan of government, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Senator Frailey submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 37, a bill for an act to amend sections twelve thousand seven hundred and twenty-seven (12727) and twelve thousand seven hundred and twenty-eight (12728) of the Code of 1927, relating to the filing of claims in assignments for benefit of creditors, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 24, a bill for an act to make permanent the temporary transfer of money from the State Insane Fund to the General County Fund of Decatur County, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 25, a bill for an act to make permanent the temporary transfer of money from the Court Expense Fund to the General

County Fund of Decatur County, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 30, a bill for an act to amend section five thousand seven hundred and twenty-three (5723) of the Code, 1927, relating to the compensation allowed newspapers for the publication of legal notices, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 75, a bill for an act to make permanent a temporary transfer of county money in Osceola County, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

SELECTION OF ASSISTANT SERGEANT AT ARMS

Senator Stoddard moved that James W. Reese be employed as assistant sergeant-at-arms for the Senate.

The motion prevailed and James W. Reese appeared and was sworn in.

THIRD READING OF BILLS

On motion of Senator Clark of Linn, Senate File No. 40, a bill for an act to amend section three thousand six hundred forty-one-b1 (3641-b1) of the Code, 1927, relating to the levying of a tax to pay pensions to widowed mothers, was taken up, considered, the report of the committee having been previously adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend by striking out all after the enacting clause and substituting in lieu thereof, the following:

Section 1. "That Section three thousand six hundred forty-one-b one (3641-b1) be amended, revised and codified to read as follows: "The Board of Supervisors of any county may levy annually a tax not to exceed one mill to carry out the provisions of the preceding section."

By unanimous consent, on request of Senator Clark of Linn, action was deferred.

On motion of Senator Lowe the Senate adjourned until 11 o'clock a. m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 1, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Arthur Attack, pastor of the First Methodist church of Indianola, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shaff for the day, on request of Senator Stoddard; Senator Merritt for the day, on request of Senator Stoddard; Senator Cochrane for the day, on request of Senator Brookins; Senator Thompson for the day, on request of Senator Lange.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Lange, from citizens of Dubuque, opposing an additional tax on gasoline. Highways.

INTRODUCTION OF BILLS

Senate File No. 108, by committee on ways and means, a bill for an act to amend the law as it appears in section fifteen hundred fifty-two (1552) of the Code, 1927, so as to include a definition of the term "consumer" as included in the cigarette law.

Read first and second times and placed on calendar.

Senate File No. 109, by committee on ways and means, a bill for an act to amend the law as it appears in section fifteen hundred seventy (1570), section fifteen hundred seventy-one-b one (1571-b1), and section fifteen hundred seventy-two (1572), of the Code, 1927, relating to the tax upon cigarettes, cigarette papers, wrappers, and tubes, and the penalty for failing to stamp broken packages thereof.

Read first and second times and on request of Senator Baird referred to committee on ways and means.

Senate File No. 110, by Senator Ulstad, a bill for an act authorizing certain city manager cities to establish, maintain and operate swimming pools, to acquire land therefor, and to incur indebtedness on account thereof as provided by chapter three hundred and nineteen (319) of the Code, 1927.

Read first and second times and referred to committee on cities and towns.

Senate File No. 111, by Senator Shane, a bill for an act to repeal section sixty-five-eighty-one (6581), of the Code, 1927, and to enact a substitute therefor relating to statements to be published in certain cities under the commission form of government.

Read first and second times and referred to committee on cities and towns.

Senate File No. 112, by Senator Baird, a bill for an act to legalize certain warrants issued by the town of Underwood, Iowa, on the general fund of said corporation and to authorize the sale of bonds to fund the same.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 113, by Senator Clark of Linn, a bill for an act to amend section one thousand one hundred seventy-nine b-one (1179-b1), one thousand one hundred seventy-nine b-two (1179-b2) and one thousand one hundred seventy-nine b-four (1179-b4) of chapter sixty-three b-one (63-b1) of the Code relating to the maturity and payment of bonds.

Read first and second times and referred to committee on cities and towns.

Senate File No. 114, by Senator Clark of Cerro Gordo, a bill for an act to provide uniform copy for conveyancing blanks, and to provide a method of filing same for convenient access of the public, and fixing the amount of fees for recording same.

Read first and second times and referred to committee on county and township affairs.

Senate File 115, by Senator Klemme, a bill for an act to amend section ten thousand six hundred thirty-six (10636), Code, 1927, relating to the fees of justices of the peace.

Read first and second times and referred to committee on compensation of public officers.

Senate File No. 116, by Senator Clark of Marion, a bill for an act to authorize the issuance of a patent to certain lands in Marion county, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 117, by Senator Bergman, a bill for an act to amend section twelve thousand eight hundred thirty-three (12833) relating to procedure in the supreme court.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 118, by Senator Blackford, a bill for an act to repeal section five thousand ninety-three-a eight (5093-a8) of the Code, 1927, and section five thousand ninety-three-a ten (5093-a10) of the Code, 1927, and to amend section five thousand ninety-three-a eleven (5093-a11) relating to reimbursements and refunds of gasoline license tax.

Read first and second times and referred to committee on highways.

REPORTS OF COMMITTEES

Senator Benson submitted the following report:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File No. 64, a bill for an act to amend sections of the law relating to the eradication of bovine tuberculosis, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by striking from lines fifteen (15) and sixteen (16) thereof the words and figures "twenty-seven hundred four (2704)".

Amend the title by striking the word "to" in line twenty (20) and inserting in lieu thereof the word "as".

Amend the title by striking the word "entry" from line twenty-five (25) thereof and inserting in lieu thereof the word "health".

Amend section two (2), line fifteen (15), thereof by striking therefrom the words "herds of".

Amend section five (5) by inserting after the word "of" in line six (6) thereof the words "dairy or".

Amend section seven (7) by inserting after the word "action" in line four (4) the word "is".

Also amend section seven (7) by striking from line five (5) thereof the word "and".

Amend by striking section nine (9) and renumbering section ten (10) as section number nine (9).

Also amend section nine (9), as renumbered, by separating the last sentence therefrom and numbering it section ten (10).

Amend section nine (9), as renumbered, by inserting after the word "of" in line six (6) the words "any dairy or".

Amend section ten (10), as renumbered, by striking from line two (2) thereof (line twenty-two (22) of section nine (9) as originally numbered) the words "this chapter" and inserting in lieu thereof the words "the preceding section".

Amend section thirteen (13) by striking the word "herds" from line four (4) thereof and inserting in lieu thereof the word "cattle".

Also amend section thirteen (13) by striking the word "herds" from line six (6) thereof and inserting in lieu thereof the word "cattle".

C. A. BENSON, *Chairman.*

Ordered passed on file.

Senator Baird submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File No. 9, a bill for an act to repeal section seventy-one hundred seventy-one (7171), Code, 1927, and to enact a substitute therefor and to provide for a levy of a tax for a county building repair fund, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out sub-division 3, in Section 1, and inserting in lieu thereof the following:

"3. For the repair only of county buildings, not to exceed one-half ($\frac{1}{2}$) of one (1) mill, if in the judgment of the board such levy is needed."

W. S. BAIRD, *Chairman.*

Ordered passed on file.

Senator Stanley submitted the following reports:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 66, a bill for an act to amend the law as it appears in section fifty-two hundred thirty-three (5233) of the Code, 1927, relating to the expenses of the county superintendent, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 34, a bill for an act to amend the law as it appears in sections one hundred thirteen (113) and one hundred twenty-four (124) of the Code, 1927, so as to provide for the examination of school corporations by the Auditor of State, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 96, a bill for an act relating to intoxicating liquors or to narcotics.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 68, a bill for an act relating to vehicles seized under provisions of intoxicating liquor statutes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 13, a bill for an act relating to fish and game.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 36, a bill for an act relating to the issuance of bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 40, a bill for an act to legalize the reincorporation of the Plymouth Clay Products Company of Fort Dodge, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 3, a bill for an act relating to notice of expiration of right of redemption from tax sale.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 96, a bill for an act relative to the suspension of the license of physicians and pharmacists because of violations of federal statutes and regulations relating to intoxicating liquors or to narcotics.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 68, a bill for an act to amend the law as it appears in section two thousand twelve (2012), of the Code, 1927, relating to permissible claimants of vehicles seized under the provisions of the intoxicating liquor statutes and relating to the proof required of such claimants.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 13, a bill for an act to repeal section seventeen hundred sixty-eight (1768), Code, 1927, and to enact a substitute therefor, relating to fish and game.

Read first and second times and referred to committee on fish and game.

House File No. 36, a bill for an act providing that no proposition to authorize an issue of bonds shall be deemed carried or adopted unless approved by sixty per cent of the votes cast thereon.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 40, a bill for an act to legalize the re-incorporation of the Plymouth Clay Products Company of Fort Dodge, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 3, a bill for an act to repeal section seventy-two hundred seventy-nine (7279), Code, 1927, relating to notice of expiration of right of redemption from tax sale, and to enact a substitute therefor.

Read first and second times and referred to committee on judiciary No. 2.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, Senate File No. 37, a bill for an act to amend sections twelve thousand seven hundred twenty-seven (12727) and twelve thousand seven hundred twenty-eight (12728) of the Code of 1927, relating to the filing of claims in assignments for benefit of creditors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Carden	Gunderson	Patterson
Baird	Carroll	Ickis	Rigby
Beatty	Christophel	Kent	Rogers
Bennett	Clark of	Klemme	Shane
Benson	Cerro Gordo	Lange	Stanley
Bergman	Clark of Marion	Langfitt	Tabor
Bissell	Clearman	Leonard	Topping
Blackford	Cole	Lowe	Ulstad
Booth	Doran	MacDonald	Wilson of Page
Brookins	Frailey	McLeland	Wilson of Polk
Brush	Gilchrist	Moen	

Nays, none.

Absent or not voting, 8.

Clark of Linn	Hager	Merritt	Stoddard
Cochrane	Kimberly	Shaff	Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Lange, Senate File No. 4, a bill for an act to repeal section sixty-six hundred seventy-six (6676) of the Code, 1927, relating to political activity on the part of a city under the city manager plan of government, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Carroll	Gunderson	Patterson
Baird	Christophel	Ickis	Rogers
Beatty	Clark of	Kent	Shane
Bennett	Cerro Gordo	Klemme	Stanley
Benson	Clark of Linn	Lange	Stoddard
Bergman	Clark of Marion	Langfitt	Tabor
Bissell	Clearman	Leonard	Topping
Booth	Cole	Lowe	Ulstad
Brookins	Doran	MacDonald	Wilson of Page
Brush	Frailey	McLeland	Wilson of Polk
Carden	Gilchrist		

Nays, none.

Absent or not voting, 9.

Blackford	Kimberly	Moen	Shaff
Cochrane	Merritt	Rigby	Thompson
Hager			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 30, a bill for an act to amend section fifty-seven hundred twenty-three (5723) of the Code, 1927, relating to the compensation allowed newspapers for the publication of legal notices, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Brush	Frailey	Rigby
Baird	Carden	Gilchrist	Rogers
Beatty	Clark of	Klemme	Shaff
Bennett	Cerro Gordo	Lange	Shane
Benson	Clark of Linn	Langfitt	Stanley
Bergman	Clark of Marion	Lowe	Stoddard
Bissell	Clearman	MacDonald	Tabor
Booth	Cole	McLeland	Topping
Brookins	Doran	Moen	Wilson of Page
			Wilson of Polk

Nays, 6.

Blackford	Gunderson	Kent	Patterson
Christophel	Ickis		

Absent or not voting, 8.

Carroll	Hager	Leonard	Thompson
Cochrane	Kimberly	Merritt	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Former Senator W. T. Evans appearing in the Senate Chamber, was escorted to the chair and spoke briefly.

The journal of January 31st was corrected and approved.

AMENDMENT FILED

Amend Senate File No. 72 by striking from line seven (7) of Section 1 the words and figures "nine thousand (9,000)" and substituting in lieu thereof "eight thousand (8,000)".

Also, amend line eight (8) of Section 1 by striking out the words and figures "nine thousand (9,000)" and substituting in lieu thereof "eight thousand (8,000)".

F. D. ICKIS.

On motion of Senator Doran the Senate adjourned until 11 o'clock a. m., Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 2, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. W. D. Johnson, pastor of the First Presbyterian Church of Oskaloosa, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Clark of Cerro Gordo for the day, on request of Senator Brookins; Senator Cochrane for the day, on request of Senator Brookins; Senator Wilson of Page for the day, on request of Senator Cole; Senator Clark of Linn for the day, on request of Senator Stanley; Senator Rogers for the day, on request of Senator Stanley; Senators Shaff, Merritt, Bergman, Frailey, Rigby, Bennett, Brush, Kimberly and Beatty for the day, on request of Senator Stoddard.

INTRODUCTION OF BILLS

Senate File No. 119, by Senator Booth, a bill for an act to provide for the designation and marking of lateral or detour routes passing through the business district of cities and towns on the primary road system.

Read first and second times and referred to committee on highways.

Senate File No. 120, by Senator Baird, a bill for an act to amend Section five thousand six hundred thirty-two (5632), and Section five thousand six hundred thirty-three (5633), Code, 1927, providing for the election of officers in cities and towns.

Read first and second times and referred to committee on elections.

Senate File No. 121, by Senator Langfitt, a bill for an act to amend the law as it appears in Section forty-four hundred twenty-six (4426), Code of 1927, relating to assessors' returns on blind and deaf children.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 122, by Senator Bissell, a bill for an act to make permanent the temporary transfer of certain moneys from the county insane fund to the general county fund of Dallas county, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 123, by Senator Carden, a bill for an act to amend the law as found in Section forty-nine hundred forty-three (4943) of the Code of 1927, relating to chauffeur's licenses and providing exemptions in certain cases.

Read first and second times and referred to committee on motor vehicles.

Senate File No. 124, by Senator Stoddard, a bill for an act to amend the law as it appears in Chapter one hundred twenty-four b two (124-b2), relating to the inspection of barber shops, and relating to the enforcement of the sanitary rules and regulations adopted by the State Department of Health for barber shops.

Read first and second times and referred to committee on public health.

Senate File No. 125, by Senator Stoddard, a bill for an act to amend the law as it appears in section twenty-five hundred eighty-five b thirteen (2585-b13) of the Code of 1927, relating to the requirements for license to practice barbering.

Read first and second times and referred to committee on public health.

Senate File No. 126, by Senator Stoddard, a bill for an act to repeal the law as it appears in section twenty-five hundred eighty-five b fourteen (2585-b14) of the Code of 1927, and to enact a substitute therefor, relating to the qualifications for examination to obtain a license to practice barbering.

Read first and second times and referred to committee on public health.

Senate File No. 127, by Senator Stoddard, a bill for an act to repeal section forty-two hundred forty-two (4242), Code, 1927,

and to enact a substitute therefor, relating to the financial statement of certain school corporations.

Read first and second times and referred to committee on schools.

Senate File No. 128, by Committee on Appropriations, a bill for an act making appropriation to defray the expense of the inaugural ceremonies.

Read first and second times and placed on the calendar.

Senate File No. 129, by Senator Stoddard, a bill for an act to repeal paragraph one (1) of section three hundred sixty-nine (369), Code, 1927, and to enact a substitute therefor, relating to the local budget law and to the definition of terms used therein.

Read first and second times and referred to committee on schools.

REPORTS OF COMMITTEES

Senator Frailey submitted the following report:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 52, a bill for an act to amend the law as it appears in section ten thousand three hundred ninety-four (10394) of the Code, 1927, legalizing conveyances by executors, administrators, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 36, a bill for an act providing that no proposition to authorize an issue of bonds shall be deemed carried or adopted unless approved by sixty per cent of the votes cast thereon, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 54, a bill for an act to make an appropriation to reimburse the Capitol Extension Fund of the state, for the amount of

money paid for boilers which were delivered to the Board of Control of state institutions for use at certain state institutions, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator W. E. McLeland submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 43, a bill for an act to amend the law as it appears in sections ten thousand two hundred eleven (10211), ten thousand two hundred twelve (10212) and ten thousand two hundred thirteen (10213) of the Code, 1927, relating to the management of cemetery funds by trustees, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 56, a bill for an act permitting county treasurers to authorize payment of taxes to the banks within their county and providing for the payment of the costs of the necessary record books to be paid by the county, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. E. MCLELAND, *Chairman.*

Ordered passed on file:

S. F. NO. 64 MADE SPECIAL ORDER

By unanimous consent on request of Senator Benson Senate File No. 64 was made special order for 11 o'clock Tuesday morning, February 5th.

By unanimous consent on request of Senator Topping, he was excused for the day.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 90, a bill for an act relating to the conferring of right of eminent domain upon counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 23, a bill for an act relating to the leasing of city property for industrial purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 33, a bill for an act relating to the management of cemetery funds by trustees.

Also: That the House has amended and adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 8, relating to adjournment on Saturday, February 23rd.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT

Amend Senate Concurrent Resolution No. 8 by striking the words and figures "March 5, at 10 a. m." and inserting in lieu thereof the words and figures "Monday afternoon, March 4th, at 2:00 p. m."

THIRD READING OF BILLS

On motion of Senator Baird Senate File No. 108, a bill for an act to amend the law as it appears in section fifteen hundred fifty-two (1552) of the Code, 1927, so as to include a definition of the term "consumer" as included in the cigarette law, a committee bill, was taken up and considered.

By unanimous consent on request of Senator Baird action was deferred.

By unanimous consent, on motion of Senator Stoddard, Senate File No. 128, a bill for an act making appropriation to defray the expense of inaugural ceremonies, a committee bill, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Clark of Marion	Klemme	Patterson
Benson	Clearman	Lange	Shane
Bissell	Cole	Langfitt	Stanley
Blackford	Doran	Leonard	Stoddard
Booth	Gilchrist	Lowe	Tabor
Brookins	Gunderson	MacDonald	Thompson
Carden	Hager	McLeland	Ulstad
Carroll	Ickis	Moen	Wilson of Polk
Christophel	Kent		

Nays, 1.

Anderson

Absent or not voting, 15.

Beatty	Clark of	Frailey	Rogers
Bennett	Cerro Gordo	Kimberly	Shaff
Bergman	Clark of Linn	Merritt	Topping
Brush	Cochrane	Rigby	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator McLeland Senate File No. 9, a bill for an act to repeal section seventy-one hundred seventy-one (7171), Code, 1927, and to enact a substitute therefor and to provide for a levy of a tax for a county building repair fund, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out sub-division 3, in Section 1, and inserting in lieu thereof the following:

"3. For the repair only of county buildings, not to exceed one-half (½) of one (1) mill, if in the judgment of the board such levy is needed."

The bill was read for information.

Senator McLeland moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Bissell	Brookins	Christophel
Baird	Blackford	Carden	Clark of Marion
Benson	Booth	Carroll	Clearman

Cole	Kent	MacDonald	Stoddard
Doran	Klemme	McLeland	Tabor
Gilchrist	Lange	Moen	Thompson
Gunderson	Langfitt	Patterson	Ulstad
Hager	Leonard	Shane	Wilson of Polk
Ickis	Lowe	Stanley	

Nays, none.

Absent or not voting, 15.

Beatty	Clark of	Frailey	Rogers
Bennett	Cerro Gordo	Kimberly	Shaff
Bergman	Clark of Linn	Merritt	Topping
Brush	Cochrane	Rigby	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator McLeland moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE MESSAGES CONSIDERED

House File No. 23, a bill for an act to amend section sixty-five hundred eighty (6580) of the Code, 1927, relating to leasing of property of cities acting under the commission form of government, under twenty thousand (20,000) inhabitants, and to authorize leases for industrial purposes.

Read first and second time and referred to committee on cities and towns.

House File No. 90, a bill for an act to amend the law as it appears in section seven thousand eight hundred six (7806) of the Code, 1927, relating to the conferring of the right of eminent domain upon counties.

Read first and second time and referred to committee on judiciary No. 2.

House File No. 33, a bill for an act to amend the law as it appears in sections ten thousand two hundred eleven (10211), ten thousand two hundred twelve (10212) and ten thousand two hundred thirteen (10213) of the Code, 1927, relating to the management of cemetery funds by trustees.

Read first and second time and referred to committee on county and township affairs.

The Journal of February 1st was corrected and approved.

On motion of Senator Cole the Senate adjourned until 1:30 p. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 4, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. R. S. Mills, pastor of the Wittenberg Congregational Church of Newton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shaff for the day, on request of Senator Stoddard; Senator Clark of Linn for the day, on request of Senator Rogers; Senator Brush for the day, on request of Senator Stanley; Senator Cochran for the day, on request of Senator Brookins; Senator Rigby for the day, on request of Senator Carden; Senator MacDonald for the day, on request of Senator Tabor.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Cole, from citizens of Manchester, Iowa, opposing an additional tax on gasoline. Highways.

By Senator Gilchrist, from the undertakers of Buena Vista County, favoring the enactment of an embalmers' license law. Public health.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 136, a bill for an act relating to the plat book for the assessor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 140, a bill for an act prohibiting agents from entering rural school buildings and rural school grounds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 127, a bill for an act relating to motions in arrest of judgment in criminal cases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 126, a bill for an act relating to the perfecting of an appeal to the Supreme Court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 5, a bill for an act relating to education of Indian children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 77, a bill for an act relating to purchase, acquisition and maintenance of waterworks.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 12, a bill for an act relating to drainage outlets in other states.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 14, a bill for an act to legalize certain ordinances of the City of Storm Lake, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

INTRODUCTION OF BILLS

Senate File No. 130, by Senator Thompson, a bill for an act to regulate the filing and approval of bonds when required in appeals to any court.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 131, by Senator Patterson, a bill for an act to amend sections one thousand seven hundred thirty-one (1731); one thousand seven hundred thirty-three (1733), and one thousand seven hundred forty-five (1745) of the Code of Iowa, 1927, relating to fish and game.

Read first and second times and referred to committee on fish and game.

Senate File No. 132, by Senator Lange, a bill for an act to amend section six thousand thirteen (6013) of the Code, 1927, relating to special assessment of railroad right-of-way.

Read first and second times and referred to committee on railroads.

Senate File No. 133, by Senator Christophel, a bill for an act to regulate the sale of oleomargarine by providing an inspection fee and the manner in which said fee shall be paid, and providing the means and manner of the administration and enforcement thereof by the Secretary of Agriculture.

Read first and second times and referred to committee on ways and means.

Senate File No. 134, by Senator Christophel, a bill for an act defining overrun and percentage of overrun in the manufacture of butter, limiting the percentage of overrun permissible in such manufacture, providing penalties and prescribing rules of evidence in prosecutions thereunder.

Read first and second times and referred to committee on dairy and food.

Senate File No. 135, by Senator Stanley, a bill for an act to repeal the law as it appears in section forty-one hundred thirty-five (4135) of the Code, 1927, relating to changing school district boundaries.

Read first and second times and referred to committee on schools.

Senate File No. 136, by Senator Gilchrist, a bill for an act to amend sections of the Code, 1927, numbered as follows: five thousand nine hundred ninety-nine (5999), six thousand one (6001), six thousand four (6004), six thousand six (6006), six thousand thirty-six (6036), six thousand two hundred sixty-one (6261) and six thousand one hundred seventeen (6117) relating to street improvements, sewers, and special assessments and bonds issued therefor.

Read first and second times and referred to committee on cities and towns.

Senate File No. 137, by Senator McLeland, a bill for an act to amend section fifty-five hundred seventy-one (5571), Code, 1927, relating to the compensation of township trustees.

Read first and second times and referred to committee on compensation of public officers.

Senate File No. 138, by Senator Carroll, a bill for an act to repeal the law as it appears in section forty-two hundred thirty-nine-a2 (4239-a2) of the Code, 1927, relating to statement of receipts and expenditures.

Read first and second times and referred to committee on schools.

Senate File No. 139, by Senator Wilson of Page, a bill for an act to amend section eleven thousand seven hundred sixty (11760), Code, 1927, sub-division eighteen (18) thereof, relating to general exemptions from executions to heads of families.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 140, by Senator Carroll, a bill for an act to amend the law as it appears in section forty-two hundred eighteen (4218) of the Code, 1927, relating to submission of proposition to vote of school electors.

Read first and second times and referred to committee on schools.

Senate File No. 141, by Senator Blackford, a bill for an act to amend section five thousand two hundred thirty-two (5232) of the Code, 1927, relative to county superintendents.

Read first and second times and referred to committee on schools.

SENATE CONCURRENT RESOLUTION NO. 9

Senator Shane offered the following resolution:

Whereas, it will be necessary for the Appropriations Committee to make recommendations concerning the appropriations for the educational institutions under the Board of Education and also those institutions

under the Board of Control and in order to do so sub-committees from the Senate and House Appropriations Committee should make careful investigation of the needs of these institutions.

Therefore, Be It Resolved by the Senate, the House concurring, That the chairman of the Committee on Appropriations in the Senate and the chairman of the Committee on Appropriations in the House shall each select from their respective sub-committees having the matter in charge three members, and the persons thus selected may if deemed advisable by the Appropriation Committee in each house respectively visit the institutions involved so that their needs may be better known at first hand, the actual expenses of such persons to be paid out of money in the Treasury not otherwise appropriated; the whole sum thus allocated to this purpose shall not exceed \$500.00 in any event.

Laid over under the rules.

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 47, a bill for an act relating to the filing of articles of incorporation of cooperative associations, begs leave to report it has been the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the bill by striking all contained therein after the enacting clause and then add the following: "Section 1. Section eighty-four hundred sixty-one (8461), Code, 1927, is hereby repealed and the following is enacted in lieu thereof: The original articles of incorporation of associations organized under this Chapter shall be filed with the Secretary of State, and be by him recorded in a book kept for that purpose; and if such articles comply with the provisions of sections eighty-four hundred fifty-nine (8459) and eighty-four hundred sixty (8460), Code, 1927, he shall issue a certificate of incorporation to the association. The Secretary of State shall then forward said articles of incorporation to the recorder of deeds of the county where the principal place of business is to be located and the same shall be there recorded by such recorder who shall indorse thereon the book and page where the record will be found and the date of the record. No publication of notice of the incorporation of such an association shall be required.

Sec. 2. Publication. This act being deemed of immediate importance shall take effect and be in full force from and after its publication in the *Laurens Sun*, a newspaper published at Laurens, Iowa, and the *Winnebago Republican*, a newspaper published in Forest City, Iowa."

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 49, a bill for an act providing that no proposition to authorize an issue of bonds shall be deemed, carried, or adopted unless approved by sixty per cent of the votes cast thereon, begs leave to report it has had the same under consideration and returns the bill without recommendation, inasmuch as an identical bill has been passed by the House and messaged to the Senate and has been referred to Judiciary Committee No. 2 in the Senate.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

HOUSE MESSAGES CONSIDERED

House File No. 136, a bill for an act to amend section seventy-one hundred twenty (7120), Code, 1927, relating to the plat book for the assessor.

Read first and second times and referred to Committee on county and township affairs.

House File No. 140, a bill for an act prohibiting agents from entering rural school buildings and rural school grounds.

Read first and second times and referred to committee on schools.

House File No. 127, a bill for an act to repeal paragraph one (1) of section thirteen thousand nine hundred forty-six (13946), Code, 1927, relating to motions in arrest of judgment in criminal cases.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 126, a bill for an act to amend sections twelve thousand eight hundred thirty-seven (12837) and twelve thousand eight hundred forty (12840), Code, 1927, relating to the perfecting of an appeal to the Supreme Court.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 5, a bill for an act to empower a county board of education or the school board of a school district to enter into

a contract with the United States government for the education of Indian children.

Read first and second times and referred to committee on schools.

House File No. 77, a bill for an act to amend sections sixty-one hundred sixty-one (6161) and sixty-seven hundred eighty-seven (6787) of the Code, 1927, concerning the purchase, acquisition and maintenance of waterworks by certain cities and making the same applicable to cities now or hereafter having a population of fifty thousand (50,000) inhabitants or over, including cities acting under special charter.

Read first and second times and referred to committee on cities and towns.

House File No. 12, a bill for an act to repeal the law as it appears in section seventy-five hundred seventy-eight (7578) of the Code, 1927, and to enact a substitute in lieu thereof relating to drainage outlets in other states.

Read first and second times and referred to committee on drainage.

House File No. 14, a bill for an act to legalize certain ordinances and certain ordinances amending other ordinances of the City of Storm Lake, Buena Vista County, and State of Iowa.

Read first and second times and referred to committee on judiciary No. 1.

THIRD READING OF BILLS

On motion of Senator Bennett Senate File No. 52, a bill for an act to amend the law as it appears in section ten thousand three hundred ninety-four (10394) of the Code, 1927, legalizing conveyances by executors, administrators, trustees, guardians, assignees, receivers, referees or commissioners of record prior to January 1, 1920, and making provision that this act shall not affect pending litigation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bennett offered the following amendment and moved its adoption:

Amend Section 1 by striking from line four (4) the word and figure "three (3)" and inserting in lieu thereof the word and figure "two (2)"; also amend said section by striking from line six (6) the word and figure "nine (9)" and inserting in lieu thereof the word and figure "eight (8)".

The amendment was adopted.

By unanimous consent on request of Senator Bennett action was deferred.

On motion of Senator Stoddard Senate File No. 54, a bill for an act to make an appropriation to reimburse the capitol extension fund of the state; for the amount of money paid for boilers which were delivered to the board of control of state institutions for use at certain state institutions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Carroll	Hager	Rogers
Baird	Christophel	Ickis	Shane
Beatty	Clark of	Kent	Stanley
Bennett	Cerro Gordo	Klemme	Stoddard
Benson	Clark of Marion	Lange	Tabor
Bergman	Clearman	Langfitt	Thompson
Bissell	Cole	Leonard	Topping
Blackford	Doran	Lowe	Ulstad
Booth	Frailey	McLeland	Wilson of Page
Brookins	Gilchrist	Merritt	Wilson of Polk
Carden	Gunderson	Moen	

Nays, none.

Absent or not voting, 8.

Brush	Cochrane	MacDonald	Rigby
Clark of Linn	Kimberly	Patterson	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

On motion of Senator Stoddard the following House amendment to Senate Concurrent Resolution No. 8, was taken up and considered:

Amend Senate Concurrent Resolution No. 8 by striking the words and figures "March 5, at 10 a. m." and inserting in lieu thereof the words and figures "Monday afternoon, March 4th, at 2:00 p. m."

The Senate concurred in the House amendment.

The Journal of February 2nd was corrected and approved.

AMENDMENT FILED

Amend Senate File No. 127 by striking out section 2 and inserting in lieu thereof the following:

"This act is deemed of immediate importance and shall take effect from and after its publication in the Sloan Star, a newspaper published at Sloan, Iowa, and the Storm Lake Pilot Tribune, a newspaper published at Storm Lake, Iowa.

Amend Senate File No. 129 by striking out section 2 and inserting in lieu thereof the following:

"This act is deemed of immediate importance and shall take effect from and after its publication in the Pierson Progress, a newspaper published at Pierson, Iowa, and the Sac City Sun, a newspaper published at Sac City, Iowa.

B. M. STODDARD.

On motion of Senator Clearman the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

On motion of Senator Wilson of Polk the Senate adjourned until 10:30 a. m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 5, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. A. B. Blough, pastor of the Church of the Brethren, Waterloo, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Cochrane for the day, on request of Senator Wilson of Page; Senator Gunderson for the day, on request of Senator Christophel; Senator Rigby for the day, on request of Senator Carden; Senator Clark of Linn for the day, on request of Senator Rogers; Senator Brush for the day, on request of Senator Wilson of Polk.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committee:

By Senator Wilson of Page, from the citizens of Hamburg, Iowa, favoring the bill concerning Tabor College. Educational institutions.

By Senator Carden, from citizens of Kalona, Iowa, opposing an additional tax on gasoline. Highways.

By Senator Doran, from merchants of Ames, Iowa, favoring the chain store bill. Commerce and trade.

S. F. 96 REREFERRED

Senate File No. 96 by Senator Shaff, relating to the composition and manner of appointing of the State Board of Health, was returned by the committee on compensation of public officers and referred to the committee on public health.

INTRODUCTION OF BILLS

Senate File No. 142, by Senator Wilson of Polk, a bill for an act to amend chapter two hundred sixty-four (264) of the Code, 1927, providing that each county officer in charge of any county office or department shall, on or before December fifteenth of each year, prepare and submit to the board of supervisors estimates of proposed expenditures for the following year; and providing that the board of supervisors shall, not later than January thirty-first of each year, appropriate sums for the maintenance of the various offices and departments for the current year, and providing the content of such resolution of appropriation; and providing for the transfer of excess funds appropriated to different accounts of a single office or department; and providing for the transfer of excess funds appropriated to any single office or department.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 143, by Senator Frailey, a bill for an act to provide for the payment by the state of certain sums of money for the support of rural schools in school districts wherein the state is owner of agricultural land and said districts being located outside of cities and towns.

Read first and second times and referred to committee on schools.

Senate File No. 144, by Committee on Public Libraries, a bill for an act to repeal the law as it appears in chapter two hundred ninety-nine (299) of the Code, 1927, and to enact a substitute therefor relating to the establishment by counties and cities and towns, of libraries, and providing for the management and control of such libraries when so established, and to make provision for the levy of a tax for the carrying out of the provisions of the act.

Read first and second times and placed on the calendar.

Senate File No. 145, by Senator Doran, a bill for an act to amend section four thousand eight hundred sixty-nine (4869), Code, 1927, relating to registration of motor vehicles, to provide and declare the conditions under which registration may be made, to provide for the cancellation of such registration, to provide for motor vehicle liabilities policies and bonds, to provide the con-

ditions of such policies and bonds and to fix and declare a penalty for a violation of the provisions of this act.

Read first and second times and referred to committee on motor vehicles.

Senate File No. 146, by Senator Wilson of Polk, a bill for an act to legalize a certain deed executed in the name of the State of Iowa by C. C. Carpenter and Josiah F. Young, Governor and Secretary of State respectively of the State of Iowa, on December 29, 1875, conveying to Maria S. Orwig certain real estate in City of Des Moines, Polk County, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 147, by Senator Rogers, a bill for an act to amend section forty-six hundred thirty-nine (4639) of the Code, 1927, relating to the county road system.

Read first and second times and referred to committee on highways.

Senate File No. 148, by Senator Gunderson, a bill for an act to authorize the Governor and the Secretary of State to deed and transfer to the municipal corporation of Forest City, certain land now belonging to the State and used as a state park.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 149, by Senator Shaff, a bill for an act to amend section forty-seven hundred fifty-five-b-twenty-nine (4755-b29) of the Code of 1927, relative to the maintenance of primary roads.

Read first and second times and referred to committee on highways.

Senate File No. 150, by Senator Shaff, a bill for an act to amend section five thousand twenty-eight (5028) of the Code of 1927, relating to the driving of motor vehicles on the highways; to amend section five thousand twenty-nine (5029) of the Code of 1927 and to repeal section fifty-one hundred five-a-thirty-four (5105-a34) of the Code of 1927, relating to the speed of motor vehicles on the highways, and to remove the speed limit on motor vehicles weighing three tons or less.

Read first and second times and referred to committee on motor vehicles.

Senate File No. 151, by Senator Shaff, a bill for an act to amend section eight thousand twenty (8020) of the Code of 1927 relative to railway and highway crossings, and to provide for the control of traffic at railway crossings of primary roads.

Read first and second times and referred to committee on highways.

SENATE CONCURRENT RESOLUTION NO. 9 CONSIDERED

Senator Shane called up for consideration the following resolution:

Whereas, it will be necessary for the Appropriations Committee to make recommendations concerning the appropriations for the educational institutions under the Board of Education and also those institutions under the Board of Control and in order to do so sub-committees from the Senate and House Appropriations Committee should make careful investigation of the needs of these institutions.

Therefore, Be It Resolved by the Senate, the House concurring, That the chairman of the Committee on Appropriations in the Senate and the chairman of the Committee on Appropriations in the House shall each select from their respective sub-committees having the matter in charge three members, and the persons thus selected may if deemed advisable by the Appropriation Committee in each house respectively visit the institutions involved so that their needs may be better known at first hand, the actual expenses of such persons to be paid out of money in the Treasury not otherwise appropriated; the whole sum thus allocated to this purpose shall not exceed \$500.00 in any event.

On the question "Shall the resolution be adopted?" the vote was:

Ayes, 38.

Anderson	Clark of	Kent	Shaff
Baird	Cerro Gordo	Kimberly	Shane
Bennett	Clark of Marion	Klemme	Stanley
Benson	Clearman	Lange	Stoddard
Bergman	Cole	Langfitt	Tabor
Blackford	Doran	Lowe	Thompson
Booth	Frailey	MacDonald	Topping
Brookins	Gilchrist	Merritt	Wilson of Page
Carden	Hager	Patterson	Wilson of Polk
Christophel	Ickis	Rogers	

Nays, 3.

Bissell	Moen	Ulstad
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Absent or not voting, 9.

Beatty
Brush
Carroll

Clark of Linn
Cochrane

Gunderson
Leonard

McLeland
Rigby

The resolution having received a constitutional majority was declared to have passed the Senate.

REPORTS OF COMMITTEES

Senator Baird submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File No. 109, a bill for an act to amend the law as it appears in section fifteen hundred seventy (1570), section fifteen hundred seventy-one-b one (1571-b1), and section fifteen hundred seventy-two (1572), of the Code, 1927, relating to the tax upon cigarettes, cigarette papers, wrappers, and tubes, and the penalty for failing to stamp broken packages thereof, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

That the last paragraph of Sec. 2, commencing with line 10, be numbered "Sec. 3" and that "Sec. 3" be renumbered as "Sec. 4."

W. S. BAIRD, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on Judiciary No. 1 to which was referred Senate File No. 62, a bill for an act to repeal sections 7211 and 7214, Code, 1927, relating to delinquent taxes and interest and penalties thereon and to enact substitutes therefor, beg leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Gilchrist Senate File No. 47, a bill for an act entitled: "An act to repeal the law as it appears in section eight thousand four hundred sixty-one (8461) of the Code, 1927, relating to the filing of articles of incorporation of cooperative associations and to the issuance of certificates of incorporation to such associations, and to enact a substitute therefor; and providing that no notice of such incorporation shall be required,"

with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend the bill by striking all contained therein after the enacting clause and then add the following: "Section 1. Section eighty-four hundred sixty-one (8461), Code, 1927, is hereby repealed and the following is enacted in lieu thereof: The original articles of incorporation of associations organized under this Chapter shall be filed with the Secretary of State, and be by him recorded in a book kept for that purpose; and if such articles comply with the provisions of sections eighty-four hundred fifty-nine (8459) and eighty-four hundred sixty (8460), Code, 1927, he shall issue a certificate of incorporation to the association. The Secretary of State shall then forward said articles of incorporation to the recorder of deeds of the county where the principal place of business is to be located and the same shall be there recorded by such recorder who shall indorse thereon the book and page where the record will be found, and the date of the record. No publication of notice of the incorporation of such an association shall be required.

Sec. 2. Publication. This act being deemed of immediate importance shall take effect and be in full force from and after its publication in the *Laurens Sun*, a newspaper published at Laurens, Iowa, and the *Winnebago Republican*, a newspaper published in Forest City, Iowa."

By unanimous consent on request of Senator Gilchrist action was deferred.

On motion of Senator Benson Senate File No. 64, a bill for an act to repeal the law as it appears in sections twenty-six hundred sixty-seven (2667), twenty-six hundred eighty-three (2683), twenty-six hundred eighty-four (2684), twenty-six hundred eighty-five (2685), twenty-six hundred ninety-four (2694), twenty-six hundred ninety-five (2695), twenty-six hundred ninety-six (2696), twenty-six hundred ninety-seven (2697), and twenty-six hundred ninety-eight (2698), of the Code of Iowa, 1927, relating to the eradication of bovine tuberculosis; to repeal the law as it appears in sections twenty-six hundred sixty-six (2666), twenty-six hundred seventy-three (2673), twenty-six hundred seventy-four (2674), twenty-six hundred eighty-six (2686), twenty-six hundred ninety-nine (2699), twenty-seven hundred (2700), twenty-seven hundred one (2701), twenty-seven hundred two (2702), twenty-seven hundred three (2703), twenty-seven hundred four (2704), twenty-seven hundred four b one (2704-b1), twenty-seven hundred four b two (2704-b2), twenty-seven hundred four b three (2704-b3), and to enact substitutes therefor

relating to the eradication of bovine tuberculosis; to establish the State of Iowa to an accredited area for the eradication of bovine tuberculosis and require the examination of all breeding and dairy cattle therein; to define a modified accredited county; and to prohibit the transportation of dairy or breeding cattle into such county unless accompanied by a certificate of entry, and to provide a penalty for the violation thereof, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend the title by striking from lines fifteen (15) and sixteen (16) thereof the words and figures "twenty-seven hundred four (2704)".

Amend the title by striking the word "to" in line twenty (20) and inserting in lieu thereof the word "as".

Amend the title by striking the word "entry" from line twenty-five (25) thereof and inserting in lieu thereof the word "health".

Amend section two (2), line fifteen (15), thereof by striking therefrom the words "herds of".

Amend section five (5) by inserting after the word "of" in line six (6) thereof the words "dairy or".

Amend section seven (7) by inserting after the word "action" in line four (4) the word "is".

Also amend section seven (7) by striking from line five (5) thereof the word "and".

Amend by striking section nine (9) and renumbering section ten (10) as section number nine (9).

Also amend section nine (9), as renumbered, by separating the last sentence therefrom and numbering it section ten (10).

Amend section nine (9), as renumbered, by inserting after the word "of" in line six (6) the words "any dairy or".

Amend section ten (10), as renumbered, by striking from line two (2) thereof (line twenty-two (22) of section nine (9) as originally numbered) the words "this chapter" and inserting in lieu thereof the words "the preceding section".

Amend section thirteen (13) by striking the word "herds" from line four (4) thereof and inserting in lieu thereof the word "cattle".

Also amend section thirteen (13) by striking the word "herds" from line six (6) thereof and inserting in lieu thereof the word "cattle".

Senator Patterson offered the following amendment and moved its adoption:

Amend by inserting after the comma (,) in line sixteen (16) of the title, the following:

“to amend section twenty-six hundred seventy (2670)”.

Further amend by adding thereto section fourteen (14) as follows:

“That the law as it appears in section twenty-six hundred seventy-one (2671) be amended by striking the words “one-third” appearing in line five (5) thereof and inserting in lieu thereof the words “two-thirds”.

Senator Patterson offered the following amendment to the pending amendment and moved its adoption:

Amend by adding the following: “Also by changing the comma (,) after the word “made” in line 6 of Section 2671 Code of 1927 to a period (.) and striking out the remainder of the section.”

Senator Patterson asked that both amendments be voted on at the same time.

On the question “Shall the amendments be adopted?” the vote was:

Ayes, 5.

Anderson	Patterson	Thompson	Ulstad
McLeland			

Nays, 38.

Baird	Carroll	Hager	Moen
Beatty	Christophel	Ickis	Rogers
Bennett	Clark of	Kent	Shaff
Benson	Cerro Gordo	Kimberly	Shane
Bergman	Clark of Marion	Klemme	Stanley
Bissell	Clearman	Lange	Stoddard
Blackford	Cole	Langfitt	Topping
Booth	Doran	Lowe	Wilson of Page
Brookins	Frailey	MacDonald	Wilson of Polk
Carden	Gilchrist	Merritt	

Absent or not voting, 7.

Brush	Cochrane	Leonard	Tabor
Clark of Linn	Gunderson	Rigby	

The amendments were lost.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Clark of	Gilchrist	Shaff
Baird	Cerro Gordo	Hager	Shane
Benson	Clark of Linn	Kent	Stoddard
Bergman	Clark of Marion	Kimberly	Tabor
Blackford	Clearman	Lange	Topping
Booth	Cole	Lowe	Wilson of Page
Carden	Doran	Moen	Wisom of Polk
Christophel	Frailey	Rogers	

Nays, 15.

Beatty	Gunderson	Leonard	Stanley
Bennett	Ickis	MacDonald	Thompson
Bissell	Klemme	McLeland	Ulstad
Carroll	Langfitt	Patterson	

Absent or not voting, 5.

Brookins	Cochrane	Merritt	Rigby
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

EXPLANATION OF VOTE

I am opposed to this bill, Senate File No. 64.

I am in favor of the eradication of tuberculosis. I think the T. B. test which is employed is reliable although perhaps not infallible. I believe that we have been following a policy for some time now relative to the eradication of this disease, a policy that has been highly successful and one, I think, we should hesitate to abandon.

I notice that in the last Year Book for the Department of Agriculture (page 1064) the total number of cattle under tuberculosis supervision in Iowa, on June 30, 1927, was 2,401,814, which was almost twice the number in any other state in the union except Wisconsin. Wisconsin on that date had 1,798,000.

Now I notice also that the total number of cattle in the United States, January, 1928, was 55,696,000, the total number of cattle in Iowa, 3,720,000. In other words, Iowa had 6.6% of the cattle in the United States but according to the Federal report on December, 1928, Iowa had 11% of all the cattle in the union under T. B. supervision. In other words, we were almost twice above the average and it seems to me that

we have been following a policy that has put us in the lead in the eradication of this disease.

I notice this that in this General Assembly we have only one veterinarian and he is a graduate of the Veterinarian Department of the Iowa State College at Ames. He has served for four years in the Bureau of Animal Industry for the United States Department of Agriculture and he is of the opinion that this change of policy as provided in this bill is not wise at this time, he does not believe that it would expedite the wiping out of tuberculosis among the cattle of our state.

It seems to me that just at this time when we have become accustomed to a highly successful policy we should not abandon it. I believe education and the pressure from the consumers exerted upon those groups where they have not yet tested will be more effective than compulsion on the part of the state.

As a friend of the eradication of tuberculosis I am opposed to the passage of this bill.

G. W. PATTERSON.

The Journal of February 4th was corrected and approved.

Senator Stoddard moved that the Senate adjourn until 11:00 o'clock a. m. Wednesday.

Senator Moen moved to amend by making the time 10:30 a. m.

The amendment was adopted, the motion prevailed, and the Senate adjourned until 10:30 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 6, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rabbi Theodore N. Lewis, of Mt. Sinai Temple, Sioux City, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Cochrane for the day, on request of Senator Brookins.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Blackford, from citizens of Packwood, Iowa, in favor of tax for educational property leased and used with view to pecuniary profit. Schools.

By Senator Brookins, from citizens of Chickasaw and Floyd Counties, opposing an additional tax on gasoline. Highways.

By Senator Topping, from citizens of Burlington, Iowa, opposing an additional tax on gasoline. Highways.

S. F. NO. 8 WITHDRAWN

By unanimous consent on request of Senator Lange, Senate File No. 8, relating to members of school boards of school corporations, was withdrawn from further consideration.

INTRODUCTION OF BILLS

Senate File No. 152, by Senator Lange, a bill for an act to designate the number of members of school boards of school corporations in cities having a population of not less than thirty-eight thousand (38,000), nor more than fifty thousand (50,000),

and provide that the terms of such school directors shall be for six (6) years.

Read first and second times and referred to committee on schools.

Senate File No. 153, by Senator Benson, a bill for an act to amend the law as it appears in chapter one hundred twenty-nine (129) of the Code of Iowa, 1927, relating to the eradication of bovine tuberculosis.

Read first and second times and referred to committee on agriculture.

Senate File No. 154, by Senator Gilchrist, a bill for an act to repeal section eleven thousand two hundred forty-two (11242) of the Code, 1927, and to enact a substitute therefor relating to judge's orders made in vacation and to validate such orders and fix a period of limitations after which such orders cannot be attacked.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 155, by Senator Brush, a bill for an act to amend the law as it appears in section thirty-three hundred sixty-six (3366) of the Code of Iowa, 1927, relating to the right of admission of wives of persons who have served in military or naval organizations of the United States or State of Iowa to the Iowa Soldiers' Home.

Read first and second times and referred to committee on military affairs.

Senate File No. 156, by Senator Patterson, a bill for an act to appoint and empower the Secretary of State of Iowa to act as agent or attorney in fact for any non-resident or his agent, using or operating a motor vehicle upon or over the highways of the State of Iowa, for the service of legal process or original notice in any action in this state against any such non-resident growing out of such use or operation resulting in damages or loss to person or property.

Read first and second times and referred to committee on motor vehicles.

REPORTS OF COMMITTEES

Senator Stanley submitted the following reports:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 16, a bill for an act to amend section four thousand two hundred sixty-seven (4267) of the Code, 1927, relative to the powers of school electors at annual meeting, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 17, a bill for an act to amend section four thousand one hundred thirty-three (4133), Code of 1927, relative to the changing of boundary lines of contiguous school corporations, so as to provide the manner of changing (determining) the boundaries of school townships, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 5, a bill for an act to empower a county board of education or the school board of a school district to enter into a contract with the United States government for the education of Indian children, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 86, a bill for an act to amend the law as it appears in section forty-two hundred ninety-one (4291) of the Code, 1927, relating to part time schools, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Senator Tabor submitted the following report:

MR. PRESIDENT: Your committee on printing, to which was referred Senate File No. 46, a bill for an act to amend section five thousand four hundred and twelve (5412) of the Code, 1927, relating to the compen-

sation allowed newspapers for the publication of laws, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. W. TABOR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on printing, to which was referred Senate File No. 50, a bill for an act to amend section sixty-two (62) of the Code, 1927, relating to the compensation allowed newspapers for the publication of laws, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. W. TABOR, *Chairman.*

Ordered passed on file.

Senator Cole submitted the following report:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 126, a bill for an act to repeal the law as it appears in section twenty-five hundred eighty-five b 14 (2585-b14) of the Code of 1927, and to enact a substitute therefor, relating to the qualifications for examination to obtain a license to practice barbering, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 88, a bill for an act to amend the law as it appears in section fifty-two hundred fourteen (5214) of the Code, 1927, relating to the reports by coroners of deaths coming within their jurisdiction, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 124, a bill for an act to amend the law as it appears in chapter 124-b2, relating to the inspection of barber shops, and relating to the enforcement of the sanitary rules and regulations adopted by the State Department of Health for barber shops, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out the publication clause.

C. G. COLE, *Chairman.*

Ordered passed on file.

Senator Klemme submitted the following report:

MR. PRESIDENT: Your committee on educational institutions, to which was referred Senate File No. 55, a bill for an act to establish and maintain a State Teacher's College at Tabor, Iowa, and to provide for transfer of certain property to the State of Iowa for use of said college, begs leave to report it has had the same under consideration and recommends the same be returned to the Senate for re-reference.

WM. H. KLEMME, *Chairman.*

The report was adopted and the bill referred to committee on appropriations.

The Journal of February 5th was corrected and approved.

SENATE CONCURRENT RESOLUTION NO. 4 CONSIDERED

Senator Clearman called up for consideration Senate Concurrent Resolution No. 4 as follows, and moved its adoption:

Be It Resolved by the Senate, the House Concurring, That, Whereas, February 12, 1929, will be the anniversary of the birth of Abraham Lincoln, one of the country's most illustrious presidents, and

Whereas, it is appropriate that the day be commemorated by suitable patriotic exercises, and

Whereas, There will be present in the city as a guest of the University Club of Des Moines, Mr. Fred B. Smith, a native Iowan, who has gained national and international distinction,

Now, Therefore, Be It Resolved, That a joint session of the Forty-third General Assembly be held in the Chamber of the House of Representatives on Lincoln's Birthday, February 12, 1929, at 11 o'clock a. m. and that Mr. Fred B. Smith be invited to address the General Assembly at that time upon the subject of "Fundamental Patriotism".

Be It Further Resolved, That the Governor and other executive and administrative officers of the state, and the Chief Justice and Associate Justices of the Supreme Court of Iowa be invited to participate in the said exercises, and that this invitation be communicated to said officers and justices by the Secretary of the Senate and Chief Clerk of the House of Representatives.

The resolution was adopted.

By unanimous consent on request of Senator Wilson of Polk, Senator Clark of Linn was excused from voting as he was engaged in committee work.

THIRD READING OF BILLS

By unanimous consent on request of Senator Lowe House File No. 36, a bill for an act providing that no proposition to authorize an issue of bonds shall be deemed carried or adopted unless approved by sixty per cent of the votes cast thereon, with report of judiciary committee No. 1 recommending indefinite postponement, was taken up for consideration in place of Senate File No. 49, a companion bill reported back by judiciary committee No. 1 without recommendation.

On the question "Shall the report of the committee be adopted?" the vote was:

Ayes, 36.

Baird	Christophel	Hager	Shaff
Beatty	Clark of	Ickis	Shane
Bennett	Cerro Gordo	Kimberly	Stanley
Benson	Clark of Linn	Klemme	Stoddard
Bergman	Clark of Marion	Lange	Tabor
Blackford	Clearman	MacDonald	Thompson
Booth	Cole	Merritt	Topping
Brush	Doran	Rigby	Wilson of Page
Carden	Frailey	Rogers	Wilson of Polk
Carroll			

Nays, 13.

Anderson	Gunderson	Leonard	Moen
Bissell	Kent	Lowe	Patterson
Brookins	Langfitt	McLeland	Ulstad
Gilchrist			

Absent or not voting, 1.

Cochrane

The report of the committee was adopted.

On motion of Senator Rigby Senate File No. 66, a bill for an act to amend the law as it appears in section fifty-two hundred thirty-three (5233) of the Code, 1927, relating to the expenses of the county superintendent, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Rigby moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Carroll	Ickis	Rigby
Beatty	Christophel	Kent	Rogers
Bennett	Clark of	Kimberly	Shaff
Benson	Cerro Gordo	Klemme	Shane
Bergman	Clark of Marion	Lange	Stanley
Bissell	Cleaman	Langfitt	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Frailey	MacDonald	Thompson
Brookins	Gilchrist	McLeland	Topping
Brush	Gunderson	Merritt	Wilson of Page
Carden	Hager	Moen	Wilson of Polk

Nays, 3.

Anderson	Doran	Patterson
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Absent or not voting, 4.

Clark of Linn	Cochrane	Leonard	Ulstad
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stanley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird Senate File No. 108, a bill for an act to amend the law as it appears in section fifteen hundred fifty-two (1552) of the Code, 1927, so as to include a definition of the term "consumer" as included in the cigarette law, a committee bill, was taken up and considered.

Senator Baird offered the following amendment and moved its adoption:

Amend Section 1 of Senate File No. 108 by adding after the word "consumer" in line 4 thereof the following: "as used in Sections 1570 and 1571, Code, 1927."

The amendment was adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Bennett	Bissell	Brush
Baird	Benson	Blackford	Carden
Beatty	Bergman	Booth	Carroll

Christophel	Gilchrist	Langfitt	Rigby
Clark of Cerro Gordo	Gunderson	Leonard	Rogers
Clark of Marion	Hager	Lowe	Shane
Clearman	Ickis	MacDonald	Stanley
Cole	Kent	McLeland	Stoddard
Doran	Kimberly	Merritt	Tabor
Frailey	Klemme	Moen	Topping
	Lange	Patterson	Ulstad
			Wilson of Page

Nays, none.

Absent or not voting, 6.

Brookins	Cochrane	Thompson	Wilson of Polk
Clark of Linn	Shaff		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist Senate File No. 47, a bill for an act entitled: "An act to repeal the law as it appears in section eight thousand four hundred sixty-one (8461) of the Code, 1927, relating to the filing of articles of incorporation of cooperative associations and to the issuance of certificates of incorporation to such associations, and to enact a substitute therefor; and providing that no notice of such incorporation shall be required," was taken up and considered, the report of committee recommending amendment and passage having been previously adopted, the amendment proposed by the committee having also been adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Anderson	Brookins	Cole	Lange
Baird	Brush	Frailey	Langfitt
Beatty	Carden	Gilchrist	Leonard
Bennett	Carroll	Gunderson	Lowe
Benson	Christophel	Hager	MacDonald
Bergman	Clark of	Ickis	McLeland
Bissell	Cerro Gordo	Kent	Merritt
Blackford	Clark of Marion	Kimberly	Moen
Booth	Clearman	Klemme	Patterson

Rigby
Rogers
Shane

Stanley
Stoddard
Tabor

Thompson
Topping
Ulstad

Wilson of Page
Wilson of Polk

Nays, none.

Absent or not voting, 4.

Clark of Linn

Cochrane

Doran

Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. NO. 56 RE-REFERRED

By unanimous consent on request of Senator Brush, Senate File No. 56 was rereferred to the committee on county and township affairs.

Senator Klemme moved that when adjournment is made that it be to convene at 10:00 a. m. Thursday.

The motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

House File No. 70, a bill for an act relating to school officers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 66, a bill for an act relating to the payment of street improvements, sewers and special assessments of the same.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 72, a bill for an act relating to part time schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 87, a bill for an act relating to statement by school boards of receipts and expenditures.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 101, a bill for an act relating to land heretofore sold under foreclosure of permanent school fund mortgages.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 71, a bill for an act relating to the annual settlement by school treasurers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 32, a bill for an act legalizing the corporate acts and proceedings of St. Martin Land Company of Cedar Rapids, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 87, a bill for an act to repeal the law as it appears in section forty-two hundred thirty-nine-a2 (4239-a2) of the Code, 1927, relating to statement by school boards of receipts and expenditures.

Read first and second times and referred to committee on schools.

House File No. 101, a bill for an act to relinquish any claim of right, title, or interest, for or on behalf of the State of Iowa, in or to any lands heretofore sold under foreclosure of permanent school fund mortgages where the title was erroneously taken in the name of the State of Iowa, or for the use of the school fund, or in the name of the county instead of in the name of the State of Iowa for the use and benefit of the permanent school fund of any particular county in the state, and confirming title thereto in the purchaser thereof.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 71, a bill for an act to amend the law as it appears in section forty-two hundred forty (4240) of the Code, 1927, relating to the annual settlement by school treasurers.

Read first and second times and referred to committee on schools.

House File No. 70, a bill for an act to amend the law as it appears in section forty-two hundred thirteen (4213) of the Code, 1927, relating to school officers.

Read first and second times and referred to committee on schools.

House File No. 66, a bill for an act to amend section six thousand thirty-three (6033), of the Code, 1927, relating to the payment of street improvements, sewers and special assessments of the same.

Read first and second times and referred to committee on cities and towns.

House File No. 72, a bill for an act to amend the law as it appears in section forty-two hundred ninety-one (4291) of the Code, 1927, relating to part time schools.

Read first and second times and referred to committee on schools.

EXPLANATION OF VOTE ON SENATE FILE NO. 64

I am strongly in favor of the eradication of tuberculosis, but I am opposed to this bill. There isn't a man in this room but who would accept the challenge to vote in favor of any bill that would promote our general health. I have been confused regarding this bill, but have satisfied myself about the public health proposition urged by Mr. Benson. I have decided to oppose the bill.

At the State Veterinarians' Association held in Des Moines last January, one of the main speakers in a public address, discussing the eradication of tuberculosis in Iowa, cautioned the veterinarians of the State of Iowa in no uncertain terms in convention assembled, to be careful in their aggressiveness in the promotion of tuberculosis eradication. He said that statistics show that the number of cases of tuberculosis communicated from cattle to human beings is so small as to be considered negligible. We cannot urge the support of this bill upon that ground only.

This speaker further suggested that the veterinarians of the state can accomplish more by cooperation, by using their opportunities to develop sentiment, rather than to suggest force. Mr. Benson suggests the record, and further, that we should do something for our state. I shall not take time to read figures, but let me challenge your attention to the records of the Department of Agriculture. They show that Iowa is the first state in the Union today in the eradication of tuberculosis. Wisconsin is the only state that comes anywhere near to the record of Iowa. Under

the present plan, we have accomplished more than any other state along this line.

The farmers throughout the country are strongly in favor of the eradication of tuberculosis, but do not have absolute confidence in the tuberculin test. The situation is taking care of itself. No farmer wants to sell tainted products, and what is more, the consumer will take care of this problem in his own quiet way. I believe that more can be accomplished by permitting the farmers and the consumers to work this problem out in their own way as they are now doing, rather than to force the matter by law, and the people of Iowa will be more satisfied in the end; therefore, I urge that this bill be defeated.

LEW MACDONALD.

On motion of Senator Klemme the Senate adjourned until 10:00 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 7, 1929.

The Senate met in regular session, President Arch W. McFarland presiding.

Prayer was offered by Rev. William Horatio Phelps, pastor of the Central Presbyterian Church of Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Klemme, from township trustees and clerk of Howard Center township, Howard County, opposing any change in the secondary road bill. Highways.

By Senator Cole, from members of the Buchanan County Bar, favoring an adequate appropriation for the erection of a suitable building for the separate accommodation of the Department of Justice of the State of Iowa. Appropriations.

By Senator Moen, from the Inwood Commercial Club, opposing an additional tax on gasoline. Highways.

By Senator Moen, from citizens of Osceola County, favoring revision of the weed laws. Agriculture.

By Senator Shaff, from the Sodus P. T. A. of Clinton County, favoring the establishment of the office of county nurse. Public health.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File No. 32.

CHAS. T. ROGERS,
Chairman Senate Committee.

S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate, announced that, as President of the Senate, he had signed in the presence of the Senate, Senate File No. 32.

BILL SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 7th day of February, 1929, sent to the governor for his approval, Senate File No. 32.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had on January 7th, approved Senate File No. 32, legalizing act St. Martin Land Co. of Cedar Rapids, Iowa.

INTRODUCTION OF BILLS

Senate File No. 157, by Senator Thompson, a bill for an act to repeal section sixty-two hundred forty-six (6246), Code, 1927, relating to majorities required on particular questions at elections in cities and towns in connection with waterworks, gas plant, electric light or power plants, heating plants or the establishment of hospitals, and enacting the following in lieu thereof:

Read first and second times and referred to committee on public utilities.

Senate File No. 158, by Senator Topping, a bill for an act legalizing certain franchises of the Iowa, Illinois Telephone Company in the towns of West Point, Eldon, Richland, New London, Hedrick, Donnellson, Montrose, Hillsboro, Oakville, Ainsworth, Cone, Letts, Wayland and Winfield in the State of Iowa.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 159, by Senator Stanley, a bill for an act to amend the law as it appears in section forty-two hundred thirty-eight (4238) of the Code, 1927, relating to the purchase of supplies and other materials for schools.

Read first and second times and referred to committee on schools.

Senate File No. 160, by Senator Stanley, a bill for an act to amend the law as it appears in section forty-two hundred seventy-four (4274) of the Code, 1927, relating to the payment of tuition.

Read first and second times and referred to committee on schools.

Senate File No. 161, by Senator Rogers, a bill for an act to repeal the law as it appears in Chapter ninety-one (91) Title V of the Code, 1927, and to enact a substitute therefor relating to the practice of accountancy; to establish a Board of Accountancy and to provide for the examination, registration and licensing of practitioners of accountancy; to provide rules and regulations concerning the practice thereof and to provide penalties for violation thereof.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 162, by Senator Moen, a bill for an act to legalize certain transfer of funds by the town of Hull, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 163, by Senators Clark of Linn and Bennett, a bill for an act to amend section nineteen hundred sixty-four (1964), Code, 1927, and to repeal section nineteen hundred sixty-five (1965), Code, 1927, and to enact a substitute therefor, relating to second and subsequent convictions of violations of laws relating to intoxicating liquors, to broaden the present provisions of law relative to such convictions, to prescribe the duties of county attorneys and of the courts with reference to said subject matter, and to provide for the taxation of costs in such cases.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 164, by Senator Wilson of Polk, a bill for an act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commissioner; and to provide a penalty for a violation of the provisions thereof.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 165, by Committee on Insurance, a bill for an act to amend section eighty-six hundred fifty-one (8651), Code of Iowa, 1927, relating to the organization and authorization of mutual life insurance companies.

Read first and second times and placed on the calendar.

Senate File No. 166, by Committee on Insurance, a bill for an act to amend section eighty-six hundred forty-seven (8647) of the Code of 1927, relating to capital and surplus required for the organization of stock life insurance companies.

Read first and second times and placed on the calendar.

Senate File No. 167, by Senator Rogers, a bill for an act to amend section forty-six hundred thirty-nine (4639) of the Code, 1927, relating to the county road system.

Read first and second times and referred to committee on highways.

Senate File No. 168, by Senator Patterson, a bill for an act to legalize the Farmers Creamery Company of Lone Rock, Lone Rock, Iowa, and all of its acts and proceedings and declaring the same to be as legal, sufficient and binding in all respects as if a sufficient notice of the incorporation thereof had been published, and proof of such publication filed in the office of the Secretary of the State of Iowa as provided by law and all other requirements of law had been fulfilled.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 169, by Senator Bergman, a bill for an act to define and designate the secondary roads of the state, to provide for the construction and maintenance of such roads, to authorize levies of taxes in order to effect such construction and maintenance, to set aside certain public funds in order to supplement

said taxes, to provide for a road poll tax, and for the collection thereof, to provide for and regulate the anticipation and expenditure of said funds, to define the powers and duties of public officers and employes in reference to such work, to coordinate and harmonize various statutes which relate to roads and highways, and to this end to repeal sections forty-five hundred ninety (4590), forty-six hundred fifty-nine (4659), seventy-six hundred forty-three (7643), and seventy-six hundred forty-five (7645), and to enact substitutes therefor; to amend sections three hundred fifty-one (351), forty-six hundred five (4605), forty-six hundred eight (4608), forty-six hundred fifty-three (4653), forty-six hundred sixty (4660), forty-six hundred sixty-two-a three (4662-a3), forty-six hundred sixty-six (4666), forty-six hundred sixty-nine (4669), forty-six hundred seventy (4670), five thousand ninety-three-a nine (5093-a9), seventy-four hundred seventy (7470), seventy-five hundred thirty-nine (7539), seventy-six hundred thirty-eight (7638), seventy-six hundred forty-two (7642), seventy-six hundred forty-four (7644), seventy-six hundred forty-seven (7647), seventy-six hundred forty-nine (7649), seventy-six hundred fifty (7650), and section one (1) of chapter three (3), acts special session of the forty-second (42) general assembly (said last section being a substitute for section forty-seven hundred fifty-five-b five (4755-b5), Code, 1927); to repeal sections forty-six hundred thirty-five (4635) to forty-six hundred fifty (4650), inclusive, forty-six hundred sixty-two-a two (4662-a2), forty-six hundred sixty-four (4664), forty-six hundred sixty-five (4665), forty-six hundred seventy-five (4675), seventy-four hundred eighty-five (7485); and to repeal chapters two hundred forty-four (244) and two hundred forty-five (245), relating to highways, all of said sections and chapters, except as otherwise indicated, being of the Code, 1927.

Read first and second times and referred to committee on highways.

Senate File No. 170, by Senator Stoddard, a bill for an act relating to weights and measures and amending section three thousand two hundred seventy-four (3274) of the Code.

Read first and second times and referred to committee on dairy and food.

REPORTS OF COMMITTEES

Senator Clark of Linn submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 22, a bill for an act to amend section 5899, Code of 1927, relating to Chiefs of Police and Chiefs of Fire Departments in cities operating under city manager plans as provided by chapter 328, Code of 1927, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 113, a bill for an act to amend section 1179-b1, 1179-b2 and 1179-b4 of Chapter 63-B1 of the Code, relating to the maturity and payment of bonds, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred House File No. 77, a bill for an act relating to purchase, acquisition and maintenance of waterworks, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Senator W. E. McLeland submitted the following reports:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 5, a bill for an act to amend sections 5583 and 5586 of the Code, relating to the licensing by township trustees of certain places of amusement, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 95, a bill for an act to amend section 2362, Code, 1927, as to authorize the board of supervisors and council of a city or town to levy a public nurse fund, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 67, a bill for an act to amend section six thousand nine hundred forty-nine (6949) of the Code, 1927, relating to exemptions for military services, begs leave to report it has had the same under consideration and recommends the same do pas.

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 40, a bill for an act to legalize the reincorporation of the Plymouth Clay Products Company of Fort Dodge, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Senator Christophel submitted the following report:

MR. PRESIDENT: Your committee on police regulations to which was referred Senate File No. 87, a bill for an act to amend the law as it appears in section twelve thousand nine hundred thirty-eight (12938) and section twelve thousand nine hundred forty-one (12941), of the Code, 1927, relating to the issuance of permits to carry concealed weapons, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Section 1 by striking from line 1 thereof the words "as it appears".

Amend Section 2 by striking from line 1 thereof the words "as it appears".

GEO. W. CHRISTOPHEL, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 9, providing for the appointment of committees to visit the several state institutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 145, a bill for an act relating to the filing of bond by banks as security.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 43, a bill for an act relating to electric utilities and the legalization of bus franchises.

A. C. GUSTAFSON, *Chief Clerk.*

EXTRA COPIES ORDERED

By unanimous consent on request of Senator Bergman, 5,000 extra copies of Senate File No. 169 were ordered printed.

HOUSE MESSAGES CONSIDERED

House File No. 145, a bill for an act to repeal section seventy-four hundred six (7406), Code, 1927, relating to the filing of bond by banks as security.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 43, a bill for an act to amend chapter three hundred four (304) of the Code, 1927, relating to electric utilities and the legalization of bus franchises.

Read first and second times and referred to committee on judiciary No. 2.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of Senate File No. 158, a proposed bill legalizing certain franchises of the Iowa, Illinois Telephone Company in the towns of West Point, Eldon, Richland, New London, Hedrick, Donnellson, Montrose, Hillsboro, Oakville, Ainsworth, Cone, Letts, Wayland and Winfield in the State of Iowa.

WALTER H. BEAM, *Secretary.*

The Journal of February 6th was corrected and approved.

S. F. NO. 147 WITHDRAWN

By unanimous consent on request of Senator Rogers, Senate File No. 147 was withdrawn from further consideration.

S. F. NO. 2 WITHDRAWN

By unanimous consent on request of Senator Brush, Senate File No. 2 was withdrawn from further consideration.

THIRD READING OF BILLS

On motion of Senator Bennett Senate File No. 52, a bill for an act to amend the law as it appears in section ten thousand three hundred ninety-four (10394) of the Code, 1927, legalizing conveyances by executors, administrators, trustees, guardians, assignees, receivers, referees or commissioners of record prior to January 1, 1920, and making provision that this act shall not affect pending litigation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bennett offered the following amendment and moved its adoption:

Amend by adding as Section Two (2) the following:

"Sec. 2. Any person or corporation who may have any adverse interest in and to real property affected by any conveyance made by any executor, administrator, trustee, guardian, assignee, receiver, referee, or commissioner in this or any other state, and who may be affected by the provisions of this act and who shall fail to bring action to assert or protect any adverse claim or right which said person or corporation may have in any court of competent jurisdiction within ninety (90) days from the taking effect of this act, shall be barred thereafter from having or enforcing any such adverse claim or right."

The amendment was adopted.

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 49.

Anderson	Christophel	Ickis	Patterson
Baird	Clark of	Kent	Rigby
Beatty	Cerro Gordo	Kimberly	Rogers
Bennett	Clark of Linn	Klemme	Shaff
Benson	Clark of Marion	Lange	Shane
Bergman	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Tabor
Blackford	Cole	Lowe	Thompson
Booth	Doran	MacDonald	Topping
Brookins	Frailey	McLeland	Ulstad
Brush	Gilchrist	Merritt	Wilson of Page
Carden	Gunderson	Moen	Wilson of Polk
Carroll	Hager		

Nays, none.

Absent or not voting, 1.

Stoddard

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent on request of Senator Bennett, the bill and title were amended as follows:

Amend by renumbering section 2 as section 3 and section 3 as section 4 and further amend by inserting in the title after the figures "1920," the following: "limiting the time in which actions may be brought under or concerning the conveyances herein sought to be legalized."

On motion of Senator Wilson of Page Senate File No. 7, a bill for an act to repeal the law as it appears in section thirteen thousand eight hundred ninety-one (13891) of the Code, relating to the failure of the defendant to testify in a criminal prosecution, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Further action was deferred.

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File No. 165 by Committee on Insurance, as follows, to-wit:

By changing the period following the word "policyholders" in line nine (9) thereof, to a comma and adding the following:

"which shall in no manner give to any contributor thereof or to any other person any voting or other power in the management of the affairs of the company."

OTTO F. LANGE.

Senator Frailey moved to adjourn until 10:00 a. m. Friday.

Senator Lange moved to amend by making the time 3:00 p. m. this afternoon.

The amendment was lost.

The motion prevailed and the Senate adjourned until 10:00 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 8, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Harvey C. Travis, pastor of First Methodist Episcopal Church of Boone, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shaff for the day after 11:00 a. m., at his own request; Senator Baird for the day, on request of Senator Brookins; Senator Carden for the day, on request of Senator Brookins.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Shaff, from the Clinton County Council of Parents and Teachers, favoring the establishment of the office of county nurse. Public health.

INTRODUCTION OF BILLS

Senate File No. 171, by Senator Clark of Cerro Gordo, a bill for an act providing for the safety of the public and railroad employees; specifying the number of employees required upon each train, engine, locomotive or motor, operated by any common carrier on any railroad in the state, the name or character of their work defining and limiting their duties, specifying the experience of flagmen, and providing penalties for the violation of the provisions of the Act.

Read first and second times and referred to committee on railroads.

Senate File No. 172, by Senator Clark of Cerro Gordo, a bill for an act to amend the law as it appears in section thirteen thou-

sand thirty-seven. (13037) of the Code, 1927, relating to the embezzlement of mortgaged property, and providing that failure or refusal to produce property described in the mortgage or conditional bill of sale upon demand of the person, firm or corporation holding such mortgage or the vendor or his assigns under such conditional bill of sale shall constitute prima facie evidence that the mortgagor or purchaser under conditional bill of sale has destroyed, concealed, sold or disposed of the property covered by such mortgage or conditional bill of sale.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 173, by Senator MacDonald, a bill for an act to amend section eleven thousand seven hundred sixty-three (11,763) of the Code, 1927, relating to the exemption of personal earnings from debt.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 174, by Committee on Child Welfare, a bill for an act to amend sections thirty-six hundred fifty-eight (3658), thirty-six hundred fifty-nine (3659), and thirty-six hundred sixty-one (3661), Code, 1927, relating to juvenile delinquency, and to define contributing to dependency and to provide a penalty therefor.

Read first and second times and placed on the calendar.

Senate File No. 175, by Committee on Child Welfare, a bill for an act to amend section thirty-six hundred eighteen (3618), Code, 1927, relating to dependent and neglected children, and to further define dependent child.

Read first and second times and placed on the calendar.

Senate File No. 176, by Senator Patterson, a bill for an act to create the office of state tax commissioner, defining his powers, prescribing his duties, and providing for the consolidation thereunder of certain governmental agencies and departments relating to the collection of cigarette and inheritance taxes and motor vehicle and gasoline license fees and the assessment and collection of taxes of telephone and telegraph companies, railroad companies, freight lines, and equipment companies, express com-

panies, electric transmission lines, and the reassessment thereof, and the assessment of such property when omitted from taxation.

Read first and second times and referred to committee on ways and means.

President pro tem Frank Shane took the chair at 10:10 a. m.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 125, a bill for an act relating to salaries of district judges.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 62, a bill for an act relating to public utility plants of cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 52, a bill for an act to render the homestead liable in certain instances for relief furnished the owner by public authorities.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 4, relating to Joint Session to be held in the House on Lincoln's Birthday, February 12, 1929, at 11:00 a. m.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 28, a bill for an act relating to the duties of double election boards.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 35, a bill for an act relating to legalizing corporate acts and providing for renewal and extension of period of corporate existence of Cerro Gordo Building Company of Mason City, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 161, a bill for an act relating to the filing and auditing of expense vouchers of District Judges and the issuance of warrants therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 158, a bill for an act relating to public contracts and the implied provisions thereof.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

By unanimous consent on request of Senator Lange, Senate File No. 46, a bill for an act to amend section fifty-four hundred twelve (5412) of the Code, 1927, relative to the cost of official publications, with report of committee recommending indefinite postponement, was taken up and considered.

On the question "Shall the report of the committee be adopted?" the vote was:

Ayes, 8.

Anderson Christophel	Ickis Kent	Leonard Lowe	McLeland Thompson
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Nays, 26.

Beatty	Clark of Cerro Gordo	Klemme Lange	Shane Tabor
Bennett		MacDonald	Topping
Bissell	Cochrane	Merritt	Ulstad
Booth	Cole	Moen	Wilson of Page
Brookins	Doran	Rigby	Wilson of Polk
Brush	Frailey	Rogers	
Carroll	Kimberly		

Absent or not voting, 16.

Baird	Carden	Gilchrist	Patterson
Benson	Clark of Linn	Gunderson	Shaff
Bergman	Clark of Marion	Hager	Stanley
Blackford	Clearman	Langfitt	Stoddard

The report of the committee was rejected and the bill placed on the calendar.

By unanimous consent on request of Senator Lange, Senate File No. 50, a bill for an act to amend section sixty-two (62) of the Code, 1927, relating to the compensation allowed newspapers for the publication of laws, with report of committee recommending indefinite postponement, was taken up and considered.

President Arch W. McFarlane returned to the chair at 10:20 a. m.

On the question "Shall the report of the committee be adopted?" the vote was:

Ayes, 7.

Christophel Ickis	Kent Leonard	Lowe McLeland	Thompson
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Nays, 26.

Bennett	Clearman	Klemme	Rogers
Bissell	Cochrane	Lange	Shane
Booth	Cole	MacDonald	Tabor
Brookins	Doran	Merritt	Topping
Brush	Frailey	Moen	Wilson of Page
Carroll	Gilchrist	Rigby	Wilson of Polk
Clark of Cerro Gordo	Kimberly		

Absent or not voting, 17.

Anderson	Blackford	Gunderson	Shaff
Baird	Carden	Hager	Stanley
Beatty	Clark of Linn	Langfitt	Stoddard
Benson	Clark of Marion	Patterson	Ulstad
Bergman			

The report of the committee was rejected and the bill placed on the calendar.

By unanimous consent on request of Senator Wilson of Page, Senate File No. 62, a bill for an act to repeal sections 7211 and 7214, Code, 1927, relating to delinquent taxes and interest and penalties thereon and to enact substitutes therefor, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Clark of Linn, Senate File No. 40, a bill for an act to amend section three thousand six hundred forty-one-b1 (3641-b1) of the Code, 1927, relating to the levying of a tax to pay pensions to widowed mothers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend by striking out all after the enacting clause and substituting in lieu thereof, the following:

Section 1. "That Section three thousand six hundred forty-one-b one (3641-b1) be amended, revised and codified to read as follows: "The Board of Supervisors of any county may levy annually a tax not to exceed one mill to carry out the provisions of the preceding section."

•By unanimous consent on request of Senator Lange the words and figures "of the Code, 1927," were inserted after the section number in line 2.

The amendment was adopted.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Clark of	Kent	Patterson
Beatty	Cerro Gordo	Kimberly	Rigby
Bennett	Clark of Linn	Klemme	Rogers
Bergman	Clearman	Lange	Shane
Blackford	Cochrane	Langfitt	Stanley
Booth	Cole	Leonard	Stoddard
Brookins	Doran	Lowe	Tabor
Brush	Frailey	McLeland	Topping
Carroll	Gunderson	Merritt	Wilson of Page
Christophel	Hager	Moen	Wilson of Polk
	Ickis		

Nays, 1.

Bissell

Absent or not voting, 9.

Baird	Clark of Marion	MacDonald	Thompson
Benson	Gilchrist	Shaff	Ulstad
Carden			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Bennett, Senate File No. 88, a bill for an act to amend the law as it appears in section fifty-two hundred fourteen (5214) of the Code, 1927, relating to the reports by coroners of deaths coming within their jurisdiction, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Bissell	Brush	Clark of
Beatty	Blackford	Carroll	Cerro Gordo
Bennett	Booth	Christophel	Clark of Linn
Bergman	Brookins		Clearman

Cole	Kent	McLeland	Stanley
Doran	Kimberly	Merritt	Stoddard
Frailey	Klemme	Moen	Tabor
Gilchrist	Lange	Patterson	Topping
Gunderson	Leonard	Rigby	Wilson of Page
Hager	Lowe	Rogers	Wilson of Polk
Ickis	MacDonald	Shane	

Nays, none.

Absent or not voting, 9.

Baird	Clark of Marion	Langfitt	Thompson
Benson	Cochrane	Shaff	Ulstad
Carden			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Brush, House File No. 5, a bill for an act to empower a county board of education or the school board of a school district to enter into a contract with the United States government for the education of Indian children, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Brush moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Kent	Patterson
Beatty	Cerro Gordo	Kimberly	Rigby
Bennett	Clark of Linn	Klemme	Rogers
Bergman	Clearman	Lange	Shane
Bissell	Cochrane	Leonard	Stanley
Blackford	Cole	Lowe	Stoddard
Booth	Doran	MacDonald	Tabor
Brookins	Frailey	McLeland	Topping
Brush	Gunderson	Merritt	Wilson of Page
Carroll	Hager	Moen	Wilson of Polk
Christophel	Ickis		

Nays, none.

Absent or not voting, 9.

Baird	Clark of Marion	Langfitt	Thompson
Benson	Gilchrist	Shaff	Ulstad
Carden			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brush moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley, Senate File No. 86, a bill for an act to amend the law as it appears in section forty-two hundred ninety-one (4291) of the Code, 1927, relating to part time schools, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent on request of Senator Stanley, House File No. 72 was withdrawn from the committee and substituted for Senate File No. 86.

By unanimous consent on request of Senator Stanley action was deferred.

On motion of Senator Stoddard, Senate File No. 124, a bill for an act to amend the law as it appears in Chapter one hundred twenty-four b two (124-b2), relating to the inspection of barber shops, and relating to the enforcement of the sanitary rules and regulations adopted by the State Department of Health for barber shops, with report of committee recommending amendment and passage, was taken up and considered.

The following committee amendment was rejected:

Amend by striking out the publication clause.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Clark of	Kent	Rogers
Beatty	Cerro Gordo	Kimberly	Shaff
Bennett	Clark of Linn	Klemme	Shane
Bergman	Clark of Marion	Lange	Stanley
Bissell	Clearman	Leonard	Stoddard
Blackford	Cochrane	Lowe	Tabor
Booth	Cole	MacDonald	Topping
Brookins	Doran	McLeland	Ulstad
Brush	Frailey	Merritt	Wilson of Page
Carroll	Hager	Moen	Wilson of Polk
Christophel	Ickis	Rigby	

Nays, none.

Absent or not voting, 8.

Baird	Carden	Gunderson	Patterson
Benson	Gilchrist	Langfitt	Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 126, a bill for an act to repeal the law as it appears in section twenty-five hundred eighty-five b fourteen (2585-b14) of the Code of 1927, and to enact a substitute therefor, relating to the qualifications for examination to obtain a license to practice barbering, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Bennett	Clark of Linn	Lange	Shaff
Bissell	Clearman	Lowe	Shane
Blackford	Cole	MacDonald	Stanley
Booth	Doran	McLeland	Stoddard
Brookins	Frailey	Merritt	Tabor
Brush	Ickis	Moen	Topping
Christophel	Kent	Rigby	Ulstad
Clark of	Klemme	Rogers	Wilson of Page
Cerro Gordo	"	"	"

Nays, 3.

Beatty	Hager	Leonard
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Absent or not voting, 15.

Anderson	Carden	Gilchrist	Patterson
Baird	Carroll	Gunderson	Thompson
Benson	Clark of Marion	Kimberly	Wilson of Polk
Bergman	Cochrane	Langfitt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley, House File No. 72, a bill for an act to amend the law as it appears in section forty-two hundred ninety-one (4291) of the Code, 1927, relating to part time schools, substituted for Senate File No. 86, a companion bill recommended by the committee for passage, was taken up and considered.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Christophel	Hager	Moen
Beatty	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kent	Rogers
Bergman	Clark of Linn	Kimberly	Shane
Bissell	Clark of Marion	Klemme	Stanley
Blackford	Clearman	Lange	Stoddard
Booth	Cochrane	Lowe	Tabor
Brookins	Cole	MacDonald	Topping
Brush	Doran	McLeland	Ulstad
Carroll	Frailey	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 11.

Baird	Gilchrist	Leonard	Thompson
Benson	Gunderson	Patterson	Wilson of Page
Carden	Langfitt	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Bennett, Senate File No. 87, a bill for an act to amend the law as it appears in section twelve thousand nine hundred thirty-eight (12938) and section twelve thousand nine hundred forty-one (12941), of the Code, 1927, relating to the issuance of permits to carry concealed weapons, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted:

The following committee amendments were adopted:

Amend Section 1 by striking from line 1 thereof the words "as it appears".

Amend Section 2 by striking from line 1 thereof the words "as it appears".

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Carroll	Hager	Merritt
Beatty	Christophel	Ickis	Moen
Bennett	Clark of	Kent	Patterson
Benson	Cerro Gordo	Kimberly	Rogers
Bergman	Clark of Linn	Klemme	Shane
Bissell	Clark of Marion	Lange	Stanley
Blackford	Clearman	Leonard	Stoddard
Booth	Cochrane	Lowe	Tabor
Brookins	Cole	MacDonald	Ulstad
Brush	Doran	McLeland	Wilson of Page
	Frailey		

Nays, none.

Present, Topping.

Absent or not voting, 9.

Baird	Gunderson	Shaff	Wilson of Polk
Carden	Langfitt	Thompson	
Gilchrist	Rigby		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 22, a bill for an act to amend section fifty-six hundred ninety-nine (5699), code of 1927, relating to chiefs of police and chiefs of fire departments in cities operating under the city manager plan as provided by chapter three hundred twenty-eight (328), Code, 1927, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

On motion of Senator Wilson of Polk action was deferred.

On motion of Senator Kimberly, House File No. 77, a bill for an act to amend sections sixty-one hundred sixty-one (6161) and sixty-seven hundred eighty-seven (6787) of the Code, 1927, concerning the purchase, acquisition and maintenance of waterworks by certain cities and making the same applicable to cities now or hereafter having a population of fifty thousand (50,000) inhabitants or over, including cities acting under special charter, with

report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Christophel	Hager	Moen
Beatty	Clark of	Ickis	Patterson
Bennett	Cerro Gordo	Kent	Rigby
Benson	Clark of Linn	Kimberly	Rogers
Bergman	Clark of Marion	Klemme	Shane
Bissell	Clearman	Lange	Stanley
Blackford	Cochrane	Leonard	Stoddard
Booth	Cole	Lowe	Tabor
Brookins	Doran	MacDonald	Topping
Brush	Frailey	McLeland	Ulstad
Carroll	Gunderson	Merritt	Wilson of Page
			Wilson of Polk

Nays, none.

Absent or not voting, 6.

Baird	Gilchrist	Langfitt	Shaff
Carden			Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent on request of Senator Clearman, Senate File No. 95, a bill for an act to amend section twenty-three hundred sixty-two (2362), Code, 1927, as to authorize the board of supervisors and the council of a city or town to levy a public nurse fund, with report of committee recommending indefinite postponement, was taken up and considered.

The report of the committee was rejected and the bill was placed on the calendar.

On motion of Senator Shaff, Congressman-elect Ed. H. Campbell, a former member of the State Senate, was escorted to the chair and spoke briefly.

CALL OF THE SENATE

The undersigned Senators constituting more than one-fourth of the members of the Senate of the Forty-third General Assembly hereby ask that a call of the Senate be had with respect to Senate File No. 7.

Dated this 8th day of February, 1929.

O. P. BENNETT
L. H. DORAN
F. C. GILCHRIST
F. C. STANLEY
T. E. MOEN
H. B. CARROLL
CHAS. D. BOOTH

D. L. WILSON
WM. COCHRANE
ARTHUR LEONARD
OTTO F. LANGE
C. L. RIGBY
F. D. ICKIS
J. G. MERRITT

S. F. NO. 7 MADE SPECIAL ORDER

By unanimous consent on request of Senator Wilson of Page, Senate File No. 7 was made a special order for 10:30 a. m. Wednesday, February 13th.

S. F. NO. 20 WITHDRAWN

By unanimous consent on request of Senator Patterson, Senate File No. 20 relating to tax on state parks, was withdrawn from further consideration.

S. F. NO. 5 RE-REFERRED

By unanimous consent on request of Senator Lange, Senate File No. 5 was re-referred to the committee on county and township affairs.

HOUSE MESSAGES CONSIDERED

House File No. 125, a bill for an act to amend the law as it appears in section ten thousand eight hundred four (10804), of the Code, 1927, relating to salaries of district judges.

Read first and second times and referred to committee on compensation of public officers.

House File No. 62, a bill for an act to amend sections sixty-one hundred twenty-seven (6127), and sixty-seven hundred eighty-nine (6789), Code, 1927, relating to public utility plants of cities and towns.

Read first and second times and referred to committee on public utilities.

House File No. 52, a bill for an act to render the homestead liable in certain instances for relief furnished the owner by public authorities.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 28, a bill for an act to amend section eight hundred ninety-three (893), Code, 1927, relating to the duties of double election boards.

Read first and second times and referred to committee on elections.

House File No. 161, a bill for an act to repeal sections ten thousand seven hundred eighty-six a-one (10786-a1) and ten thousand eight hundred six a-one (10806-a1), Code, 1927, relating to the filing and auditing of expense vouchers of district judges and the issuance of warrants therefor.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 158, a bill for an act to amend section ninety-nine hundred twenty-eight (9928), Code, 1927, relating to public contracts and the implied provisions thereof.

Read first and second times and referred to committee on judiciary No. 2.

REPORTS OF COMMITTEES

Senator Stanley submitted the following reports:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 135, a bill for an act to repeal the law as it appears in section forty-one hundred thirty-five (4135) of the Code, 1927, relating to changing school district boundaries, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 127, a bill for an act to repeal section forty-two hundred forty-two (4242), Code, 1927, and to enact a substitute therefor, relating to the financial statement of certain school corporations, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 138, a bill for an act to repeal the law as it appears in section forty-two hundred thirty-nine-a2 (4239-a2) of the Code, 1927, relating to statement of receipts and expenditures, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Senator Booth submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File No. 59, a bill for an act to regulate the operation, outside cities and towns, of school and motor carrier busses, to require motor vehicles meeting or overtaking such busses to stop and remain stationary under certain circumstances, to prohibit the purchase of school busses unless provided with front and rear entrance, and to declare certain violations to constitute misdemeanors, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by inserting after the word "purchase" in line five (5) thereof, the words "or hire".

Amend Section three (3) by inserting after the word "purchase" in line two (2) thereof, the words "or hire".

CHAS. D. BOOTH, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File No. 166 by changing the words and figures "two hundred and fifty thousand dollars (\$250,000)" to "two hundred thousand dollars (\$200,000)" in line six (6) of Section 1.

OTTO F. LANGE.

MR. PRESIDENT: I move to amend Senate File No. 113 by inserting the word "equalized" between the words "latest" and "valuation" in line four (4) of Sec. 2 of the bill.

GEO. A. WILSON.

Amend Section 1 of Senate File No. 144 by striking from lines 28, 29, 30, and 31, the following: "that no signer of said petition shall be counted who resides inside the limits of a city or town having an existing free public library.", and inserting in lieu thereof the following: "in arriving at the twenty-five per cent of such voters in said county, the voters residing in cities and towns having free public libraries shall not be counted."

WESLEY C. LOWE.

On motion of Senator Doran, the Senate adjourned until 11 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 9, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Clive Rickabaugh, pastor of the Benton Christian Church, Benton, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Anderson, from citizens of Calhoun and Webster Counties, opposing an additional tax on tobacco. Ways and means.

By Senator Cochrane, from members of the Montgomery County Farm Bureau, favoring a change in the method of taxation. Ways and means.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senators Frailey, Bennett, Booth, Bergman, Shaff, Carden, Baird, Cole, Beatty, Kimberly, Thompson, Brush, Kent, and Doran for the day, on request of Senator Stoddard.

COMMUNICATION FROM THE GOVERNOR

To the Honorable the President of the Senate of the Forty-third General Assembly.

SIR: Herewith I am transmitting for the consideration of the honorable body over which you preside the report of Earle L. Waterman, Consulting Engineer, with reference to the Mt. Pleasant State Hospital Water Supply.

Respectfully submitted,

JOHN HAMMILL,
Governor.

Iowa City, Iowa, February 8, 1929.

HON. JOHN HAMMILL,
Governor of Iowa,
Des Moines, Iowa.

Subject—Mt. Pleasant State Hospital Water Supply.

DEAR SIR: In accordance with your request I have made an investigation of the water supply situation at the State Hospital for the Insane at Mt. Pleasant, Iowa. In the course of this investigation I have examined the reports which have been made to the Budget Director and the State Board of Control of State Institutions by other engineers and have studied the plans for the proposed new supply which have been prepared by engineers engaged by the Board of Control. I have also made a personal inspection of the present water supply system at the State Hospital at Mt. Pleasant and the site of the proposed development at Oakland Mills, about five miles southwest of the State Hospital. As a result of these investigations and studies I beg to submit the following report:

Present Water Supply Situation

The water supply for the State Hospital at Mt. Pleasant is obtained from a well 1967 feet deep located near the hospital power plant. An air lift pump raises water from the well to a covered reservoir at the ground surface—the estimated lift being about 150 feet. From the reservoir the water is pumped by steam power directly into the distribution system. There are no records kept to show the amount of water actually used, but the engineer in charge of the power plant estimates the amount to be approximately 300,000 gallons per day.

The present well is the fourth that has been put down in the past sixty years. The other three have failed due to corrosion of the well casing which resulted in filling the wells with soil. Changes in the quality of the water and a gradual lowering of the water level in the well indicate that the casing of the present well is gradually giving away and a complete failure of the well is to be expected in the near future. It is to be noted that the average length of the service given by the deep wells at this location has been fifteen years. The present well is about fifteen years old.

The distribution system at the State Hospital is connected with the distribution system of the city of Mt. Pleasant and for this reason it is desirable to say something about the city supply. The city of Mt. Pleasant obtains its water supply from two sources—one a shallow well development which furnishes an adequate supply in the wet seasons, and the other a deep well similar to that used at the State Hospital. I was informed that the city deep well shows the same signs of coming failure as does the hospital well. Under these conditions it may be concluded that the city of Mt. Pleasant cannot be relied upon to furnish water to the hospital except for very short periods of time. In fact, the city will need to seek another source of supply within a few years.

The prospect of imminent failure of the present source of water supply at the State Hospital is a very real one and immediate steps should be taken to locate and develop another source. Failure to do so may result in endangering the lives of the 1300 patients at the institution as well as threaten the destruction of the hospital buildings by fire.

Possible Sources for a New Water Supply

The possible sources for a new water supply are:

1. A deep well.
2. A shallow well development on the flood plain of the Skunk River near Oakland Mills.
3. A water purification plant taking water from the Skunk River near Oakland Mills.
4. An impounding reservoir on Big Creek about four miles west of the State Hospital.

Each of these possible sources has been considered from the standpoint of quality, quantity, reliability, and economy. No. 3 would furnish a water most satisfactory in quality and ample in quantity, but would be more expensive in first cost and in cost of operation. No. 4 is essentially the plan which was used by the city of Mt. Pleasant many years ago and abandoned because of the irregularity of flow in Big Creek and the difficulties incident to the proper purification of a water which is subject to great variations in quality. It is possible to develop a satisfactory water supply from this source, but in my opinion the cost would be greater than at any of the other proposed sources. For the reasons above stated projects No. 3 and No. 4 have not been given further consideration. Projects No. 1 and No. 2 have been studied in detail and the results compared in order to reach a conclusion as to which is the most desirable.

Deep Well Supply

In considering another deep well we have the experience gained from the use of such a source during the past sixty years. The first three wells were put down into the St. Peter sandstone and the fourth (present) well was carried deeper into the Jordan sandstone. Waters from both of these formations in southeastern Iowa are very highly mineralized. Analyses of samples of water from the hospital wells show that it contains very large amounts of calcium, sodium, magnesium, and sulphur compounds—the total solids amounting to over 2200 parts per million. The best shallow and deep wells in Iowa furnish waters having a content of only 270 parts per million of total solids.

The presence of these dissolved mineral compounds causes rapid corrosion of pipe and plumbing, formation of scale in the boilers, and the clogging of hot water pipes by precipitated substances. It has been

estimated by the Superintendent and Steward that the average cost of pipe and plumbing repairs and replacement during the past five years has been \$10,000 per year. This is a very large amount for such purposes and a part of it may be chargeable to the quality of water used—50 per cent or \$5000 is a conservative estimate—particularly since there are no definite records on which to base a comparison. A conservative estimate of the increased cost of soap and coal due to the quality of the water used is \$5000 per year. This figure is based on an estimate of a 10% saving on coal and a 50% saving on soap. This means that at least \$10,000 per year is being expended as a result of the use of water from the deep well. This expenditure would not be necessary if water of a suitable quality could be secured.

It has been proposed to put down a new deep well and treat the water obtained from it. Treatment of water of this quality is neither practical nor economical because of the amount and character of the mineral content. The project, however, if adopted should include an elevated steel tank of 200,000 gallons capacity which would cost approximately \$16,000. Such a tank would add to the reliability of the system and effect some economy in pumping. In my opinion the solution of the problem of securing a new source of water supply by putting down another deep well will mean that the same conditions, that have made so much trouble and caused such heavy expenditures in the past, will continue in the future.

Shallow Well Supply at Oakland Mills

After a searching investigation of possible sources of water supply other than a deep well, the conclusion is reached that the source which is most suitable from the standpoint of quality, quantity and economy is ground water in an area bordering the Skunk River north of the C. B. & Q. R. R. near Oakland Mills. This area has been explored by test wells and the results indicate that an ample supply of water may be obtained from shallow wells put down into the stream—laid sands and gravels. There is a dam across the river a short distance downstream which creates a pool extending upstream beyond this water field. This pool will insure a more constant head in the ground water adjacent to the stream. Another favorable feature is a hydro-electric power plant at the dam mentioned above. Power for pumping can be obtained from this source. The proposed development can be so planned that pumping will be done on a restricted schedule and thus obtain a low rate for power. Examinations of samples of water obtained from the prospect wells in this area show that it is of very satisfactory quality—the dissolved minerals present are only about one-tenth of the amount present in the deep well water.

The plans made for the development of this source of supply include tubular or gravel-packed wells, a 14-inch suction line leading to the pumping station, two 700 gallon per minute motor driven centrifugal pumps, a 12-inch cast iron pipe line five miles in length, extending from the pumping station to the hospital grounds, a 200,000-gallon capacity

elevated steel tank, and necessary pipe to connect to the present distribution system. Since the necessary surveys for the proposed pipe line and tests to determine the character of material in which it will be laid have been made, and were available to me in this investigation, it has been possible to make an estimate of the probable cost of developing this source of supply. This estimate is made on the basis of present costs of labor and materials. The estimated cost is \$143,000.

Comparison of the Two Projects

In the following comparison of the economics of the two projects it has been assumed that the cost of power in the two cases will be the same. This assumption is probably not in accord with actual conditions since the cost of power at the hospital power plant is more than the cost of power at the Oakland Mills site. However, it was not possible to obtain figures representing power plant costs at the hospital and the assumption of the low figure is in favor of the deep well project.

Cost of Operation

DEEP WELL PROJECT

Total lift = 280 feet.

Rate of pumping 250 gallons per minute.

Efficiency of air lift and steam pumps—50%.

Cost of power assumed 1¼ cents per brake horse power hour.

$250 \times 8.33 \times 280$

----- = 35.3 Brake Horse Power

$33,000 \times .50$

$35.3 \times \$0.0175 \times 20 \times 365 = \4511.40 per year.

Pumping per year\$ 4,511.40

Expenses due to hard water 10,000.00

Interest on \$46,000 at 5% 2,300.00

Depreciation at 6% 2,760.00

Total annual cost\$19,571.40

Cost of Operation

OAKLAND MILLS PROJECT

Total lift = 361 feet.

Rate of pumping—700 gallons per minute.

Efficiency of motor and pumps—70%.

Cost of power assumed at 1¼ cents per brake horse power hour.

$700 \times 8.33 \times 361$

----- = 91.1 Brake Horse Power.

$33,000 \times .70$

$91.1 \times \$0.0175 \times 8 \times 365 = \4653.75 per year.

Pumping per year\$ 4,653.75

Operating per year 1,200.00

Fuel and Oil 200.00

Interest on \$143,000 at 5% 7,150.00

Depreciation at 2.4% 3,210.00

Total annual cost\$16,413.75

This comparison shows that a saving of \$3,157.65 a year will be obtained by the adoption of the Oakland Mills project. (If the interest rate be taken as 6% then the saving becomes \$2,547.25 a year.)

Conclusion

From the standpoint of quality of water the Oakland Mills project is very much better than the deep well project.

From the standpoint of quantity of water the Oakland Mills project is superior to the Deep Well project. A deep well cannot be depended upon to furnish more than 300 gallons per minute, while the Oakland Mills water field can be developed to yield approximately 750 gallons per minute.

From the standpoint of economy the development of the Oakland Mills project would represent a yearly saving of over \$3,000 when first cost, cost of operation, and depreciation are considered.

In view of these facts I would recommend the development of the Oakland Mills project at an estimated cost of \$143,000.

Respectfully submitted,

EARLE L. WATERMAN,
Consulting Engineer.

INTRODUCTION OF BILLS

Senate File No. 177, by Senator Clark of Marion, a bill for an act to make legal and permanent a transfer from the insane fund to the poor fund of Monroe County, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 178, by Senator Clark of Marion, a bill for an act to make permanent a transfer from the emergency fund to the poor fund of Marion County, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 179, by Senator Wilson of Polk, a bill for an act to amend the law as it appears in section one thousand sixty-eight (1068) of the Code, 1927, relating to expense of certain bonds for city officials and employees.

Read first and second times and referred to committee on cities and towns.

REPORTS OF COMMITTEES

Senator Frailey submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 43, a bill for an act to amend section sixty-one hundred twenty-eight (6128), Code, 1927, for the purpose of legalizing bus franchises, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 116, a bill for an act to authorize the issuance of a patent to certain lands in Marion County, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 93, a bill for an act to amend section eleven thousand four hundred forty-one (11441) of the Code, 1927, relative to the Clerk's calendar, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all of Section 1, and inserting in lieu thereof the following:

Section 1. Section eleven thousand four hundred forty-one (11441) of the Code, 1927, is hereby amended by striking out the period at the end of said section and inserting a semicolon (;) and adding the following: "provided that in counties having a population of one hundred thousand (100,000), and over, the clerk shall, when ordered by the court, furnish the court and the bar, in such form as the court may direct, with copies of all or such part of the calendar as the court may deem necessary."

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 106, a bill for an act to make an emergency appropriation to reimburse the State University of Iowa for money expended during the biennial period that ended June 30, 1927, for the treatment, care, and hospitalization of patients who had been committed to the hospital of the college of medicine, under the provisions of Chapter 199 of

the Code, 1924, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File No. 35.

CHAS. T. ROGERS,
Chairman Senate Committee.

S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate File No. 35.

BILL SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 9th day of February, 1929, sent to the governor for his approval, Senate File No. 35.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

PROOFS OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of Senate File No. 24, a proposed bill for the legalization of the proceedings of the Board of Supervisors of Decatur County, Iowa, making permanent certain transfer of funds.

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of Senate File No. 25, a proposed bill for the legalization of the proceedings of the Board of Supervisors of Decatur County, Iowa, making permanent certain transfer of funds.

WALTER H. BEAM, *Secretary.*

The Journal of February 8th was corrected and approved.

THIRD READING OF BILLS

On motion of Senator Ickis, Senate File No. 25, a bill for an act to make permanent the temporary transfer of money from the court expense fund to the general county fund of Decatur County, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Ickis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Clark of Marion	Lange	Rogers
Benson	Clearman	Langfitt	Shane
Bissell	Cochrane	Leonard	Stanley
Blackford	Gilchrist	Lowe	Stoddard
Booth	Gunderson	McLeland	Tabor
Carroll	Hager	Merritt	Topping
Christophel	Ickis	Moen	Ulstad
Clark of Linn	Klemmie	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Baird	Brush	Doran	Patterson
Beatty	Carden	Frailey	Shaff
Bennett	Clark of	Kent	Thompson
Bergman	Cerro Gordo	Kimberly	Wilson of Page
Brookins	Cole	MacDonald	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Ickis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On request of Senator Shane Senator Gilchrist was temporarily excused.

On motion of Senator Ickis, Senate File No. 24, a bill for an act to make permanent the temporary transfer of money from the state insane fund to the general county fund of Decatur County, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Ickis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clark of Marion	Langfitt	Shane
Benson	Clearman	Leonard	Stanley
Bissell	Cochrane	Lowe	Stoddard
Blackford	Gunderson	McLeland	Tabor
Booth	Hager	Merritt	Topping
Carroll	Ickis	Moen	Ulstad
Christophel	Klemme	Patterson	Wilson of Polk
Clark of Linn	Lange	Rogers	

Nays, none.

Absent or not voting, 19.

Baird	Brush	Doran	MacDonald
Beatty	Carden	Frailey	Rigby
Bennett	Clark of	Gilchrist	Shaff
Bergman	Cerro Gordo	Kent	Thompson
Brookins	Cole	Kimberly	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Ickis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, Senate File No. 166, a bill for an act to amend section eighty-six hundred forty-seven (8647) of the Code of 1927, relating to capital and surplus required for the organization of stock life insurance companies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend by changing the words and figures "two hundred and fifty thousand dollars (\$250,000)" to "two hundred thousand dollars (\$200,000)" in line 6 of Section 1.

The amendment was adopted.

Further action was deferred.

On motion of Senator Anderson, House File No. 40, a bill for an act to legalize the re-incorporation of the Plymouth Clay Products Company of Fort Dodge, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Anderson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Clark of Linn	Langfitt	Rogers
Benson	Clark of Marion	Leonard	Shane
Bissell	Clearman	Lowe	Stanley
Blackford	Cochrane	McLeland	Stoddard
Booth	Gunderson	Merritt	Tabor
Brookins	Hager	Moen	Topping
Carden	Klemme	Patterson	Ulstad
Carroll	Lange	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Baird	Christophel	Frailey	MacDonald
Beatty	Clark of	Gilchrist	Shaff
Bennett	Cerro Gordo	Ickis	Thompson
Bergman	Cole	Kent	Wilson of Page
Brush	Doran	Kimberly	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent on request of Senator Anderson, the rules were suspended and House File No. 43, a bill for an act to amend chapter three hundred four (304) of the Code, 1927, relating to electric utilities and the legalization of bus franchises, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Anderson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On motion of Senator Brookins the vote by which the bill passed to its third reading was reconsidered, and further action was deferred.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 67, a bill for an act providing for an additional Judge of the Supreme Court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 99, a bill for an act relating to the tax levy for Fire Department Maintenance Fund in cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 120, a bill for an act to make permanent the temporary transfer of money from the county bridge fund, county hospital insane fund and the county poor fund to the county general fund of Mills county, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 67, a bill for an act to amend section twelve thousand eight hundred one (12801), of the Code, 1927, relating to the number of judges of the supreme court, and providing for an additional judge of said court.

Read first and second times. On motion of Senator Wilson of Polk the rules were suspended, and House File No. 67 was placed on the calendar as a substitute for Senate File No. 61, a companion bill.

House File No. 99, a bill for an act to repeal subdivision nine (9) of section sixty-two-hundred eleven (6211) of the Code, 1927, and to enact a substitute therefor, relating to the tax levy for fire department maintenance fund in cities and towns.

Read first and second times and referred to committee on cities and towns.

House File No. 120, a bill for an act to make permanent the temporary transfer of money from the county bridge fund, county hospital insane fund and the county poor fund to the county general fund of Mills County, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

Senator Topping moved that the Senate adjourn until 1:30 p. m. Monday.

Senator Clark of Linn moved to amend by making the time 11:00 o'clock a. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 11:00 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 11, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Thomas Carson of the Methodist Episcopal church of Hampton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shaff for the day, on request of Senator Stoddard; Senator Brush for the day, on request of Senator Wilson of Polk; Senator Cochrane for the day, on request of Senator Brookins; Senator Gilchrist for the day, on request of Senator Brookins; Senator Rigby for the day, on request of Senator Booth; Senator Wilson of Page for the day, on request of Senator Stoddard; Senator Lowe for the day, on request of Senator Langfitt.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Anderson, from citizens of Webster and Calhoun counties, opposing an additional tax on cigarettes. Ways and means.

INTRODUCTION OF BILLS

Senate File No. 180, by Senator Anderson, a bill for an act to provide a penalty for committing a felony while armed.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 181, by Senator Lange, a bill for an act to amend section eighty-seven hundred thirty-seven (8737), Code, 1927, relating to the investment in public utility bonds of funds of life insurance companies and associations contemplated by chapters three hundred ninety-eight (398) and four hundred (400) of the Code, 1927.

Read first and second times and referred to committee on public utilities.

Senate File No. 182, by Senator Brookins, a bill for an act to amend section 1418 (fourteen hundred eighteen) and section 1419 (fourteen hundred nineteen) of the Code to define the term "employees of the state" for the purpose of determining the liability of the general fund of the state treasury on account of claims under the law relating to workmen's compensation.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 183, by Senator Brookins, a bill for an act to amend section 1418 (fourteen hundred eighteen) and section 1419 (fourteen hundred nineteen) of the Code to define the term "employees of the state" for the purpose of determining the liability of the general fund of the state treasury on account of claims under the law relating to workmen's compensation.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 184, by Senator Brookins, a bill for an act to amend section 1418 (fourteen hundred eighteen) and section 1419 (fourteen hundred nineteen) of the Code to define the term "employees of the state" for the purpose of determining the liability of the general fund of the state treasury on account of claims under the law relating to workmen's compensation.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 185, by Senator Gunderson, a bill for an act to repeal section ten hundred sixty-seven (1067), Code, 1927, and to enact a substitute therefor, relating to bonds of county officers.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 186, by Senator Brookins, a bill for an act to authorize, under certain conditions, the practice of the profession of barbering without a license.

Read first and second times and referred to committee on public health.

Senate File No. 187, by Senator Tabor, a bill for an act to amend section two hundred thirty-seven (237), Code, 1927, relating to the gratuitous distribution of laws.

Read first and second times and referred to committee on printing.

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had on the 9th day of February approved Senate File No. 35, an act legalizing the corporate acts and proceedings of the Cerro Gordo Building Co. of Mason City, Iowa.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 41, a bill for an act authorizing certain City Manager Cities to establish, maintain and operate swimming pools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 91, a bill for an act relating to definition of schoolhouse fund and to bond tax.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 95, a bill for an act relating to an emergency appropriation for blind students.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 112, a bill for an act relating to exemptions from execution.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 147, a bill for an act to make permanent the temporary transfer of money from the Hospital Maintenance Fund of the Washington County Hospital to the Hospital Building Fund of said Hospital.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 174, a bill for an act relating to the payment of tuition.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 41, a bill for an act authorizing certain city manager cities to establish, maintain and operate swimming pools, to acquire land therefor and to incur indebtedness on account, thereof as provided by chapter 319 of the Code, 1927.

Read first and second times and referred to committee on cities and towns.

House File No. 91, a bill for an act to amend the law as it appears in section forty-three hundred seventeen (4317) of the Code, 1927, relating to definition of schoolhouse fund, and section forty-four hundred and three (4403) of the Code, 1927, relating to bond tax.

Read first and second times and referred to committee on schools.

House File No. 95, a bill for an act make an emergency appropriation for the purpose of paying the necessary expenses of worthy and deserving blind students, who are residents of the state, and who attend institutions of higher learning.

Read first and second times and referred to committee on appropriations.

House File No. 112, a bill for an act to amend section eleven thousand seven hundred sixty (11760), Code of 1927, relating to exemptions from execution.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 147, a bill for an act to make permanent the temporary transfer of money from the hospital maintenance fund of the Washington county hospital to the hospital building fund of said hospital.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 174, a bill for an act to amend the law as it appears in section forty-two hundred seventy-four (4274) of the Code, 1927, relating to the payment of tuition.

Read first and second times and referred to committee on schools.

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 117, a bill for an act to amend section twelve thousand eight hundred thirty-three (12833), relating to procedure in the Supreme Court, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out the word "five" in line three thereof and inserting in lieu thereof the word "three".

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 90, a bill for an act to amend the law as it appears in section fifty-four hundred ninety-eight (5498) of the Code, 1927, relating to the duties of sheriffs in regard to the control, maintenance and custody of prisoners in county jails, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the word "physician" in line nine (9) thereof and inserting in lieu thereof the following: "or except under order of court or any judge thereof,".

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 148, a bill for an act to authorize the Governor and the Secretary of State to deed and transfer to the municipal corporation of Forest City, certain land now belonging to the State and used as a state park, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 122, a bill for an act to make permanent the temporary transfer of certain moneys from the County Insane Fund to

the General County Fund of Dallas County, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 5, 72, 77.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. A. BARNES,
Chairman House Committee.

Report adopted.

S. F. NO. 34 RE-REFERRED

By unanimous consent, on request of Senator Benson, Senate File No. 34 was re-referred to committee on schools.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of Senate File No. 75, a proposed bill for the legalizing of transfer of certain funds in Osceola County, Iowa.

WALTER H. BEAM, *Secretary.*

THIRD READING OF BILLS

On motion of Senator Moen, Senate File No. 75, a bill for an act to make permanent the temporary transfer of money from the county bridge fund to the county general fund of Osceola county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Christophel	Hager	McLeland
Bennett	Clark of	Ickis	Merritt
Benson	Cerro Gordo	Kent	Moen
Bergman	Clark of Linn	Kimberly	Rogers
Bissell	Clark of Marion	Klemme	Shane
Blackford	Clearman	Lange	Stanley
Booth	Cole	Langfitt	Stoddard
Carden	Doran	Leonard	Tabor
Carroll	Gunderson	MacDonald	Wilson of Polk

Nays, none.

Absent or not voting, 15.

Anderson	Cochrane	Patterson	Topping
Beatty	Frailey	Rigby	Ulstad
Brookins	Gilchrist	Shaff	Wilson of Page
Brush	Low	Thompson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Anderson, Senate File No. 16, a bill for an act to amend section four thousand two hundred sixty-seven (4267) of the Code, 1927, relative to the powers of school electors at annual meeting, with report of committee recommending indefinite postponement was taken up and considered.

On the question, "Shall the report of the committee be adopted?" the vote was:

Ayes, 27.

Baird	Christophel	Ickis	Rogers
Benson	Clark of Linn	Kent	Shane
Bergman	Clark of Marion	Klemme	Stanley
Bissell	Clearman	Lange	Stoddard
Blackford	Cole	Langfitt	Tabor
Booth	Doran	McLeland	Wilson of Polk
Carroll	Hager	Moen	

Nays, 1.

Anderson

Absent or not voting, 22.

Beatty	Clark of	Kimberly	Rigby
Bennett	Cerro Gordo	Leonard	Shaff
Brookins	Cochrane	Low	Thompson
Brush	Frailey	MacDonald	Topping
Carden	Gilchrist	Merritt	Ulstad
	Gunderson	Patterson	Wilson of Page

The report of the committee was adopted.

By unanimous consent, on request of Senator Anderson, Senate File No. 17, a bill for an act to amend section four thousand one hundred thirty-three (4133), Code of 1927, relative to the changing of boundary lines of contiguous school corporations, so as to

provide the manner of changing (determining) the boundaries of school townships, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Clark of Linn, House File No. 67, a bill for an act to amend section twelve thousand eight hundred one (12801), of the Code, 1927, relating to the number of judges of the supreme court, and providing for an additional judge of said court, having been substituted for Senate File No. 61, was taken up, and considered.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Carroll	Gunderson	Lowe
Beatty	Christophel	Hager	MacDonald
Bennett	Clark of	Ickis	McLeland
Benson	Cerro Gordo	Kent	Merritt
Bergman	Clark of Linn	Kimberly	Moen
Blackford	Clark of Marion	Klemme	Rogers
Booth	Clearman	Lange	Shane
Brookins	Cole	Langfitt	Stoddard
Carden	Doran	Leonard	Wilson of Polk

Nays, 2.

Bissell	Tabor
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Absent or not voting, 14.

Anderson	Gilchrist	Shaff	Topping
Brush	Patterson	Stanley	Ulstad
Cochrane	Rigby	Thompson	Wilson of Page
Frailey			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Linn, Senate File No. 113, a bill for an act to amend section one thousand one hundred seventy-nine b-one (1179-b1), one thousand one hundred seventy-nine

b-two (1179-b2) and one thousand one hundred seventy-nine b-four (1179-b4) of chapter sixty-three b-one (63-b1) of the Code relating to the maturity and payment of bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend by inserting the word "equalized" between the words "latest" and "valuation" in line four (4) of section 2.

The amendment was adopted.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Christophel	Hager	Merritt
Baird	Clark of	Ickis	Moen
Bennett	Cerro Gordo	Kent	Rogers
Benson	Clark of Linn	Kimberly	Shane
Bergman	Clark of Marion	Klemme	Stanley
Blackford	Clearman	Lange	Stoddard
Booth	Cole	Leonard	Tabor
Carden	Doran	MacDonald	Ulstad
Carroll	Gunderson	McLeland	Wilson of Polk

Nays, none.

Absent or not voting, 15.

Beatty	Cochrane	Lowe	Thompson
Bissell	Fralley	Patterson	Topping
Brookins	Gilchrist	Rigby	Wilson of Page
Brush	Langfitt	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Clark of Linn, the words "Center Point" were inserted in the last line of the publication clause after the word "the".

On motion of Senator Shane, Senate File No. 166, a bill for an act to amend section eighty-six hundred forty-seven (8647) of the Code of 1927, relating to capital and surplus required for

the organization of stock life insurance companies, a committee bill, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Christophel	Hager	McLeland
Baird	Clark of	Ickis	Merritt
Bennett	Cerro Gordo	Kent	Moen
Benson	Clark of Linn	Kimberly	Rogers
Bergman	Clark of Marion	Klemme	Shane
Bissell	Clearman	Lange	Stoddard
Blackford	Cole	Langfitt	Tabor
Booth	Doran	Leonard	Ulstad
Carden	Gunderson	MacDonald	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 14.

Beatty	Frailey	Rigby	Thompson
Brookins	Gilchrist	Shaff	Topping
Brush	Lowe	Stanley	Wilson of Page
Cochrane	Patterson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, Senate File No. 174, a bill for an act to amend sections thirty-six hundred fifty-eight (3658), thirty-six hundred fifty-nine (3659), and thirty-six hundred sixty-one (3661), Code, 1927, relating to juvenile delinquency, and to define contributing to dependency and to provide a penalty therefor, a committee bill, was taken up and considered.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

Senator Gunderson moved that the vote by which the bill passed to its third reading be reconsidered, which motion prevailed.

By unanimous consent, on request of Senator Gunderson, action was deferred.

On motion of Senator Stoddard, Senate File No. 127, a bill for an act to repeal section forty-two hundred forty-two (4242), Code, 1927, and to enact a substitute therefor, relating to the financial statement of certain school corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking out section 2 and inserting in lieu thereof the following:

"This act is deemed of immediate importance and shall take effect from and after its publication in the Sloan Star, a newspaper published at Sloan, Iowa, and the Storm Lake Pilot Tribune, a newspaper published at Storm Lake, Iowa.

By unanimous consent, on request of Senator Stoddard, the amendment was corrected by inserting the abbreviation and figure "Sec. 2." before the word "This" in the first line thereof.

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 21.

Baird	Blackford	Clark of	Moen
Beatty	Booth	Cerro Gordo	Rogers
Bennett	Brookins	Hager	Stanley
Benson	Carroll	Ickis	Stoddard
Bergman	Christophel	Kent	Tabor
Bissell		Lowe	

Nays, 16.

Carden	Cole	Lange	McLeland
Clark of Linn	Doran	Langfitt	Merritt
Clark of Marion	Gunderson	Leonard	Shane
Clearman	Klemme	MacDonald	Wilson of Polk

Absent or not voting, 13.

Anderson	Gilchrist	Rigby	Topping
Brush	Kimberly	Shaff	Ulstad
Cochrane	Patterson	Thompson	Wilson of Page
Frailey			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

By unanimous consent, on request of Senator Carroll, House File No. 87, a bill for an act to repeal the law as it appears in section forty-two hundred thirty-nine-a2 (4239-a2) of the Code, 1927, relating to statement by school boards of receipts and expenditures, was substituted for Senate File No. 138, a companion bill recommended for passage, and was taken up and considered.

The bill was read for information.

Senator Carroll moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Carden	Hager	Merritt
Beatty	Carroll	Ickis	Moen
Bennett	Christophel	Kent	Rogers
Benson	Clark of	Kimberly	Shane
Bergman	Cerro Gordo	Klemme	Stanley
Bissell	Clearman	Langfitt	Stoddard
Blackford	Cole	Leonard	Tabor
Booth	Doran	Lowe	Topping
Brookins	Gunderson	MacDonald	Ulstad
		McLeland	Wilson of Polk

Nays, 3.

Anderson	Clark of Marion	Lange
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Absent or not voting, 10.

Brush	Frailey	Rigby	Thompson
Clark of Linn	Gilchrist	Shaff	Wilson of Page
Cochrane	Patterson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Carroll, Senate File No. 138 was withdrawn from further consideration.

On motion of Senator Stanley, Senate File No. 135, a bill for an act to repeal the law as it appears in section forty-one hundred thirty-five (4135) of the Code, 1927, relating to changing school district boundaries, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stanley offered the following amendment and moved its adoption:

Amend by striking out the publication clause.

The amendment was adopted.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Baird	Carden	Doran	MacDonald
Bennett	Carroll	Hager	Merritt
Benson	Christophel	Ickis	Moen
Bergman	Clark of Linn	Kent	Shane
Bissell	Clark of Marion	Kimberly	Stanley
Blackford	Clearman	Klemme	Stoddard
Booth	Cole	Lange	Tabor

Nays, 8.

Clark of Cerro Gordo Gunderson	Langfitt Leonard	Lowe McLeland	Rogers Ulstad
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Absent or not voting, 14.

Anderson	Cochrane	Rigby	Topping
Beatty	Frailey	Shaff	Wilson of Page
Brookins	Gilchrist	Thompson	Wilson of Polk
Brush	Patterson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bergman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 95 by inserting after the word "bodies" the following words, "of any county having a population over twenty-eight thousand."

O. E. GUNDERSON.

Amend Senate File No. 50, section 1, by striking the words "one-half" in line 4, and inserting in lieu thereof the words "two-fifths".

Further amend by striking "section 2," the publication clause.

J. H. HAGER.

Amend Senate File No. 46, section 1, by striking the word "fifty" in line 5, and inserting in lieu thereof the word "forty".

Further amend by striking "section 2," the publication clause.

J. H. HAGER.

Amend Senate File No. 59 by adding thereto the following:

"Sec. 4. Exceptions. The provisions of the last preceding section shall not apply to horse-drawn vehicles or horse-drawn school busses, nor to automobiles used in transporting children to and from school where such automobiles are equipped with at least two doors, one on each side thereof."

CHAS. D. BOOTH.

MR. PRESIDENT: I move to amend S. F. No. 165 by striking the word "guarantee" in line eight (8) and by inserting in lieu thereof "guaranty"; and also by striking the word "guarantee" in line nine (9) and inserting in lieu thereof the word "guaranty".

Further amend by inserting immediately after the words "policy holders" in line nine (9) the following:

"In no event shall the contribution to said guaranty fund give to any contributors thereof, or to any other persons any voting or other power in the management of the affairs of the company by reason of such contribution."

C. A. BENSON.

AMENDMENT TO S. F. NO. 165 WITHDRAWN

By unanimous consent on request of Senator Lange, his amendment to Senate File No. 165 as found on page 223 of the Senate journal, was withdrawn.

On motion of Senator Klemme the Senate adjourned until 10:00 a. m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 12, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Carl P. Bast, pastor of First Congregational Church of Rock Rapids, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Brush for the day, on request of Senator Wilson of Polk; Senator Thompson for the day, on request of Senator Topping.

INTRODUCTION OF BILLS

Senate File No. 188, by Senator Baird, a bill for an act to amend section fifty-six hundred ninety-four (5694) of the Code, 1927; and to repeal section fifty-six hundred ninety-nine (5699) of the Code, 1927, and to enact a substitute therefor; relating to the appointment of chiefs of fire departments in cities having fire departments under civil service.

Read first and second times and referred to committee on cities and towns.

Senate File No. 189, by Senator Stoddard, a bill for an act to regulate the practice of cosmetology and schools of instruction in such profession and to provide for license fees for practitioners, itinerants, apprentices, practitioners in electrolysis, and for schools; and to amend the law as it appears in section twenty-five hundred eleven (2511), section twenty-five hundred sixteen (2516), section twenty-five hundred eighty-five-b two (2585-b2), section twenty-five hundred eighty-five-b four (2585-b4), and section twenty-five hundred eighty-five-b six (2585-b6) of the Code, 1927; and to repeal section twenty-five hundred eighty-five-b five (2585-b5), and section twenty-five hundred eighty-five-b nine (2585-b9), of the Code, 1927, and to enact substitutions therefor;

relating to the practice of certain professions affecting the public health and pertaining to the practice of cosmetology.

Read first and second times and referred to committee on public health.

Senate File No. 190, by Senator Stanley, a bill for an act to make an appropriation for the Iowa Academy of Science to be used by it to defray in part the expenses of the eighty-sixth (86th) annual meeting of the American Association for the Advancement of Science to be held in Des Moines, December 27, 1929, to January 2, 1930.

Read first and second times and referred to committee on appropriations.

Senate File No. 191, by Senator Stanley, a bill for an act to repeal chapter one hundred twenty-four (124) of the Code, 1927, and to enact a substitute therefor relating to the regulation of the practice of embalming, the licensing of its practitioners, the inspection of their places of business, the defining of misdemeanor for the violation of certain of its provisions, and the fixing of a penalty therefor.

Read first and second times and referred to committee on public health.

Senate File No. 192, by committee on insurance, a bill for an act to amend the law as it appears in section eighty-nine hundred and twenty-seven (8927) of the Code of 1927 relating to the investment of funds of insurance companies other than life.

Read first and second times and placed on the calendar.

Senate File No. 193, by Senator Rogers, a bill for an act amending sections fifty-one hundred seventy-seven (5177) and ten thousand one hundred fifteen (10115) of the Code, 1927, relating to marginal assignments or releases of mortgages, contracts or other instruments constituting encumbrances on real estate.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 194, by Senator Rogers, a bill for an act to repeal the law as it appears in chapter ninety-one (91) title V of the Code, 1927, and to enact a substitute therefor relating to the practice of accountancy; to establish a board of accountancy and

to provide for the examination, registration and licensing of practitioners of accountancy; to provide rules and regulations concerning the practice thereof and to provide penalties for violation thereof.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 195, by Senator MacDonald, a bill for an act defining legal newspapers for the purpose of state, county and other official publications.

Read first and second times and referred to committee on printing.

Senate File No. 196, by Senator Wilson of Polk, a bill for an act to legalize the corporate acts and proceedings of the Redfield Brick & Tile Co. of Redfield, Iowa, and to provide for the renewal and extension of the period of corporate existence of said company.

Read first and second times and referred to committee on judiciary No. 2.

S. F.'s NOS. 161 AND 86 WITHDRAWN

By unanimous consent, on request of Senator Rogers, Senate File No. 161, relating to regulating accountants, was withdrawn from further consideration.

By unanimous consent, on request of Senator Stanley, Senate File No. 86, for which was substituted House File No. 72, was withdrawn from further consideration.

Ex-Senator George S. Banta of Delaware county, being present in the Senate chamber, was escorted to the chair and spoke briefly.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House File No. 40.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. A. BARNES,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The president of the Senate announced that, as president of the Senate, he had signed in the presence of the Senate: House Files Nos. 5, 72, 77, and 40.

REPORTS OF COMMITTEES

Senator Clark of Linn submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 111, a bill for an act to repeal Section 6581 of the Code, 1927, and to enact a substitute therefor, relating to statements to be published in certain cities under the Commission Form of Government, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out Section 2 and substituting in lieu thereof the following:

“Section 2. In cities having less than fifty thousand population, the Council shall publish itemized statements once each quarter of all receipts and disbursements of the city, and a summary of the Council proceedings immediately after each regular or special meeting, said statements and summary to be published in one or more newspapers of general circulation in said city; provided, however, that in cities having more than fifty thousand population the Council shall each month print in pamphlet form a detailed itemized statement of all receipts and disbursements of the city, and a summary of its proceedings during the preceding month, and furnish copies thereof to the state library, the city library, the daily newspapers of the city and to persons who shall apply therefor at the office of the city clerk.”

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 42, a bill for an act to amend the law as it appears in Section 5902 of the Code, 1927, relating to the department of public docks in cities and towns having a population of less than thirty thousand, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Senator McLeland submitted the following reports:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred House File No. 136, a bill for an act to amend section

seventy-one hundred twenty (7120), Code, 1927, relating to the plat book for the assessor, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. McLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 114, a bill for an act to provide uniform copy for conveyancing blanks, and to provide a method of filing same for convenient access of the public, and fixing the amount of fees for recording same, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. McLELAND, *Chairman.*

Ordered passed on file.

Senator Bergman submitted the following report:

MR. PRESIDENT: Your committee on banks and banking, to which was referred Senate File No. 13, a bill for an act to create a state banking board and certain offices in connection therewith, to define their powers, rights and duties, to provide funds in order to defray the expenses attending the discharge of said duties, to amend sections ninety-one hundred thirty-nine (9139), ninety-one hundred forty-one (9141), ninety-one hundred forty-two (9142), ninety-one hundred forty-four (9144), and ninety-one hundred forty-five (9145), relating to the banking department; and to repeal sections ninety-one hundred thirty (9130), to ninety-one hundred thirty-six (9136), inclusive, ninety-one hundred forty-three (9143), and Chapter four hundred twelve A-one (412-A1), all of the Code, 1927, relating to the banking department and to the state banking board, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

A. H. BERGMAN, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 15, a bill for an act relating to motor vehicle number plates.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 86, a bill for an act relating to life insurance and medical examinations therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 152, a bill for an act relating to attaching and detaching territory to and from adjoining corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 143, a bill for an act relating to certain tax levies.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 86, a bill for an act to amend section eighty-six hundred seventy-one (8671) of the Code, 1927, relating to life insurance and medical examinations therefor.

Read first and second times and referred to committee on insurance.

House File No. 143, a bill for an act making section sixty-two hundred seventeen (6217), Code 1927, relating to certain tax levies for general, grading, sewer and other funds in cities and towns and authorizing a consolidated levy for such purposes, applicable to cities acting under special charter.

Read first and second times and referred to committee on cities and towns.

House File No. 152, a bill for an act to amend section four thousand one hundred thirty-one (4131), Code, 1927, relating to attaching and detaching territory to and from adjoining corporations.

Read first and second times and referred to committee on schools.

DUNNEGAN MEMORIAL RESOLUTION

Senator Wilson of Page offered the following resolution:

Whereas, Hon. J. J. Dunnegan, a member of the Senate in the Thirty-fourth and Thirty-fifth General Assemblies, died at his home in Shenandoah, Iowa; therefore,

Be It Resolved by the Senate of the Forty-third General Assembly, That a committee of three be appointed to draft suitable resolutions commemorating his life, character and service to the state.

By unanimous consent, on request of Senator Wilson of Page, the resolution was taken up and considered.

The resolution was adopted and the president appointed on such committee, Senators Wilson of Page, Ickis and Leonard.

THIRD READING OF BILLS

By unanimous consent, on request of Senator Anderson, House File No. 43, a bill for an act to amend chapter three hundred four (304) of the Code, 1927, relating to electric utilities and the legalization of bus franchises, was taken up and considered, the vote by which the bill passed to its third reading previously having been reconsidered.

The bill was read for information.

Senator Anderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Clark of	Kent	Patterson
Baird	Cerro Gordo	Kimberly	Rigby
Betty	Clark of Marion	Klemme	Rogers
Bennett	Clearman	Lange	Shaff
Benson	Cochrane	Langfitt	Shane
Bissell	Cole	Leonard	Stoddard
Blackford	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Topping
Brookins	Gilchrist	McLeland	Ulstad
Carden	Gunderson	Merritt	Wilson of Page
Carroll	Hager	Moen	Wilson of Polk
Christophel	Ickis		

Nays, none.

Absent or not voting, 5.

Bergman	Clark of Linn	Stanley	Thompson
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Anderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Carden, House File No. 33, a bill for an act to amend the law as it appears in

sections ten thousand two hundred eleven (10211), ten thousand two hundred twelve (10212) and ten thousand two hundred thirteen (10213) of the Code, 1927, relating to the management of cemetery funds by trustees, was substituted for Senate File No. 43, a companion bill recommended for passage, and was taken up and considered.

The bill was read for information.

Senator Carden moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 47.

Anderson	Christophel	Ickis	Patterson
Baird	Clark of	Kent	Rigby
Beatty	Cerro Gordo	Kimberly	Rogers
Bennett	Clark of Marion	Klemme	Shaff
Benson	Clearman	Lange	Shane
Bergman	Cochrane	Langfitt	Stanley
Bissell	Cole	Leonard	Stoddard
Blackford	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Topping
Brookins	Gilchrist	McLeland	Ulstad
Carden	Gunderson	Merritt	Wilson of Page
Carroll	Hager	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 3.

Brush Clark of Linn Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carden moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Carden, Senate File No. 43 was withdrawn from further consideration.

On motion of Senator Baird, Senate File No. 109, a bill for an act to amend the law as it appears in section fifteen hundred seventy (1570), section fifteen hundred seventy-one-b one (1571-b1), and section fifteen hundred seventy-two (1572), of the Code, 1927, relating to the tax upon cigarettes, cigarette papers, wrappers, and tubes, and the penalty for failing to stamp broken packages thereof, a committee bill which had been referred by

request to the committee on ways and means, and recommended for amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by numbering the last paragraph of Sec. 2, commencing with line 10, as "Sec. 3," and by renumbering "Sec. 3" as "Sec. 4."

The bill was read for information.

President pro tem Frank Shane took the chair at 10.46 a. m.

By unanimous consent, on request of Senator Baird, action was deferred.

S. F. NO. 109 MADE SPECIAL ORDER

By unanimous consent, on request of Senator Frailey, Senate File No. 109 was made a special order for Thursday morning at 10:30.

The journal of February 11th was corrected and approved.

Senator Wilson of Page moved that when adjournment is had it be to reconvene at 10:00 a. m., Wednesday, which motion prevailed.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate proceeded to the House chamber under the direction of the sergeant-at-arms.

JOINT SESSION

In accordance with concurrent resolution duly adopted, the joint convention was called to order, President pro tempore Shane, of the Senate, presiding.

President pro tempore Shane announced a quorum present and the joint convention duly organized.

Wilson of Tama moved that a committee of two be appointed, one from the Senate and one from the House, to notify Mr. Fred B. Smith that the joint convention was ready to receive him.

Motion prevailed and the President pro tempore appointed as such committee: Wilson of Tama, Senator Doran of Boone.

Mr. Wilson, from the committee appointed to notify Mr. Smith that the joint convention was ready to receive him, appeared with the visiting guest.

President pro tempore Shane then introduced Mr. Smith, who addressed the joint convention.

Pendray of Jackson moved that the joint convention be now dissolved. Motion prevailed.

The Senate returned to the Senate chamber and resumed regular session.

Senator Benson move that the address delivered in the joint session by Fred B. Smith, of New York City, be printed in the journal, which motion prevailed.

"FUNDAMENTAL PATRIOTISM"

Synopsis of an address delivered by Fred B. Smith, New York City, chairman of the executive committee of the "World Alliance for International Friendship through the Churches" before the Joint Assembly of the Legislature of the State of Iowa, February 12, 1929.

Gentlemen: I would do myself a great injustice and would be indifferent to the rules of courtesy if I failed to express at once deep appreciation for the generous invitation which you extended to me to be your speaker upon this one hundred and twentieth anniversary of the birth of Abraham Lincoln. I am led to believe that a considerable part of the honor which you have done me today may be attributed to the fact that I am a native born son of this great Commonwealth. It is true that I had no influence in determining where I would be born and therefore cannot claim superior wisdom about that historic fact. But in the more than sixty-three years I have lived I have traveled rather extensively not only in my own country, having been in each of the forty-eight states repeatedly, but also in most of the greater countries throughout the world, south of the equator as well as north. I have visited the Orient five times and crossed the Atlantic Ocean sixty-eight times.

My considered sober testimony is that if I now were to choose and were free to select my birthplace I would be born in Lone Tree, Johnson county, Iowa. The geographical location, the soil, the traditions and the "ideas" of Iowa suit me. I am persuaded that if a man who has been so favored as to have his birthplace in Iowa does make a reasonable success of life he may be assured that he would have been a total failure had that significant event taken place elsewhere. I do not wish to make others not so favored in birthright unduly sensitive, for them it is just a misfortune and must be lived down. But there is hope in the realiza-

tion that that which was withheld in birth may be in part redeemed in voluntary adoption of citizenship in Iowa. For myself I am glad, proud and inspired to be known as one who hails from "Where the tall corn grows."

But, gentlemen of the Iowa Legislature, you have not invited me here and met in this unusual joint assembly for felicitations of this kind only.

It is the anniversary of the birthday of a great statesman, a towering personality, an unexcelled President. I shall attempt no oratories about his character. I would fail if I so attempted to do. In common with you I have read many biographies of Lincoln but I think the one which impressed me most was one by Lord Charnwood, an Englishman. He portrays him as the "Supreme Patriot." He does not follow those narrow limits of a patriotism which would only fit one people but lifts him to the place of exalted patriotism which could not be founded by geography. Every biographer of which I have remembrance puts this quality called "patriotism" in the first place without taking time to illustrate every point by specific incident. We may well, upon this day, ask after all "What is Patriotism?" "Who is the real Patriot?" Without dissent or discussion we are agreed that patriotism is a very noble thing and likewise that if patriotism decays the state will collapse. But a definition which will stand the acid test of experience is not so easy. It is a something which can be and is being viciously abused in our own America right now. Superficial men may be heard on the street corners shouting about "100 per cent patriotism" who have never had two sober thoughts of what is meant by that platitude.

Samuel Johnson once declared that "patriotism is the last refuge of the scoundrel." Sinclair, Doheny, Fall, Dougherty, and Stewart when they were debauching the government were shouting loudly about "patriotism."

Frankly, after rather intimate knowledge and acquaintance with many of our public men of the last quarter of a century I have reached the place where, when I hear some man boasting of his intense patriotism, I half wonder what dirty trick he is mixed up in.

Perhaps a negative definition will help us, that is the philosophy by which some lawyers conduct their cases. The negative theory is a very sound doctrine in the practice of medicine. Elimination of certain possibilities is thought to create a valid hypothesis. By this rule permit me to suggest three things:

First. Patriotism is not bragging. If boasting and bragging was real patriotism no other nation on earth could approach us. We are the braggers de luxe of all time. The loudest mouthed man in Iowa is not necessarily the most patriotic.

Second. Wealth does not imply patriotism. If dollars could spell patriotism we would lead the universe unchallenged.

Third. Big armies and navies do not guarantee patriotism. We are now in a titanic struggle with the militarist party which is highly organized and financed and is attempting to force the doctrines of Napoleon and Kaiser Wilhelm upon this people. They grow red in the face as they shout of their passionate love of country and in the same breath cry for vast military expansion in the exact form which has ruined every nation that adopted it. It is not patriotism. The great Edwin Burke in one of

the hours when he was being accused of disloyalty to his country said, "Patriotism is a man's love for his country which expresses itself in unselfish service for the highest moral welfare of the people."

America needs a new crop of this brand of patriots. We have far too many who are ready to exploit the country for their selfish purposes, to squeeze the very fat out of the land, to put in their own coffers while they hide in a smoke screen labeled "Patriotism". Who are some of the true patriots of the twentieth century in our country?

First. There is a patriotism in unselfish sacrificial service to preserve our form of Constitutional Government.

Thoughtful men, those who view critically, past history and take long looks ahead are alarmed about the flippant and vicious disregard of law and orderly method of government from one end of our country to the other.

The following figures given out at a recent meeting of the American Bar Association indicate in a small way the magnitude of law violations in the year of 1927:

Stolen merchandise passing through "fences," 3 billion dollars.

Fraudulent stocks manipulated, 2 billion dollars.

Burglary and theft, 523 million dollars.

Embezzlements and defalcations, 125 million dollars.

Forgeries, 125 million dollars.

Murders, 12,000.

Divorce decrees issued (1928), 190,000.

It does not take much imagination to understand what this means if it is to go on uncorrected. Unfortunately, however, these figures do not set forth the most appalling aspect of this disregard of legal method of life. The head center of this plague is directed to the Eighteenth Amendment and the Volstead Act. Violations of these laws are flaunted in high society, and sometimes among public officials. I pause to say that any man has a right to any view concerning the wisdom of this method of dealing with the temperance question. But no man—high or low—rich or poor—who violates these laws has a right to call himself a good citizen to say nothing of being a patriot.

This nation needs a revival of the Lincoln doctrine of regard for law.

"Let every American, every lover of liberty, every well-wisher to his posterity swear by the blood of the Revolution never to violate in the least particular the laws of the country, and never to tolerate their violation by others. As the patriots of '76 rallied to the support of the Declaration of Independence, so to the support of the Constitution and laws let every American pledge his life, his property, and his sacred honor—let every man remember that to violate the law is to trample on the blood of his father and to tear up the charter of his own and children's liberty. Let reverence for the laws be breathed by every American mother to the lisping babe that prattles on her lap; let it be taught in schools, in seminaries, and in colleges; let it be written in primers, spelling books, and in almanacs; let it be preached from the pulpit, proclaimed in legislative halls, and enforced in courts of justice. And, in short, let it become the political religion of the nation."

This is patriotism.

Second. There is a patriotism in the development of adequate methods of International Cooperation for enduring peace. That very distinguished editor and publicist, Mr. Henry Wickham Steed of the London Review of Reviews, whom, I doubt not, some of you met and heard when he visited this capital city a little more than 12 months ago, gives this suggestive definition of patriotism in a recent issue of his magazine.

"The best form of patriotism is that which seeks to promote National fitness to share in international work."

There seems among some a conflict in a deep genuine love for one's own country and a corresponding love for the highest welfare of the people of the whole world. Whether we will or no the world is developing in a unity which will involve, for weal or woe, every nation and race. "Isolation" is as dead feudalism. The human family of every color, tongue, race and condition is in an unparallel struggle for the substitution of conciliatory, arbitral, judicial methods of composing misunderstandings when they occur rather than resort to armed conflict and collective slaughter. America the greatest power cannot stand aside. We assembled here, love Iowa, her every valley and hill, and her institutions. Her peculiar needs are our immediate concern. But we do not need to insult Illinois, Missouri, Minnesota and Nebraska to prove our devotion to the land of our birth or adoption. Indeed we are glad to cooperate fully with the citizenry of these neighboring states for the common good. Europe is nearer to Iowa now than Kentucky was in my boyhood.

This International cooperation has economic implications but fundamentally it is a peace or war problem.

Once more if I may refer to this anniversary. Lincoln hated—dreaded war. Our powerful America must share her full burden for this supreme cause.

This is fundamental patriotism.

Third. There is a patriotism in the preservation of our moral, ethical, and spiritual traditions.

I wonder who really made Iowa great. I wonder who and what made the United States great. Essentially ours is a moral foundation. If I should call the roll of the members of this great legislative body and ask each for his antecedents. I would not go far until I would run into religion. Take the influence of the little church with its white spire pointing to heaven and its bell calling the people to prayer out of our life. Wipe out the preachers, sermons and all they have meant to our present happiness and prosperity and what would be left us. This country has been made great and strong by God fearing, God serving men and women. I am not discussing Protestant religion or Catholic religion. I am not debating about the Jewish faith or the Gentile doctrines. I am simply bringing to remembrance the undisputed evidence that good men morally have been the bulwarks of this republic.

Let no man of loose moral or ethical standards talk of patriotism. Every immoral man is a liability to his country no matter how loudly he may proclaim his patriotism.

Once more on this anniversary of the birthday of this "supreme patriot" let us be reminded of his wonderful faith in God. Dr. John Wesley

Hill has written a book which deals entirely with Lincoln's religion. For some reason only known to himself he did not join any Ecclesiastical order but his love for and knowledge of the Bible was beyond that of most men. Dr. Hill's book is filled with his prayers. America needs more true vital religion.

This is patriotism.

In closing let me read a quotation from a speech by one whom all Americans love to honor. "Whatever inspires and strengthens the religious belief and religious activities of the people, whatever ministers to their spiritual life is of supreme importance. Without it all other efforts will fail. With it lies the only hope of success.

The strength of our country is the strength of its religious convictions."
(Signed) Calvin Coolidge, President, United States of America.

This, gentlemen, is genuine fundamental patriotism.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 174 by adding thereto Section four as follows:

Section 4. For the purposes of this act the word "dependency" shall mean all the conditions as enumerated in Section thirty-six hundred eighteen (3618).

O. E. GUNDERSON.

Amend Section 1 of Senate File No. 144 by striking from lines seventeen (17); eighteen (18), nineteen (19), twenty (20), twenty-one (21), twenty-two (22), twenty-three (23), twenty-four (24), twenty-five (25), twenty-six (26), twenty-seven (27), twenty-eight (28), twenty-nine (29), thirty (30), thirty-one (31), the following:

"The board of supervisors of any county shall establish and maintain such a free county library when petitioned therefor in writing, by not less than twenty-five (25) voters in each of the townships of that county, excluding these voters residing in cities and towns having existing public libraries, and when petitioned by not less than twenty-five per cent (25%) of the total number of voters voting at the last general election in the county, provided, however, that no signer of said petition shall be counted who resides inside the limits of a city or town having an existing free public library.", and inserting in lieu thereof the following:

"When the board of supervisors of any county has been petitioned in writing by not less than twenty-five (25) voters in each of the townships of the county, excluding the voters residing in cities and towns having existing public libraries, to establish a free county library, said board of supervisors shall submit the proposition to the electors of the county at the next general election and after the proposition is approved by the voters the board shall proceed to establish such library."

Also:

Amend Section 11 of Senate File No. 144, by striking from lines one hundred sixty (160), one hundred sixty-one (161), one hundred sixty-

two (162), one hundred sixty-three (163), one hundred sixty-four (164), one hundred sixty-five (165), and one hundred sixty-six (166), the following:

“and not less than twenty-five (25) per cent of the total number of voters voting at the last general election, outside of cities and towns having public libraries, petition the supervisors thereof in writing to enter into such contract and such library gives its written consent thereto, it shall be the duty of such supervisors”, and inserting in lieu thereof the following:

“petition the supervisors thereof in writing to enter into such contract and such library gives its written consent thereto, it shall be the duty of such supervisors to submit the proposition to the electors of the county at the next general election. If the proposition is approved by the voters the board shall proceed”.

WESLEY C. LOWE, *Chairman.*

On motion of Senator Klemme, the Senate adjourned until 10:00 a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 13, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Russell G. Nye, pastor of Methodist Episcopal church of Brooklyn, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Cochrane for the day, on request of Senator Stoddard; Senator Thompson for the day, on request of Senator Lange; Senator Shané for the day, on request of Senator Booth.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Klemme, from the Winneshiek County Bankers Association, opposing Senate File No. 13, a bill relating to banking. Banks and banking.

By Senator Clark of Cerro Gordo, from teachers in Britt public schools, favoring House File No. 8, relating to teachers' certificates. Schools.

By Senator Anderson, from citizens of Manson, Iowa, opposing an additional tax on cigarettes. Ways and means.

INTRODUCTION OF BILLS

Senate File No. 197, by Committee on motor vehicles, a bill for an act to repeal section five thousand ten (5010), Code, 1927, and to enact a substitute therefor, relating to the duty of the secretary of state to maintain in his office certain files relating to motor vehicles.

Read first and second times and placed on the calendar.

Senate File No. 198, by Senator Bennett, a bill for an act to legalize and make permanent the transfer of money from the grading fund to the fire fund of the city of Missouri Valley, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 67 and 87 and Senate File No. 15.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. A. BARNES,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The president of the Senate announced that, as president of the Senate, he had signed in the presence of the Senate:

Senate File No. 15.

House Files Nos. 67 and 87.

BILL SENT TO THE GOVERNOR

Senator Rogers from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 13th day of February, 1929, sent to the governor for his approval, Senate File No. 15.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator Stanley submitted the following report:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 71, a bill for an act to amend the law as it appears in section forty-two hundred forty (4240) of the Code, 1927, relating

to the annual settlement by school treasurers, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Senator Booth submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File No. 26, a bill for an act to require operators of all motor vehicles to stop said motor vehicles immediately before crossing a railroad track, and to provide a penalty for violation, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

CHAS. D. BOOTH, *Chairman.*

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 169, by Bergman, known as the Secondary Road Act, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by inserting immediately after the figures "(4635)" the following: "to forty-six hundred forty-four (4644), inclusive, sections forty-six hundred forty-six (4646)".

Amend section one hundred five (105) by inserting immediately after the figures "(4635)" the following: "to forty-six hundred forty-four (4644), inclusive, sections forty-six hundred forty-six (4646)".

Amend by striking section twenty-four (24) and inserting in lieu thereof the following: "Sec. 24. Construction program or project. Before proceeding with any construction work on the secondary road system for any year or years, the board of supervisors shall, subject to the approval of the state highway commission, adopt a comprehensive program or project based upon the construction funds estimated to be available for such year or years, not exceeding three (3) years. Before adopting any such program the board shall first consult with the township trustees as to the roads to be improved in each township. The board shall endeavor to distribute the improvements in such manner as will give to each township, as soon as may be, an equitable mileage of improved roads."

Amend section seventy-five (75) by striking the period after the word "delinquent" in line eight (8) thereof and adding thereto the following: "within said county."

Amend section seventy-six (76) by striking lines five (5) and six (6) thereof and inserting in lieu thereof the following: "shall fix the value thereof and credit the township therefor in construction work within said township."

Amend section seventy-eight (78) by changing the period (.) after the word "received" in line seven (7) thereof to a comma (,) and adding thereto the following: "but such expenditure shall be in addition to any work done under the provision of section ten (10)."

J. O. SHAFF, *Chairman*.

Ordered passed on file.

Senator Leonard submitted the following report:

MR. PRESIDENT: Your committee on constitutional amendments to which was referred Senate Joint Resolution No. 2, a bill for an act to amend the constitution of the State of Iowa relating to the filling of vacancies in the General Assembly, begs leave to report it has had the same under consideration and recommends the same do pass.

ARTHUR LEONARD, *Chairman*.

Ordered passed on file.

S. F. NO. 169 MADE SPECIAL ORDER

By unanimous consent on request of Senator Shaff, Senate File No. 169 was made special order for 10:00 a. m., Friday.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 159, a bill for an act relating to the legalization of certain conveyances of real estate and providing a statute of limitations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 160, a bill for an act relating to the legalization of certain conveyances of real estate and providing a statute of limitations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 8, a bill for an act relating to applicants for teachers' certificates.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 150, a bill for an act relating to submission of proposition to vote of school electors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 171, a bill for an act to make permanent the temporary transfer of money from the Court Fund to the General County Fund of Clinton county, Iowa.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 5, memorializing Congress to conduct an investigation of marketing live stock.

HOUSE CONCURRENT RESOLUTION NO. 5

Whereas, The live stock producers of this country are, from justice and necessity, entitled to a market for the sale of their live stock, which will insure most advantageous results to them governed either by the natural laws of competition and supply and demand or some other system equally effective; and

Whereas, During the last few years there is in existence a system of direct or private buying that has so expanded as to endanger, in the opinion of many, the open competitive live stock markets which have been built up in this country over a period of fifty years; and

Whereas, It is the opinion of the vast majority of the stock growers that if the open competitive markets do not prevail the direct or private system of buying is, as it operates today, dangerous to the live stock interests of the country; and

Whereas, Approximately 40% of the hogs now being shipped to the big terminal markets are bought in the country by packing agents and shipped to private stock yards and by this system are kept out of the competitive market.

Therefore, Be It Resolved, That our representatives in congress are hereby requested and strongly urged to conduct a thorough and fair investigation of the questions of marketing live stock in all of its phases, especially with respect to the setting up of some form which will be satisfactory to live stock producers if the competitive market is becoming obsolete; such investigation to be made on a basis which will inspire confidence in the conclusions and result among the producers, the consumers, and the packers, the stock yards and all other marketing agencies; that will tend to settle adequately the questions which have perplexed the country and congress so much in the past, concerning marketing problems of the live stock industry.

Be It Further Resolved, That a copy of this resolution be sent to each of our representatives in Congress.

Laid over under the rules.

HOUSE MESSAGES CONSIDERED

House File No. 8, a bill for an act to amend the law as it appears in section thirty-eight hundred eighty-four (3884) of the Code, 1927, relating to applicants for teachers' certificates.

Read first and second times and referred to committee on schools.

House File No. 160, a bill for an act to amend section ten thousand four hundred six (10406), Code, 1927, relating to the le-

galization of certain conveyances of real estate as to extend the provisions of such legalization to the year nineteen hundred fifteen (1915) and providing a statute of limitations.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 159, a bill for an act to amend section ten thousand three hundred ninety-eight (10398), Code, 1927, relating to the legalization of certain tax sale proceedings so as to extend the provision of such legalization to the year nineteen hundred fifteen (1915) and providing a statute of limitations.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 150, a bill for an act to amend the law as it appears in section forty-two hundred eighteen (4218) of the Code, 1927, relating to submission of proposition to vote of school electors.

Read first and second times and referred to committee on schools.

House File No. 171, a bill for an act to make permanent the temporary transfer of money from the court fund to general county fund of Clinton county, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

EXTRA COPIES S. F. NO. 194 ORDERED

By unanimous consent on request of Senator Rogers, 800 extra copies of Senate File No. 194 were ordered printed.

THIRD READING OF BILLS

On motion of Senator Lowe, Senate File No. 144, a bill for an act to repeal the law as it appears in chapter two hundred ninety-nine (299) of the Code, 1927, and to enact a substitute therefor relating to the establishment by counties and cities and towns, of libraries, and providing for the management and control of such libraries when so established, and to make provision for the levy of a tax for the carrying out of the provisions of the act, a committee bill, was taken up and considered.

By unanimous consent on request of Senator Lowe, his amendment as found on page 238 of Senate Journal was withdrawn.

Senator Lowe offered the following amendment and moved its adoption:

Amend by striking from lines one hundred sixty (160), one hundred sixty-one (161), one hundred sixty-two (162), one hundred sixty-three (163), one hundred sixty-four (164), one hundred sixty-five (165), and one hundred sixty-six (166), the following:

“and not less than twenty-five (25) per cent of the total number of voters voting at the last general election, outside of cities and towns having public libraries, petition the supervisors thereof in writing to enter into such contract and such library gives its written consent thereto, it shall be the duty of such supervisors”, and inserting in lieu thereof the following:

“petition the supervisors thereof in writing to enter into such contract and such library gives its written consent thereto, it shall be the duty of such supervisors to submit the proposition to the electors of the county at the next general election. If the proposition is approved by the voters the board shall proceed”.

The amendment was adopted.

By unanimous consent, on request of Senator Lowe, action was deferred.

There being a call of the Senate on Senate File No. 7, the roll was called.

The roll revealed the presence of the following Senators:

Anderson	Carroll	Hager	Moen
Baird	Christophel	Ickis	Patterson
Beatty	Clark of	Kent	Rigby
Bennett	Cerro Gordo	Kimberly	Rogers
Benson	Clark of Linn	Klemme	Shaff
Bergman	Clark of Marion	Lange	Stanley
Bissell	Clearman	Langfitt	Stoddard
Blackford	Cole	Leonard	Tabor
Booth	Doran	Lowe	Topping
Brookins	Frailey	MacDonald	Wilson of Page
Brush	Gilchrist	McLeland	Wilson of Polk
Carden	Gunderson	Merritt	

Absent:

Cochrane	Shane	Thompson	Ulstad
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Senators Thompson, Ulstad, Cochrane and Shane appeared in the Senate Chamber, and the call was declared complete.

On motion of Senator Wilson of Page, Senate File No. 7, a bill for an act to repeal the law as it appears in section thirteen thousand eight hundred ninety-one (13891) of the Code, relating to the failure of the defendant to testify in a criminal prosecution, was taken up, and considered, the report of the committee having been previously adopted.

Senator Shane moved the previous question, which motion prevailed.

Senator Wilson of Page moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Clark of	Gunderson	Merritt
Bennett	Cerro Gordo	Ickis	Moen
Blackford	Clark of Linn	Kent	Patterson
Booth	Clearman	Klemme	Rigby
Carden	Cochrane	Lange	Stanley
Carroll	Cole	Leonard	Stoddard
Christophel	Doran	MacDonald	Tabor
	Gilchrist	McLeland	Wilson of Page

Nays, 19.

Baird	Brookins	Kimberly	Shane
Beatty	Brush	Langfitt	Thompson
Benson	Clark of Marion	Lowe	Topping
Bergman	Frailey	Rogers	Wilson of Polk
Bissell	Hager	Shaff	

Voting present, 1.

Ulstad

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Page moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

AMENDMENT FILED

MR. PRESIDENT: We offer the following amendment to Senate File No. 152:

Amend by striking sections one (1) and two (2) from the bill and substituting the following:

"Section 1. In each school corporation in a city having a population of not less than thirty-eight thousand (38,000), nor more than fifty thousand (50,000), the board shall be composed of seven (7) directors, and the term of each director shall be six (6) years. There shall be three (3) directors elected at the regular election in 1931, who shall each serve for six (6) years, there shall be two (2) directors elected at the regular election in 1933 who shall each serve for six (6) years, and there shall be two (2) directors elected at the regular election in 1935 who shall each serve six (6) years.

Sec. 2. In order that the terms of the present directors of any such school corporation may be adjusted to the plan provided in Section one (1) hereof, the successors to the two (2) directors whose terms expire in 1929, shall be elected at the regular election to be held in 1929, for terms of four (4) years each; the successors to the two directors whose terms expire in 1930, shall be elected at the regular election to be held in 1930 for terms of five (5) years each.

W. S. BAIRD.

OTTO F. LANGE.

On motion of Senator Shane the Senate adjourned until 10:00 a. m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 14, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. Percy M. Thomas, pastor of First Friends Church of Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Stanley for the day, on request of Senator Clark of Linn.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Gilchrist, from citizens of Humboldt and Pocahontas counties, opposing an additional tax on cigarettes. Ways and means.

By Senator Clark of Cerro Gordo, from Retail Tobacco Merchants Association, opposing an additional tax on cigarettes. Ways and means.

PROOFS OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of Senate File No. 198, a proposed bill to legalize and make permanent the transfer of money from the grading fund to the fire fund of the city of Missouri Valley, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of House File No. 171, a proposed bill to legalize the proceedings of county supervisors of Clinton County, Iowa.

WALTER H. BEAM, *Secretary.*

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned members of the Senate, request a call of the Senate for the consideration of Senate File No. 169:

J. O. SHAFF	B. M. STODDARD
CHAS. D. BOOTH	D. L. WILSON
J. G. MERRITT	A. V. BLACKFORD
O. P. BENNETT	C. L. RIGBY
J. R. FRAILEY	WILLIAM CARDEN
C. E. ANDERSON	W. S. BAIRD
G. W. PATTERSON	E. W. CLARK
H. B. CARROLL	FRANK SHANE
GEO. W. TABOR	A. H. BERGMAN
LEW MACDONALD	

COMMUNICATION FROM PAUL V. McNUTT

Feb. 9, 1929.

WALTER H. BEAM, Secretary,
State Senate of Iowa,
Des Moines, Iowa.
Dear Mr. Beam:

It is a pleasure to acknowledge your letter of February 4th and to accept the invitation to address the Joint Session of the General Assembly of Iowa at two o'clock on February 22, 1929.

Looking forward to the privilege with pleasurable anticipation, I am,

Cordially yours,

PAUL V. McNUTT,
National Commander American Legion.

INTRODUCTION OF BILLS

Senate File No. 199, by Senator Moen, a bill for an act relating to the operation of motor trucks or trailers upon the public highways of this state; requiring the payment of license fees based upon the actual weight of loads carried; and providing penalties for violations thereof.

Read first and second times and referred to committee on motor vehicles.

Senate File 200, by Senator Blackford, a bill for an act to amend section ten thousand two hundred ninety-nine (10299) of the Code of Iowa, 1927, relating to the furnishing of labor and services in connection with public improvements.

Read first and second times and referred to committee on highways.

Senate File No. 201, by Senator Blackford, a bill for an act to repeal section five thousand ninety-three a-nine (5093-a9) Code, 1927, relating to the distribution of the proceeds of the license tax on gasoline, and to enact a substitute therefor.

Read first and second times and referred to committee on highways.

Senate File No. 202, by Senator Baird, a bill for an act to amend section forty-four hundred twenty-eight (4428) and section forty-four hundred twenty-nine (4429) of the Code, 1927, relating to compulsory education.

Read first and second times and referred to committee on judiciary No. 2.

S. F. NO. 44 WITHDRAWN

By unanimous consent, on request of Senator Brush, Senate File No. 44, a legalizing act for the transfer of funds in Tama county, Iowa, was withdrawn from further consideration.

REPORTS OF COMMITTEES

Senator Clark of Linn submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 179, a bill for an act to amend the law as it appears in section one thousand sixty-eight (1068) of the Code of 1927, relating to expense of certain bonds for city officials and employees, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred House File No. 23, a bill for an act to amend Section 6580 of the Code, relating to leasing of property of cities acting under the Commission Form of Government, and to authorize leases for industrial purposes, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Section 1 by striking out of line five (5) thereof the words and figures "twenty thousand (20,000)", and inserting in lieu thereof the words and figures "thirty thousand (30,000)".

Amend by adding the following section:

Sec. 2. Cities in excess of twenty thousand (20,000) population organized under chapter three hundred twenty-eight (328), Code, 1927, as provided in section sixty-five hundred eighty (6580), Code, 1927, may lease property owned by such cities in the manner provided by section sixty-five hundred eighty (6580), Code, 1927, as herein amended.

Also strike out the title and insert in lieu thereof the following:

"An act to amend section sixty-five hundred eighty (6580), Code, 1927, relating to the leasing of property owned by cities acting under the Commission form of Government so as to empower certain of such cities to lease such property for industrial purposes; and all cities in excess of twenty thousand (20,000) population organized under chapter three hundred twenty-eight (328), Code, 1927, to exercise such powers."

C. F. CLARK, *Chairman*.

Ordered passed on file.

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 14, a bill for an act to legalize certain ordinances and certain ordinances amending other ordinances of the City of Storm Lake, Buena Vista County and State of Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 65, a bill for an act to amend the law as it appears in subdivision nine (9) of section eleven thousand four hundred seventy-two (11472), Code of Iowa, 1927, relating to the challenges to jurors for cause, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

Ordered passed on file.

F. C. GILCHRIST, *Chairman*.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 168, a bill for an act to legalize the Farmers Creamery Company of Lone Rock, Lone Rock, Iowa, and all of its acts and proceedings and declaring the same to be as legal, sufficient and binding in all respects as if a sufficient notice of the incorporation thereof had been published, and proof of such publication filed in the office of the Secretary of the State of Iowa, as provided by law and all other requirements of law had been fulfilled, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Senator McLeland submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 121, a bill for an act to amend the law as it appears in section forty-four hundred twenty-six (4426), Code of 1927, relating to assessors' returns on blind and deaf children, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Section 1 by striking from line three (3) the word and figure "four (4)" and the word and figure "five (5)" and inserting in lieu thereof the word and figure "three (3)" and the word and figure "four (4)".

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred House File No. 95, a bill for an act relating to an emergency appropriation for the purpose of paying the necessary expenses of worthy and deserving blind students, who are residents of the state, and who attend institutions of higher learning, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Ickis submitted the following report:

MR. PRESIDENT: Your committee on fish and game, to which was referred Senate File No. 21, a bill for an act to permit the issuance, at places other than at the county seat, of licenses to hunt and of licenses to fish, to prescribe the rights, powers, duties and liability of the county recorder and other persons with reference to the issuance of such licenses and to prescribe a penalty for the violation of such rights, powers and duties, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out the word and figure "ten (10)" in line six (6) of Section 1, and substituting in lieu thereof the word and figure "twenty-five (25)".

F. D. ICKIS, *Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 33 and 43.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, House Files Nos. 33 and 43.

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor, announcing that on February 13, 1928, he had approved Senate File No. 15, relating to motor vehicle number plates.

The journal of January 13th was corrected and approved.

THIRD READING OF BILLS

On motion of Senator Clark of Marion, Senate File No. 67, a bill for an act to amend section six thousand nine hundred forty-nine (6949) of the Code, 1927, relating to exemptions by board of supervisors for military services, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 47.

Anderson	Carroll	Hager	Moen
Baird	Christophel	Ickis	Patterson
Beatty	Clark of	Kent	Rigby
Bennett	Cerro Gordo	Kimberly	Shaff
Benson	Clark of Marion	Klemme	Shane
Bergman	Clearman	Lange	Stoddard
Bissell	Cochrane	Langfitt	Tabor
Blackford	Cole	Leonard	Thompson
Booth	Doran	Lowe	Topping
Brookins	Frailay	MacDonald	Ulstad
Brush	Gilchrist	McLeland	Wilson of Page
Carden	Gunderson	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 3.

Clark of Linn Rogers Stanley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 22, a bill for an act to amend section fifty-six hundred ninety-nine (5699), code of 1927, relating to chiefs of police and chiefs of fire departments in cities operating under the city manager plan as provided by chapter three hundred twenty-eight (328), Code, 1927, was taken up, and considered, the report of the committee recommending passage previously having been adopted.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Carden	Gunderson	Merritt
Baird	Carroll	Hager	Patterson
Beatty	Christophel	Ickis	Rigby
Bennett	Clark of	Kent	Shaff
Benson	Cerro Gordo	Kimberly	Shane
Bergman	Clark of Marion	Klemme	Stoddard
Bissell	Clearman	Lange	Tabor
Blackford	Cochrane	Langfitt	Thompson
Booth	Cole	Leonard	Topping
Brookins	Frailey	Lowe	Ulstad
Brush	Gilchrist	McLeland	Wilson of Page

Nays, 3.

Doran MacDonald Wilson of Polk

Absent or not voting, 3.

Clark of Linn Rogers Stanley

Voting present, 1.

Moen

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

President Arch W. McFarlane took the chair at 10:30 a. m.

On motion of Senator Baird, Senate File No. 109, a bill for an act to amend the law as it appears in section fifteen hundred seventy (1570), section fifteen hundred seventy-one-b one (1571-b1), and section fifteen hundred seventy-two (1572), of the Code, 1927, relating to the tax upon cigarettes, cigarette papers, wrappers, and tubes, and the penalty for failing to stamp broken packages thereof, was taken up, and considered, the report of the committee recommending amendment and passage having been previously adopted, and the committee amendment also having been adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

Senator Baird invoked rule 8.

On the question, "Shall the bill pass?" the vote was:

Ayes, 21.

Baird	Christophel	Gilchrist	Moen
Beatty	Clark of Linn	Klemme	Patterson
Benson	Clearman	Langfitt	Rigby
Blackford	Cochrane	Leonard	Stoddard
Carden	Doran	MacDonald	Wilson of Page
Carroll			

Nays, 28.

Anderson	Clark of	Ickis	Shaff
Bennett	Cerro Gordo	Kent	Shane
Bergman	Clark of Marion	Kimberly	Tabor
Bissell	Cole	Lange	Thompson
Booth	Frailey	Lowe	Topping
Brookins	Gunderson	McLeland	Ulstad
Brush	Hager	Merritt	Wilson of Polk
		Rogers	

Absent or not voting, 1.

Stanley

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Frailey moved that the vote by which the bill failed to pass the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 50, a bill for an act to amend section sixty-two (62) of the Code, 1927, relating to the compensation allowed newspapers for the publication of

laws, the committee's report for indefinite postponement having been rejected, was taken up and considered.

Senator Hager offered the following amendment and moved its adoption:

Amend by striking the words "one-half" in line 4, and inserting in lieu thereof the words "two-fifths".

Further amend by striking "section 2," the publication clause.

The amendment was lost.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Clark of	Kimberly	Rogers
Bennett	Cerro Gordo	Klemme	Shaff
Benson	Clark of Marion	Lange	Shane
Bergman	Cochrane	Langfitt	Stoddard
Bissell	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Topping
Brookins	Frailey	McLeland	Wilson of Page
Brush	Gilchrist	Merritt	Wilson of Polk
Carden	Gunderson	Rigby	

Nays, 9.

Blackford	Clearman	Ickis	Moen
Carroll	Hager	Kent	Thompson
Christophel			

Absent or not voting, 7.

Anderson	Clark of Linn	Patterson	Ulstad
Beatty	Leonard	Stanley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, Senate File No. 165, a bill for an act to amend section eighty-six hundred fifty-one (8651), Code of Iowa 1927, relating to the organization and authorization of mutual life insurance companies, a committee bill, was taken up and considered.

Senator Benson offered the following amendments and moved their adoption:

Amend by striking the word "guarantee" in line eight (8) and by inserting in lieu thereof "guaranty"; and also by striking the word "guarantee" in line nine (9) and inserting in lieu thereof the word "guaranty".

Further amend by inserting immediately after the words "policy holders" in line nine (9) the following:

"In no event shall the contribution to said guaranty fund give to any contributors thereof, or to any other persons any voting or other power in the management of the affairs of the company by reason of such contribution."

The amendments were adopted.

By unanimous consent on request of Senator Doran action was deferred.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Gilchrist for the rest of the day, on request of Senator Brookins.

THIRD READING OF BILLS

On motion of Senator Lange, Senate File No. 46, a bill for an act to amend section fifty-four hundred twelve (5412) of the Code, 1927, relative to the cost of official publications, was taken up and considered, the report of the committee recommending indefinite postponement, having been rejected.

Senator Hager offered the following amendments and moved their adoption:

Amend section 1 by striking the word "fifty" in line 5, and inserting in lieu thereof the word "forty".

Further amend by striking "section 2," the publication clause.

On the question, "Shall the amendments be adopted?" the vote was:

Ayes, 20.

Anderson	Booth	Hager	Moen
Baird	Carroll	Ickis	Patterson
Beatty	Christophel	Kent	Rigby
Benson	Clearman	Leonard	Thompson
Blackford	Gunderson	MacDonald	Ulstad

Nays, 25.

Bennett	Clark of	Frailey	Rogers
Bergman	Cerro Gordo	Kimberly	Shane
Bissell	Clark of Linn	Klemme	Stoddard
Brookins	Clark of Marion	Lange	Tabor
Brush	Cochrane	Lowe	Topping
Carden	Cole	McLeland	Wilson of Polk
	Doran	Merritt	

Absent or not voting, 5. -

Gilchrist	Shaff	Stanley	Wilson of Page
Langfitt			

The amendments were lost.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark of	Kimberly	Patterson
Beatty	Cerro Gordo	Klemme	Rigby
Bennett	Clark of Linn	Lange	Rogers
Benson	Clark of Marion	Langfitt	Shane
Bergman	Cochrane	Lowe	Stoddard
Bissell	Cole	MacDonald	Tabor
Booth	Doran	McLeland	Topping
Brookins	Frailey	Merritt	Wilson of Page
Brush	Gunderson	Moen	Wilson of Polk
Carden			

Nays, 9.

Blackford	Clearman	Ickis	Leonard
Carroll	Hager	Kent	Thompson
Christophel			

Absent or not voting, 5.

Anderson	Shaff	Stanley	Ulstad
Gilchrist			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clearman, Senate File No. 95, a bill for an act to amend section twenty-three hundred sixty-two (2362), Code, 1927, as to authorize the board of supervisors and the council of a city or town to levy a public nurse fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gunderson offered the following amendment and moved its adoption:

Amend by inserting after the word "bodies" the following words, "of any county having a population over twenty-eight thousand".

The amendment was adopted.

By unanimous consent on request of Senator Clearman action was deferred.

Ex-Senator Comfort H. Van Law of Marshalltown, being present in the Senate Chamber, he was escorted to the chair and spoke briefly.

On motion of Senator Gunderson the Senate adjourned until 1:45 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate proceeded to the House chamber under direction of the sergeant-at-arms.

JOINT CONVENTION

In accordance with concurrent resolution duly adopted, the joint convention was called to order, Lieutenant-Governor McFarlane, President of the Senate, presiding.

President McFarlane announced a quorum present and the joint convention duly organized.

Senator Clark of Cerro Gordo moved that a committee of three be appointed, one from the Senate and two from the House, to notify the Iowa Pioneer Lawmakers' Association that the joint convention was ready to receive them.

Motion prevailed and the President appointed as such committee: Senator Clark of Cerro Gordo, Representatives Buchmiller of Greene, Hanson of Winnebago.

Senator Clark from the committee appointed to notify the Iowa Pioneer Lawmakers' Association that the joint convention was ready to receive them, appeared with the visiting guests.

The program was then carried out as arranged by the Iowa Lawmakers' Association, Hon. Geo. W. Clarke, president of the association, presiding.

Addresses of welcome were delivered by Hon. E. A. Elliott on the part of the House and Hon. J. R. Frailey on the part of the Senate.

President Clarke then introduced Hon. C. H. Van Law of Marshalltown, a member of the Senate of the thirty-third and thirty-fourth general assemblies, who delivered the following address:

THE AMERICAN PIONEER

The American pioneer commands the admiration and merits the appreciation of our civilization for the distinctive contribution he has made in the conquest of a continent and in the upbuilding of a nation of the first order. No difficulties to him were deemed insurmountable, no dangers unnerved him, no hardships deterred him. The comforts of the old, established fireside were as dear to him as to any, but the lure of the great, undeveloped lands which lay in the course of the setting suns mastered him and inspired his soul for the conquest of the wilderness, the untilled prairies of a continent teeming with the fertility of a virgin soil and the hidden wealth of its mountain wastes. With the challenge to do for generations yet unborn ringing in his soul, and with freedom in his every action—independence and high purpose possessed him, as he sought out the tasks of his day and builded for the future. His masterful character knew no distinction of nationality in his companionship and lay claim to no distinction of class, save in comradeship of task and purpose. His soul had been born beyond the seas. When Abraham dreamed his dreams and turned his face toward the promises of a glowing west in high hope and in quest of a homeland, was the soul of the pioneer brought forth and was its westward way taken up. Since that far-off day has its "Westward, ho!" sung, its vibrant challenge to kindred spirits and lured the courageous beyond seas, over mountain fastnesses, through forests, across desert wastes to the lands of promise, with home and country as its goal, and the satisfaction of achievements attained as its reward.

Through the cycling centuries men have purposed to do, and in doing they have found courage to die. Through the ages have men dreamed and have gone to an early grave in an effort to make their dreams come true. So long as the human heart shall yearn to know, so long shall the will of man dare to enter into the unknown. What of the peril to body if the conquest of the infinite is advanced! What of the domination of men in high places, if the lowly of earth be exalted! What of the wrack upon the way to liberty if men are but made free! What of the ignominy and ridicule of the pretentious bigot, if the ignorance of the masses be abolished! As, through the ages of darkness and superstition, truth has triumphed over the false, tolerance over intolerance, judgment over passion, fraternity over class prejudice, learning over ignorance; it has been the courage of his soul that has lead the way.

In the onward march of the achievements of our civilization, the greed of gain and power have ever and anon winnowed the weak elements from the ranks of men. In the progress of the race the pioneer has ever fol-

lowed closely the skirmish line of civilization, to become, indeed, the pioneer of progress. Since the dawn of time, whence men emerge from the mysterious past, the spirit of his genius has lead him westward through the cycling ages, and ever to a higher realization of his majesty and power and domain over the resisting environments with which he has contended. Seas and mountains, tempest-tossed and storm-beaten, have baffled the imbecile only to send forth into the wilderness and to far-off lands the courageous and indomitable elements of the race. It has ever been the Trojan spirit, inspired by an unconquerable courage and purpose, that has broken the ties of native land to build in untrammled freedom institutions under the sway of which man might realize an unfettered liberty. An Aeneas gazes upon the ruins of his native land, and the memory of its departed heroes stirs within him the high and noble purpose to build beyond the seas an empire that will conquer and rule the world. The band of heroes that gathered about him fear not the dangers of the way, and less heed the adversities of fortune. The occident opens to them as the broad gateway of opportunity, a gateway bow-crowned with its promises. Cherishing the traditions of a high-born race, they launch forth to lay the foundations of the seven-hilled city, the mistress of the ancient world.

Agnes roll on, and from a civilization upon the revivals of that magical Roman power, reinforced by the customs of a freedom-loving race—a pilgrim band takes its course in a frail bark to the shores of a new continent and to a larger freedom than man had yet known. As the curtain thus lifted upon a new world the fire of hope burned anew upon the altars of progress and awakened the yearnings of men for a larger freedom and a clearer field. Bewildered by feudal lord to dominance in servitude and a despotism that shackled the conscience as a nightmare, the pioneer souls of men took on a new vision. Pilgrim and Huguenot, Cavalier and Covenantor counted not the costs in hardship and perils of sea, nor privations and dangers of wilderness to seek out the shores of this great continent in quest for a new land and new opportunity. True to the ideals which moved them, inspired them, bade them hold fast and endure, the foothold of a new nation was established on these American shores.

The compact formed within the hold of a lone wanderer of the sea proclaimed in the western world a new political and religious status for man. Generation upon generation, epoch follows epoch, triumph and defeat, and, at last, triumph. That compact of limited application in a little more than a century and a half—amplified and systemized—had become a great political compact, under the sway of which has arisen the great republic of the world, extending its protecting power over a broad continent and to distant islands of the sea until the emblem that symbolizes its sovereignty has become to the races of liberty-seeking men a pillar of fire by night and a pillar of cloud by day. Slowly but surely the scroll unrolls, a nation is born, a people is established and America is a reality. Homes, schools, churches, comfort and solace, tasks and inspiration for the tasks. The American pioneer has come into his own. It is his crowning achievement, his eternal glory, his lasting reward.

We contemplate broad, expanding, fertile fields, fruitful and bounteous in the service of man, thriving cities and teeming life. Wealth in the establishments of industry, comforts and conveniences in the mechanism of ingenious man; enlightenment for all through schools and universities; sustaining power through the ministries of a gospel of brotherhood, faith and love; liberty and law, guarantees in person and property, freedom of conscience, equality of opportunity and liberty in action. These full-rounded achievements for the supreme happiness of our day and generation have been bought for a price. A heritage that is ours to keep. Pride in achievement—industrial success—inventions that amaze, and minister to our convenience beyond comprehension and appraisal of value. Triumphs over time and space. Understanding born of learning; happiness in home and community life; aspirations to still further penetrate the mysteries of the infinite; freedom of thought and speech, friendship and tolerance; all for one and one for all; one level of life and opportunity, equality, fraternity, justice.

The American pioneer has lead the way, has championed the cause, has furthered the development and wrought far better than from his humble horizon he may have assumed to dream. His day and succeeding decades have each brought their trophies along the way to lay them in the hand of their successors, to carry on.

Their triumphs come to us as our obligation, their efforts and unstinted sacrifice invoke our pledge of devotion to the responsibilities of our time.

No words of praise can compass the obligation of that pledge. No faltering can answer the call of tomorrow. It remains alone for each succeeding generation of America's children to reflect the fortitude, endurance, high purpose and love of liberty of their ancestry and work out through the succeeding years the works they, the American pioneers, have so nobly advanced.

Civilizations have hitherto come forth to grandeur, comforts and luxuries, wrought from necessity and frugality. The havoc of indolence and debauchery have worked their ruin, and the abiding places of these scenes and successes have been succeeded by desolation and despair—their lonely haunts echo through their silent remains the wail of departed glory. The winds of time have scattered the ashes of those who joyed and sorrowed in triumph and defeat. The admonition of their story hangs across the pathway of the generations of men. The cycle of the ages murmurs a warning of the destinies of the nations as empires crumble and pass, and in passing leave only the tracery of their greatness in the processes of the suns.

So long as the vestal fires burned in pristine brightness upon the hearthstone of the Roman home, so long could a Livy write of the achievements of the Roman eagle—symbol of the dominion of the empire extended from the golden milestone of her Forum to the uttermost parts of the civilized world—so long could the eloquence of a Cicero and the lyrics of a Virgil stir the soul of a nation. But when the putrid vice of a luxurious life wrought its desolation and decay of the home ideals of the nation, her greatness faded and her dominion passed from her. May the admonitions of her fate and fortune bear its full measure of significance to the nations of earth in these days of vaunted achievement.

Are we patriotic—do we scan the horizon of the time to discover the storms that may wreck our fortunes and to discover the hidden rocks that may bring disaster to the “charge to keep we have”? Then, let the dedication of our lives to the tasks of our time bring to the altar of our country's service, virtue, love and faith. Virtue in a preserved vigor and resourceful manhood—love in our devotion to duty, and faith in the Providence over all and in all for an abiding good, the doing of righteousness, the establishment of justice and the realization of a world-wide, far-flung fraternity of men and nations. In this let the American home, the object of primal devotion of the American pioneer be the threshold and harbinger of the nurtured innocence of childhood and the bulwark of a matured manhood. Let the American public school and its accessories, kindergarten and university, be the handmaid of enlarged and realized opportunity and progress. Let the institutions of conscience and devotion to sacred ideals be the guide and companion, comforter and inspiration of the lives of men. Then will the American pioneer have found worthy successors in his posterity and these institutions have served their mission in the guidance and inspiration of a great people to a lasting civilization.

A continent replete with resources, resplendent in the possibilities of service—a people self-controlled and sustained in all things good, meting out to the generations of men as they come and go a happiness earned, a goal of lasting peace.

May the ideals our pioneer fathers cherished be held sacred, the aspirations they nurtured become our inspiration and the institutions they developed and the industrial progress they achieved become and abide our trust as they are our heritage.

To the American pioneer we thus pay our tribute of praise and appreciation and accept the commitment of the tasks unfinished, as we seek to carry on. And if we would pay lasting honor to his memory, may such be found in our loyal devotion to his ideals and an unstinted measure of effort in the consummation of his dreams that remain unrealized.

Fortunate our lot who have found home and opportunity within this great mid-continent valley—the scene of so much of the labors of the American pioneer and within which lies so much of possibility in the onward march of our civilization.

Its countryside and urban centers teem with life, born of the soul of those pioneers who here laid the foundations of our institutions and initiated the fruition of its resources. With loyalty to their unfinished tasks, may we take up the labors of our day and preserve that which they established for good, and carry on to consummation and larger realization that which they so well began. Commonplace things may engage our thought, but let us not overlook the fact that many of these commonplace factors are, as they were, cardinal elements of strength in the processes of our progress.

The home of our childhood is the anchorage of our manhood. Refinements and luxurious appointments may embellish the place where we live, but such do not and cannot supplant the vitalizing power of the home ties born of affection. Home is the cradle of youth and the comfort of advancing years, within which circle in companionship men and women

may build a miniature nation in orderly living and mutual services for time and eternity—a dwelling place where motherhood reigns supreme and where childhood awakens to life's responsibilities. Where mother's kitchen is not limited to the use of a can opener, but where the oft-replenished cookie jar, or a mound of warm, fresh doughnuts extend their invisioned appeal out to the street—to the schoolground or to other places of boyhood rendezvous; and draw with magic potency to that home. The anticipated joy, the enraptured shout of realization—mother's larder—has not been neglected. "Mother, may I have two!" "Yes, son, you may have two." "Mother, may I have three?" "Now, son, why three?" "Well, mother, Bud is outside—he don't have a mother at home to make cookies for him." "Well, son, take four." Home—home, sweet home. Like bands of steel the cords of affection stretch across the years to bind men to home and mother. And the blessings of mother send her boy across the threshold of her home to bear her generosity and helpfulness to his companions in life and bridge the chasm of human need through his services to his fellow man.

"There's a spot in his heart which no colleen may own,
There's a depth in his soul never sounded or known;
There's a place in his memory, his life, that you fill—
No other can take it—no one ever will."

May God bless the home for which the pioneer toiled and for the protection of which he even dared to die. And may God save to us and for us and for this great nation the home life of the pioneer.

The public school, where the morning rollcall makes summons to its precincts of youthful democracy the childhood of succeeding years, and lays the foundation of equality in living and arouses ambitions to achieve; provides a bulwark for liberty and fosters a fitting appreciation of the institutions under which our blessings of life are made secure. In the training of our youth, in the democratic atmosphere of our public schools, lies the assurance of an enlightened citizenship, competent to deal with the problems of state and to promote the enterprises upon which the successes of our industrial and commercial life must rely. That system furnishes a common meeting ground for the citizens of tomorrow and goes far in the erasure of all lines of class distinction. Prejudice there disappears, and self-respect and mutual confidence take their place. The friendships of the classroom and playground extend down through the years as a cement to bind together in one structure the templed citizenship of succeeding generations. Buttressed by these influences, the problems of life and of state find solution in mutual councils in the body politic. Where understanding prevails reason holds sway and judgment is enthroned.

To the public school, then, may we be ever found bringing that loyalty of support which was a dominant reflection in the life of our pioneer fathers. Supplemented by our institutions of higher learning and through their advantages, may there be realized the open door of opportunity, swinging with equal freedom to all; and with an allurements to all who would enter upon the larger realizations of life through the training these institutions afford. A training for usefulness that will commend by its results the provisions we are making for the ever-expanding call for en-

larged facilities. Never before in our history has the call seemed so urgent, as never before has the need of better equipment for life seemed so necessary. These calls for training merge into the needs and demands of our political and social life and of the industrial world that is never satiated in its urge for conservation of wastes hitherto neglected and of economies and untouched resources hitherto unknown.

With an oncoming citizen body thus nurtured in home and trained in school, our political fortunes and industrial development face a future filled with promises of contribution to human progress and human comfort. Time will not permit the details of achievements which find display in the show-window of our industrial activities. Nor would patience endure replete references to the archaic accomplishments of yesterday. The dross and wastes of today await the touch of the discoverer to reveal the sources of wealth and utilities they hold for tomorrow. Our amazement gives way to acceptance as of commonplace, as we turn to greet the announcement of new discoveries in the progress of our times.

These passing comments are but fragments of the possibilities and problems of the great civilization ushered into this western world by the pioneer life of the days that are gone. We do well to contemplate the prospect they afford and ponder the obligations they impose; to the end that succeeding generations may review the record we may make and find that we, of this day and generation, have neither faltered nor failed in the contribution we may have made to the advancement of a civilization which represents the crowning achievement of a worthy race of pioneer men.

Short addresses were then delivered by Hon. Joseph Rhodes of Tabor, Iowa; Hon. Geo. H. Van Houten of Lenox, Iowa; and Hon. Constand R. Marks of Sioux City, Iowa, all members of the Pioneer Lawmakers' Association of Iowa.

On motion of Hansen of Scott the joint convention was dissolved.

The Senate returned to the Senate chamber and resumed regular session.

On motion of Senator Stoddard the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate confirmed the appointment of Dr. Henry Albert as Commissioner of Public Health for the term beginning July 1, 1929.

The Senate arose from executive session and resumed regular session.

AMENDMENTS FILED

I move to amend Senate File No. 95 by striking the title thereof and substituting in lieu thereof the following:

"An Act to amend sections two thousand three hundred sixty-two (2362), two thousand three hundred sixty-three (2363) and two thousand three hundred sixty-four (2364) of the Code, 1927, authorizing the board of supervisors and the council of a city or town to levy a public nurse or public welfare worker fund, and to provide for the employment of a public nurse or public welfare worker."

Amend the bill by adding the following sections:

"Sec. 2. Section two thousand three hundred sixty-two (2362) of the Code, 1927, is amended by inserting after the word "nurses", in line four (4), the words "or public welfare worker"; and by striking the period following the word "nurses" in line eight (8), and inserting a comma (,) in lieu thereof and by adding thereto the words "or public welfare worker".

Sec. 3. Section two thousand three hundred sixty-three (2363) of the Code, 1927, is amended by inserting after the word "nurses", in line three (3), a comma (,) and the words "or public welfare worker".

Sec. 4. Section two thousand three hundred sixty-four (2364) of the Code, 1927, is amended by inserting after the word "nurses", in line two (2), a comma (,) and the words "or public welfare worker"; and by striking the word "their", in line three (3), and substituting in lieu thereof the word "the"; and by striking the period following the word "health", in line five (5) thereof, and inserting a comma (,) in lieu thereof and the words "or public welfare".

L. H. DORAN.

Amend House File No. 171 by changing the period after the word "Iowa" in line five (5) of Section two (2) to a comma and adding the following: "without expense to the state".

J. O. SHAFF.

I move to amend Senate File No. 169, pertaining to secondary highways, as follows, to-wit:

Amend Section 19, line 6, by inserting after the word "may" the word "also".

Amend Section 19, line 7, by striking out the word "incompetency" and inserting in lieu thereof the words "good cause".

Amend Section 21 by striking the period at the end of said section and inserting in lieu thereof a comma and the words "to be approved by the Board. If said bond is a surety bond, then the premium thereon shall be paid by the Board out of any secondary road fund on hand."

Amend Section 22 by striking from line 3 thereof the word "before" and inserting in lieu thereof the word "with".

Amend Section 25 by striking from line 9 thereof the words "greatest success" and inserting in lieu thereof the words "most convenient access".

Amend Section 27 by striking in line 10 thereof the word "between" and inserting in lieu thereof the word "of".

Amend Section 29 by inserting in line 2 thereof following the word "engineer", a comma and the following words "when so ordered by the Board".

Amend Section 35 by striking in line 1 thereof the word "may" and inserting in lieu thereof the word "shall". Further amend Section 35 by inserting in line 10 thereof following the figures "25" the words "or more;". Further amend Section 35 by striking the period at the end of said section and inserting in lieu thereof a comma and the following words "which objections shall bear the signatures of said objectors."

Amend Section 36 by adding after the section number 36, and before the word "hearing", the word "Objections" in line 1 thereof; and further amend said section 36 by striking out the words "at said hearing the Board" beginning after the period in line 1 of said section and inserting in lieu thereof the following: "The board shall hold a meeting at the time and place designated in the notice given as required by the last preceding section and shall consider and pass upon, sustain or overrule all objections filed in accordance with the notice given of said meeting."

Amend Section 37 by striking from said section all that follows the word "made" in line 4 thereof and inserting in lieu thereof the following: "Said notice of appeal shall be in writing and bear the signatures of not less than fifteen of the original objectors. Immediately upon receipt of service of said notice, the auditor shall forward to the Budget Directors a copy of said notice with the date of service thereof, together with a certified copy of the objections filed by those objectors who have served notice of their appeal."

Amend Section 38 by striking from line 2 thereof the words "copy of said" and further amend said section 38 by adding at the end of line 7 thereof, following the word "once", the words "by registered mail;". Further amend said section 38 by striking from line 9 thereof the word "objections" and inserting in lieu thereof the words "notice of appeal".

Amend Section 53 by striking from line 6 thereof the word and figure "five (5)" and inserting in lieu thereof the word and figure "Three and (3)".

Amend Section 63 by adding after the period at the end of said section the following: "Which tax shall be due and payable at the office of the county treasurer at the same time and in the same manner as the March semi-annual payment of ordinary taxes".

D. L. WILSON.

Senator Shaff moved to adjourn until 9:30 a. m., Friday.

Senator W. A. Clark moved to amend by making the time 9:45 a. m.

The amendment was adopted, the motion prevailed and the Senate adjourned until 9:45 a. m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 15, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. L. W. Hauter, pastor of the First Presbyterian Church of Oelwein, Iowa.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Cole, from rural mail carriers of Independence, favoring the secondary road bill. Highways.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of Senate File No. 39, a proposed bill to legalize the proceedings of the Board of Supervisors, Lyon county, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of House File No. 190, a proposed bill to erect and equip a memorial building in Dike, Iowa, in conjunction with the county.

WALTER H. BEAM, *Secretary.*

INTRODUCTION OF BILLS

Senate File No. 203, by Senator Christophel, a bill for an act to amend section sixty-nine hundred forty-six (6946), Code of 1927, relating to the exemption from taxation of soldiers, sailors, marines and nurses who participated in the war with Spain.

Read first and second times and referred to committee on ways and means.

Senate File No. 204, by Senator Clark of Cerro Gordo, a bill for an act to amend the law as it appears in section ten thou-

sand two hundred ninety-nine (10299), chapter four hundred fifty-two (452), of the Code, 1927, relating to the definition of "material" as used in reference to public improvements, and to include within said definition, "oils and greases."

Read first and second times and referred to committee on judiciary No. 1.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 20, a bill for an act relating to the employment of prisoners.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 66, a bill for an act relating to the expenses of the county superintendent.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 9, a bill for an act providing for a levy of a tax for a county building repair fund.

A. C. GUSTAFSON, *Chief Clerk.*

President Arch W. McFarlane took the chair at 9:53 a. m.

HOUSE MESSAGE CONSIDERED

House File No. 20, a bill for an act to amend section thirty-seven hundred fifty-seven (3757) of the Code, 1927, relating to the employment of prisoners.

Read first and second times and referred to committee on board of control.

MOLSBERRY MEMORIAL RESOLUTION

Senator Thompson offered the following resolution and moved its adoption:

Whereas, Hon. F. M. Molsberry, a member of the Senate in the Twenty-ninth, Thirtieth, and Thirty-first General Assemblies, died February 13, 1929, at Columbus Junction, Iowa, therefore,

Be It Resolved by the Senate of the Forty-third General Assembly,
That a committee of three be appointed to draft suitable resolutions commemorating his life, character and service to the state.

The resolution was adopted and the President appointed as such committee, Senators Thompson, Kimberly and Wilson of Polk.

INTRODUCTION OF BILLS

Senate File No. 205, by Senator Thompson, a bill for an act granting to the board of supervisors of counties, the power and authority to establish rural municipalities, and providing for the organization, incorporation and government of such rural municipalities, and authorizing such rural municipalities to construct, acquire, operate and maintain rural telephone lines and electric light, heat and power distribution lines in such rural districts, and authorizing such districts to incur bonded indebtedness for such purposes and to levy and collect taxes to pay the principal and interest thereon, and defining the powers, duties and obligations of such rural municipalities.

Read first and second times and referred to committee on public utilities.

Senate File No. 206, by committee on child welfare, a bill for an act to amend section thirty-six hundred sixty-one-a forty-three (3661-a43), of the Code of Iowa, 1927, relating to the age of children in children's boarding homes.

Read first and second times and placed on the calendar.

Senate File No. 207, by Senator McLeland, a bill for an act to repeal the law as it appears in section thirty-three hundred sixty-six (3366), Code of 1927, and to enact a substitute therefor, relating to the right of admission of ex-service men in military forces of the United States and their wives or widows to the soldiers' home at Marshalltown, Iowa.

Read first and second times and referred to committee on board of control.

Senate File No. 208, by Senator Carroll, a bill for an act to authorize the issuance of a patent to certain lands in Appanoose county, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 209, by Senator Ulstad, a bill for an act to repeal section forty-two hundred and twenty (4220) of the Code of 1927, and to enact a law relating to the organization of the board of directors of school corporations.

Read first and second times and referred to committee on schools.

Senate File No. 210, by Senator Doran, a bill for an act to amend section thirteen thousand four hundred seventeen b one (13417-b1) of the Code, 1927, relative to the taking of fingerprints and palmprints of certain violators of the criminal laws.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 211, by committee on claims, a bill for an act to make appropriation to August Klein for damages suffered to crops by a change in culvert by the Iowa State Highway Commission.

Read first and second times and referred to committee on appropriations.

Senate File No. 212, by committee on claims, a bill for an act to amend chapter one hundred twenty-nine (129), laws of the twenty-fifth general assembly, providing relief for one, Frederick M. Hull.

Read first and second times and referred to committee on appropriations.

Senate File No. 213, by committee on claims, a bill for an act to appropriate sufficient funds to pay the maintenance tax against state lands in drainage district number 13, located in Muscatine and Louisa counties, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 214, by committee on claims, a bill for an act to reimburse Dr. Thomas P. Brennan for money paid by him for legal services required in defending an action brought against

him as acting director of the state psychopathic hospital, Iowa City, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 215, by committee on claims, a bill for an act to make an appropriation to compensate W. L. Hall for apprehension of paroled prisoners.

Read first and second times and referred to committee on appropriations.

Senate File No. 216, by committee on claims, a bill for an act to make an appropriation to the Wickes Engineering and Construction Company for claims arising out of construction work in Project B-30, Boone county, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 217, by committee on claims, a bill for an act to provide an appropriation of two hundred seventy and 75/100 dollars (\$270.75) to compensate Ethel F. Katz, as additional compensation for reporting a special bridge investigation, forty-second general assembly of Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 218, by committee on claims, a bill for an act to reimburse the National Guardian Life Insurance Company of Madison, Wisconsin, for overpayment of taxes for the year 1927.

Read first and second times and referred to committee on appropriations.

Senate File No. 219, by Senator Lange, a bill for an act creating a board of retail food distribution providing for the licensing of all retail food establishments and further providing for the advancement of the art of care and distribution of food supplies by the board of retail food distribution.

Read first and second times and referred to committee on commerce and trade.

Senate File No. 220, by committee on elections, a bill for an act to amend section five hundred forty-six (546), and section

five hundred forty-nine (549), Code, 1927, relating to nominations by primary elections.

Read first and second times and placed on the calendar.

Senate File No. 221, by committee on compensation of public officers, a bill for an act to amend section fifty-two hundred twenty-four (5224) of the code of Iowa, 1927, relating to salary of county recorder.

Read first and second times and placed on the calendar.

REPORTS OF COMMITTEES

Senator Wilson of Polk submitted the following reports:

MR. PRESIDENT: Your committee on compensation of public officers, to which was referred Senate File No. 84, a bill for an act to amend the law as it appears in sections 5221, 5223, and 5231 of the Code, 1927, relating to the compensation of county officers, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. A. WILSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers, to which was referred Senate File No. 51, a bill for an act to amend section ten thousand eight hundred thirty-seven (10837) of the Code, 1924, relating to the fees of the clerk of the district court, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. A. WILSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers, to which was referred Senate File No. 115, a bill for an act to amend section 10636, Code, 1927, relating to the fees of justices of the peace, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. A. WILSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers, to which was referred House File No. 125, a bill for an act to amend the law as it appears in section 10804 of the Code, 1927, relating to the

salaries of district judges, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from line four the word "five" and inserting in lieu thereof the word "six".

GEO. A. WILSON, *Chairman.*

Ordered passed on file.

Senator Hager submitted the following report:

MR. PRESIDENT: Your committee on political and judicial districts, to which was referred Senate File No. 63, a bill for an act fixing the number of senators in the General Assembly, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. H. HAGER, *Chairman.*

Ordered passed on file.

S. F. NO. 144 REFERRED

By unanimous consent, on request of Senator Lowe, Senate File No. 144 was referred to the committee on public libraries.

There being a call of the Senate on Senate File No. 169 the roll was called and revealed the presence of the following Senators:

Anderson	Christophel	Kent	Rigby
Baird	Clark of	Kimberly	Rogers
Beatty	Cerro Gordo	Klemme	Shaff
Bennett	Clark of Marion	Lange	Shane
Benson	Clearman	Langfitt	Stanley
Bergman	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Tabor
Blackford	Doran	MacDonald	Thompson
Booth	Frailey	McLeland	Topping
Brookins	Gilchrist	Merritt	Ulstad
Brush	Gunderson	Moen	Wilson of Page
Carden	Hager	Patterson	Wilson of Polk
Carroll	Ickis		

Absent:

Clark of Linn

Senator Clark of Linn appeared in the Senate chamber and the call was declared to be complete.

THIRD READING OF BILLS

On motion of Senator Bergman, Senate File, No. 169, a bill for an act to define and designate the secondary roads of the state, to provide for the construction and maintenance of such roads, to author-

ize levies of taxes in order to effect such construction and maintenance, to set aside certain public funds in order to supplement said taxes, to provide for a road poll tax, and for the collection thereof, to provide for and regulate the anticipation and expenditure of said funds, to define the powers and duties of public officers and employes in reference to such work, to coordinate and harmonize various statutes which relate to roads and highways, and to this end to repeal sections forty-five hundred ninety (4590), forty-six hundred fifty-nine (4659), seventy-six hundred forty-three (7643), and seventy-six hundred forty-five (7645), and to enact substitutes therefor; to amend sections three hundred fifty-one (351), forty-six hundred five (4605), forty-six hundred eight (4608), forty-six hundred fifty-three (4653), forty-six hundred sixty (4660), forty-six hundred sixty-two-a three (4662-a3), forty-six hundred sixty-six (4666), forty-six hundred sixty-nine (4669), forty-six hundred seventy (4670), five thousand ninety-three-a nine (5093-a9), seventy-four hundred seventy (7470), seventy-five hundred thirty-nine (7539), seventy-six hundred thirty-eight (7638), seventy-six hundred forty-two (7642), seventy-six hundred forty-four (7644), seventy-six hundred forty-seven (7647), seventy-six hundred forty-nine (7649), seventy-six hundred fifty (7650), and section one (1) of chapter three (3), acts special session of the forty-second (42) general assembly (said last section being a substitute for section forty-seven hundred fifty-five-b five (4755-b5), Code, 1927); to repeal sections forty-six hundred thirty-five (4635) to forty-six hundred fifty (4650), inclusive, forty-six hundred sixty-two-a two (4662-a2), forty-six hundred sixty-four (4664), forty-six hundred sixty-five (4665), forty-six hundred seventy-five (4675), seventy-four hundred eighty-five (7485); and to repeal chapters two hundred forty-four (244) and two hundred forty-five (245), relating to highways, all of said sections and chapters, except as otherwise indicated, being of the Code, 1927, with report of committee recommending amendment and passage, was taken up, considered and the report of the committee adopted.

The following six committee amendments were considered:

Amend the title by inserting immediately after the figures "(4635)" the following: "to forty-six hundred forty-four (4644), inclusive, sections forty-six hundred forty-six (4646)".

Amend section one hundred five (105) by inserting immediately after the figures "(4635)" the following: "to forty-six hundred forty-four (4644), inclusive, sections forty-six hundred forty-six (4646)".

The amendments were adopted.

Amend by striking section twenty-four (24) and inserting in lieu thereof the following: "Sec. 24. Construction program or project. Before proceeding with any construction work on the secondary road system for any year or years, the board of supervisors shall, subject to the approval of the state highway commission, adopt a comprehensive program or project based upon the construction funds estimated to be available for such year or years, not exceeding three (3) years. Before adopting any such program the board shall first consult with the township trustees as to the roads to be improved in each township. The board shall endeavor to distribute the improvements in such manner as will give to each township, as soon as may be, an equitable mileage of improved roads."

Senator Doran moved to amend the amendment by striking out the words "endeavor to" appearing in lines nine (9) and ten (10) of said amendment, as printed.

The amendment to the committee amendment was adopted.

The amendment was adopted.

Amend section seventy-five (75) by striking the period after the word "delinquent" in line eight (8) thereof and adding thereto the following: "within said county."

The amendment was adopted.

Amend section seventy-six (76) by striking lines five (5) and six (6) thereof and inserting in lieu thereof the following: "shall fix the value thereof and credit the township therefor in construction work within said township."

The amendment was adopted.

Amend section seventy-eight (78) by changing the period (.) after the word "received" in line seven (7) thereof to a comma (,) and adding thereto the following: "but such expenditure shall be in addition to any work done under the provision of section ten (10)."

The amendment was adopted.

Senator Wilson of Page offered the following amendments and moved their adoption:

Amend Section 19, line 6, by inserting after the word "may" the word "also".

By unanimous consent on request of Senator Wilson of Page the amendment was withdrawn.

Amend Section 19, line 7, by striking out the word "incompetency" and inserting in lieu thereof the words "good cause".

The amendment was adopted.

Amend Section 21 by striking the period at the end of said section and inserting in lieu thereof a comma and the words "to be approved by the Board. If said bond is a surety bond, then the premium thereon shall be paid by the Board out of any secondary road fund on hand."

By unanimous consent on request of Senator Wilson of Page the last sentence of the amendment was withdrawn.

The amendment as amended was adopted.

Amend Section 22 by striking from line 3 thereof the word "before" and inserting in lieu thereof the word "with".

The amendment was adopted.

Amend Section 25 by striking from line 9 thereof the words "greatest success" and inserting in lieu thereof the words "most convenient access".

By unanimous consent, on request of Senator Wilson of Page, the amendment was withdrawn.

Amend Section 27 by striking in line 10 thereof the word "between" and inserting in lieu thereof the word "of".

The amendment was adopted.

Amend Section 29 by inserting in line 2 thereof following the word "engineer", a comma and the following words "when so ordered by the Board".

The amendment was adopted.

Amend Section 35 by striking in line 1 thereof the word "may" and inserting in lieu thereof the word "shall." Further amend Section 35 by inserting in line 10 thereof following the figures "25" the words "or more;". Further amend Section 35 by striking the period at the end of said section and inserting in lieu thereof a comma and the following words "which objections shall bear the signatures of said objectors."

The amendment to line 1 of the section was adopted.

The amendment to line 10 of the section was adopted.

By unanimous consent, on request of Senator Wilson of Page, the last amendment proposed to section 35 was withdrawn and a new section inserted in the bill as follows:

"Sec. 35a. All written objections shall be signed by each of the objectors."

Amend Section 36 by adding after the section number 36, and before the word "hearing", the word "Objections" in line 1 thereof.

By unanimous consent, on request of Senator Wilson of Page, the amendment was withdrawn.

Amend section 36 by striking out the words "at said hearing the Board" beginning after the period in line 1 of said section and inserting in lieu thereof the following: "The board shall hold a meeting at the time and place designated in the notice given as required by the last preceding section and shall consider and pass upon, sustain or overrule all objections filed in accordance with the notice given of said meeting."

By unanimous consent, on request of Senator Wilson of Page, the word "last" in the last sentence of his amendment was changed to the word "second".

The amendment was lost.

Amend Section 37 by striking from said section all that follows the word "made" in line 4 thereof and inserting in lieu thereof the following: "Said notice of appeal shall be in writing and bear the signatures of not less than fifteen of the original objectors. Immediately upon receipt of service of said notice, the auditor shall forward to the Budget Directors a copy of said notice with the date of service thereof, together with a certified copy of the objections filed by those objectors who have served notice of their appeal.

Senator Gilchrist moved to amend the amendment by adding immediately after the word "objectors" in line 4 as printed the words "or of their attorney".

The amendment to the amendment was adopted.

The amendment was adopted.

By unanimous consent, on request of Senator Wilson of Page, the comma (,) in line 4 of the bill after the word "made" was changed to a period (.).

Amend Section 38 by striking from line 2 thereof the words "copy of said" and further amend said section 38 by adding at the end of line 7 thereof, following the word "once", the words "by registered mail;". Further amend said section 38 by striking from line 9 thereof the word "objections" and inserting in lieu thereof the words "notice of appeal".

By unanimous consent, on request of Senator Wilson of Page, the first amendment to section 38 was withdrawn.

The second amendment to section 38 was adopted.

By unanimous consent, on request of Senator Wilson of Page, the period was stricken after the word "appeal" and a comma inserted in lieu thereof and the words "or their attorney.", added.

Amend Section 53 by striking from line 6 thereof the word and figure "five (5)" and inserting in lieu thereof the words and figures "Three and (3)".

By unanimous consent, on request of Senator Wilson of Page, the word "and" after the word "Three" was stricken.

The amendment was adopted.

Amend Section 63 by adding after the period at the end of said section the following: "Which tax shall be due and payable at the office of the county treasurer at the same time and in the same manner as the March semi-annual payment of ordinary taxes.

By unanimous consent, on request of Senator Wilson of Page, action was deferred temporarily.

Senator Gunderson offered the following amendment and moved its adoption:

Amend by striking all after the word "county" in line six (6) of Section 63, and adding a period (.) thereto.

The amendment was lost.

Senator Baird offered the following amendment and moved its adoption:

Amend Section 63 by inserting the word "able-bodied" after the word "every" in line 2 thereof.

Senator Shaff offered the following amendment as a substitute and moved its adoption:

Amend by striking all of Sections 63 to 75, inclusive, of the bill.

On motion of Senator Shane the Senate adjourned until 1:15 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

There still being a call of the Senate on Senate File No. 169, the roll was called and the following Senators were present:

Anderson	Clark of	Kent	Rigby
Baird	Cerro Gordo	Kimberly	Rogers
Beatty	Clark of Linn	Klemme	Shaff
Bennett	Clark of Marion	Lange	Shane
Benson	Clearman	Langfitt	Stanley
Bergman	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Thompson
Brookins	Frailey	McLeland	Topping
Brush	Gilchrist	Merritt	Ulstad
Carroll	Gunderson	Moen	Wilson of Page
Christophel	Hager	Patterson	Wilson of Polk
	Ickis		

Absent, 2.

Blackford Carden

Senator Carden appeared in the Senate chamber.

Senator Bergman moved to defer action on Senate File No. 169 and make it a special order for 10:00 a. m., Tuesday, and that the call of the Senate prevail.

Senator Klemme moved to amend by making the time immediately after the recess.

The amendment was lost.

The motion prevailed.

AMENDMENTS FILED

I move to amend Senate File No. 169 as follows:

(1) By striking out all of sub-section six (6) of section eleven (11) thereof.

(2) By striking the comma (,) following the word "credits", in line two (2) of section sixteen (16), and the remainder of said section, and substituting in lieu thereof a period (.).

(3) By striking from section twenty (20) the words "from the general county fund," appearing in lines three (3) and four (4) thereof.

(4) By striking from section twenty-four (24) the words "at least", appearing in line seven (7) thereof.

(5) By striking from section twenty-six (26) the words "road work", appearing in lines five (5) and six (6), and substituting in lieu thereof the word "grading".

(6) By striking from section thirty-six (36) the comma (,) following the word "hearing", appearing in line one (1), and substituting in lieu thereof the words "or an adjourned session thereof".

(7) By striking from section fifty-two (52) the comma (,) following the word "council", appearing in line two (2), and substituting in lieu thereof "of any city or town,".

(8) By striking from section seventy-six (76) the word "therefor", appearing in line six (6), and substituting in lieu thereof the following: "for the reasonable value thereof. The valuation unless otherwise agreed upon of said equipment shall be determined by a board of three appraisers, one to be selected by the board of supervisors, one by the board of trustees of said township so affected, and the two thus chosen shall choose a third, which said board shall duly take oath before any officer authorized to administer oaths in the state of Iowa, to fairly and impartially discharge their duties as appraisers, and upon their qualification they shall make due appraisal of said property and return thereof to the county auditor of said county, and the valuation so fixed and determined shall be final and said township credited accordingly. The fees for said appraisers shall be paid out of said secondary road construction fund".

(9) By striking from section eighty-eight (88) the word "wholly", appearing in line five (5), and substituting in lieu thereof the words "in whole".

L. H. DORAN.

Amend Section ten (10) as follows:

By inserting the words "of each township" immediately after the word "roads" in line four (4) and strike all after the word "people" in line five (5).

O. E. GUNDERSON.

On motion of Senator Wilson of Polk the Senate adjourned until 10:00 a. m., Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 16, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Melvin Vernon Higbee, pastor of the First Presbyterian Church of Boone, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Bergman for the day, on request of Senator Stoddard; Senator Clark of Cerro Gordo for the day, on request of Senator Gunderson; Senator Clark of Linn for the day, on request of Senator Lowe; Senator Rogers for the day, on request of Senator Lowe; Senator Bennett for the day, on request of Senator Anderson; Senator Brush for the day, on request of Senator Wilson of Polk; Senator Hager for the day, on request of Senator Kent.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees.

By Senator Lange, from farmers of Dubuque and neighboring counties, favoring a tax on oleomargarine. Ways and means.

By Senator Moen, from the Rock Rapids Kiwanis Club, favoring legislation improving the educational advantages for physically handicapped children. Schools.

INTRODUCTION OF BILLS

Senate File No. 222, by Senator Clark of Linn; a bill for an act to regulate the practice of plumbing and to provide for the examination and licensing of practitioners thereof, to provide rules and regulations concerning the sanitary and healthful installation of plumbing and plumbing fixtures, to create a board of plumbing examiners, to provide for the collection of license fees, to make provision for the payment of the expense of carrying out the provisions of this act, to provide for the regulation of plumbing by the State

Health Department, and to amend the law as it appears in sections twenty-one hundred ninety-one (2191), twenty-one hundred ninety-two (2192), twenty-four hundred thirty-eight (2438), twenty-four hundred thirty-nine (2439), twenty-four hundred fifty (2450), twenty-four hundred fifty-two (2452), twenty-four hundred fifty-five (2455), fifty-seven hundred seventy-five (5775), and fifty-seven hundred seventy-seven (5777), of the Code, 1927, and repealing sections twenty-one hundred ninety-five (2195), fifty-seven hundred seventy-six (5776), fifty-seven hundred seventy-eight (5778) to fifty-seven hundred eighty-three (5783), inclusive, of the Code, 1927, relating to the establishment and enforcement of the State Plumbing Code by the State Department of Health and cities and towns.

Read first and second times and referred to committee on public health.

Senate File No. 223, by Senator Clark of Cerro Gordo; a bill for an act to amend section eighty-eight hundred twenty-one (8821), of the Code, 1927, relating to life insurance and medical examinations therefor.

Read first and second times and referred to committee on insurance.

Senate File No. 224, by Committee on Appropriations; a bill for an act making an appropriation for the payment of the salary of the judge of the Supreme Court and his secretary, authorized by House File No. 67 of the Acts of the Forty-third General Assembly.

Read first and second times and placed on the calendar.

Senate File No. 225, by Senator Gilchrist; a bill for an act to legalize Ordinance No. 69 of the incorporated town of Rolfe, Iowa, and the franchise therein granted and all proceedings had thereunder.

Read first and second times and referred to committee on Judiciary No. 2.

Senate File No. 226, by Senator Gunderson; a bill for an act to provide that before any judgment of foreclosure of a mortgage or a deed of trust shall be entered upon the records of the clerk of the district court the notes or evidences of indebtedness secured thereby shall first be cancelled or the amount of judgment credited thereon.

Read first and second times and referred to committee on Judiciary No. 1.

The journal of January 15th was corrected and approved.

PROOFS OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of Senate File No. 225, a proposed bill to legalize the proceedings of the council and mayor of the incorporated town of Rolfe, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received proof of publication of Senate File No. 177, relating to the transfer of funds from insane fund to poor fund of Monroe county, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received proof of publication of Senate File No. 178, relating to the transfer of funds from emergency fund to poor fund of Monroe county, Iowa.

WALTER H. BEAM, *Secretary.*

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 130, a bill for an act to regulate the filing and approval of bonds when required in appeals to any court, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 147, a bill for an act to make permanent the temporary transfer of money from the Hospital Maintenance Fund of the Washington County Hospital to the Hospital Building Fund of said hospital, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 96, a bill for an act relative to the suspension of the license of physicians and pharmacists because of violations of federal statutes and regulations relating to intoxicating liquors or to narcotics, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 154, a bill for an act to repeal section eleven thousand two hundred forty-two (11242) of the Code, 1927, and to enact a substitute therefor relating to judge's orders made in vacation and to validate such orders and fix a period of limitations after which such orders cannot be attacked, begs leave to report they have had the same under consideration and recommends the same do pass:

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 127, a bill for an act to repeal paragraph one (1) of section thirteen thousand nine hundred forty-six (13946), Code, 1927, relating to motions in arrest of judgment in criminal cases, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 177, a bill for an act to make legal and permanent a transfer from the insane fund to the poor fund of Monroe county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Senator Topping submitted the following report:

MR. PRESIDENT: Your committee on commerce and trade, to which was referred Senate File No. 3, a bill for an act to provide for the licensing of certain mercantile establishments in this state, to fix the fee for such licenses and the distribution thereof, and to provide penalties for a failure to comply with the provisions of this act, begs leave to report it has had the same under consideration and recommends the same do pass.

CLYDE H. TOPPING, *Chairman.*

Ordered passed on file.

Senator Frailey submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 101, a bill for an act to relinquish any claim of right, title, or interest, for or on behalf of the State of Iowa, in or to any lands heretofore sold under foreclosure of permanent school fund mortgages where the title was erroneously taken in the name of the State of Iowa, or for the use of the school fund, or in the name of the county instead of in the name of the State of Iowa for the use and benefit

of the permanent school fund of any particular county, etc., begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 158, a bill for an act legalizing certain franchises of the Iowa-Illinois Telephone Company in the towns of West Point, Eldon, Richland, New London, Hedrick, Donnellson, Montrose, etc., begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 126, a bill for an act to amend sections twelve thousand eight hundred thirty-seven (12837) and twelve thousand eight hundred forty (12840), Code, 1927, relating to the perfecting of an appeal to the Supreme Court, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also: •

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 171, a bill for an act to make permanent the temporary transfer of money from the Court Fund to General County Fund of Clinton county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 139, a bill for an act to amend section 11760, Code, 1927, sub-division eighteen (18) thereof relating to general exemptions from executions to heads of families, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title to said bill by striking therefrom the following:

“To amend section eleven thousand seven hundred and sixty (11760), Code, 1927, sub-division eighteen (18) thereof.”

Amend section one (1) by striking out the entire section and substituting in lieu thereof the following: "No motor vehicle shall be held exempt from any order, judgment or decree for damages occasioned by the use of said motor vehicle upon a public highway of this state."

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 198, a bill for an act to legalize and make permanent the transfer of money from the Grading Fund to the Fire Fund of the city of Missouri Valley, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 3, a bill for an act to repeal section seventy-two hundred seventy-nine (7279), Code, 1927, relating to notice of expiration of right of redemption from tax sale, and to enact a substitute therefor, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out the following:

"All owners of mortgages against such real estate whose mortgages are of record and mechanic or material lien claimants whose liens are of record against such real estate."

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 52, a bill for an act to render the homestead liable in certain instances for relief furnished the owner by public authorities, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 178, a bill for an act to make permanent a transfer of funds in Marion county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 158, a bill for an act to amend section ninety-nine hundred twenty-eight (9928), Code, 1927, relating to public contracts and the implied provisions thereof, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 120, a bill for an act to make permanent the temporary transfer of money from the county bridge fund, county hospital insane fund and the county poor fund to the county general fund of Mills county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 196, a bill for an act to legalize the corporate acts and proceedings of the Redfield Brick & Tile Co., of Redfield, Iowa, and to provide for the renewal and extension of the period of corporate existence of said company, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Senator Kimberly submitted the following report:

MR. PRESIDENT: Your committee on board of control, to which was referred House File No. 20, a bill for an act to amend section thirty-seven hundred fifty-seven (3757) of the Code, 1927, relating to the employment of prisoners, begs leave to report it has had the same under consideration and recommends the same do pass.

D. W. KIMBERLY, *Chairman.*

Ordered passed on file.

Senator Stanley submitted the following report:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 140, a bill for an act to amend the law as it appears in section forty-two hundred eighteen (4218) of the Code, 1927, relating to submission of proposition to vote of school electors, begs leave

to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

SENATOR KLEMME'S 80TH BIRTHDAY

It being the 80th birthday of Senator Wm. Klemme, a beautiful basket of flowers was presented to him by Senator Cole on behalf of Mrs. Wm. Klemme and Dr. and Mrs. J. D. Parker (Mrs. Parker being the daughter of Senator Klemme), of Fayette, Iowa.

Senator Klemme accepted graciously, and presented a box of cigars to the Senate.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 17, a bill for an act relating to the audit of claims against the state and certain agencies thereof.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File No. 17, a bill for an act to amend section three hundred ninety-three (393), and to repeal section three hundred ninety-seven (397) of the Code, 1927, and to enact a substitute therefor, relating to the audit of claims against the state and certain agencies thereof.

Read first and second times and referred to committee on ways and means.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk Senate File No. 196, a bill for an act to legalize the corporate acts and proceedings of the Redfield Brick & Tile Company of Redfield, Iowa, and to provide for the renewal and extension of the period of corporate existence of said company, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Christophel	Ickis	McLeland
Baird	Clark of Marion	Kent	Moen
Benson	Clearman	Kimberly	Shane
Bissell	Cochrane	Klemme	Stanley
Blackford	Cole	Lange	Tabor
Booth	Doran	Langfitt	Ulstad
Brookins	Gilchrist	Leonard	Wilson of Page
Carden	Gunderson	Lowe	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 17.

Beatty	Clark of	MacDonald	Shaff
Bennett	Cerro Gordo	Merritt	Stoddard
Bergman	Clark of Linn	Patterson	Thompson
Brush	Frailey	Rigby	Topping
	Hager	Rogers	

The bill having received a constitutional **majority was declared** to have passed the Senate and the title was agreed to.

On motion of Senator Booth Senate File No. 197, a bill for an act to repeal section five thousand ten (5010), Code, 1927, and to enact a substitute therefor, relating to the duty of the secretary of state to maintain in his office certain files relating to motor vehicles, a committee bill, was taken up and considered.

The bill was read for information.

Senator Booth moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Christophel	Kent	Shane
Baird	Clark of Marion	Kimberly	Stanley
Benson	Clearman	Klemme	Stoddard
Bissell	Cochrane	Lange	Tabor
Blackford	Cole	Langfitt	Thompson
Booth	Doran	Lowe	Ulstad
Brookins	Gilchrist	McLeland	Wilson of Page
Carden	Gunderson	Moen	Wilson of Polk
Carroll	Ickis	Rigby	

Nays, none.

Absent or not voting, 15.

Beatty	Clark of	Hager	Patterson
Bennett	Cerro Gordo	Leonard	Rogers
Bergman	Clark of Linn	MacDonald	Shaff
Brush	Frailey	Merritt	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Booth moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane Senate File No. 165, a bill for an act to amend section eighty-six hundred fifty-one (8651), Code of Iowa, 1927, relating to the organization and authorization of mutual life insurance companies, a committee bill, was taken up and considered, the amendment offered by Senator Benson previously having been adopted.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Clark of Marion	Kimberly	Shane
Baird	Clearman	Klemme	Stanley
Beatty	Cochrane	Lange	Stoddard
Benson	Cole	Langfitt	Tabor
Bissell	Doran	Leonard	Topping
Blackford	Gilchrist	Lowe	Ulstad
Booth	Gunderson	McLeland	Wilson of Page
Carden	Ickis	Merritt	Wilson of Polk
Christophel	Kent	Moen	

Nays, none.

Absent or not voting, 15.

Bennett	Carroll	Frailey	Rigby
Bergman	Clark of	Hager	Rogers
Brookins	Cerro Gordo	MacDonald	Shaff
Brush	Clark of Linn	Patterson	Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley House File No. 71, a bill for an act to amend the law as it appears in section forty-two hundred forty (4240) of the Code, 1927, relating to the annual settlement by school treasurers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Christophel	Kimberly	Shane
Baird	Clark of Marion	Klemme	Stanley
Beatty	Clearman	Lange	Stoddard
Benson	Cochrane	Langfitt	Tabor
Bissell	Cole	Lowe	Thompson
Blackford	Doran	McLeland	Topping
Booth	Gilchrist	Merritt	Ulstad
Brookins	Gunderson	Moen	Wilson of Page
Carden	Ickis	Patterson	Wilson of Polk
Carroll	Kent		

Nays, none.

Absent or not voting, 12.

Bennett	Clark of	Hager	Rigby
Bergman	Cerro Gordo	Leonard	Rogers
Brush	Clark of Linn	MacDonald	Shaff
	Frailey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Gunderson Senate File No. 148, a bill for an act to authorize the Governor and the Secretary of State to deed and transfer to the municipal corporation of Forest City, certain land now belonging to the State and used as a state park, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

"On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Bissell	Carden	Clearman
Baird	Blackford	Carroll	Cochrane
Beatty	Booth	Christophel	Cole
Benson	Brookins	Clark of Marion	Doran

Gilchrist	Lange	Moen	Tabor
Gunderson	Langfitt	Patterson	Thompson
Ickis	Leonard	Rigby	Topping
Kent	Lowe	Shane	Ulstad
Kimberly	McLeland	Stanley	Wilson of Page
Klemme	Merritt	Stoddard	

Nays, none.

Absent or not voting, 11.

Bennett	Clark of	Frailey	Rogers
Bergman	Cerro Gordo	Hager	Shaff
Brush	Clark of Linn	MacDonald	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane Senate File No. 111, a bill for an act to repeal section sixty-five-eighty-one (6581), of the Code, 1927, and to enact a substitute therefor relating to statements to be published in certain cities under the commission form of government, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out Section 2 and substituting in lieu thereof the following:

"Section 2. In cities having less than fifty thousand population, the Council shall publish itemized statements once each quarter of all receipts and disbursements of the city, and a summary of the Council proceedings immediately after each regular or special meeting, said statements and summary to be published in one or more newspapers of general circulation in said city; provided, however, that in cities having more than fifty thousand population the Council shall each month print in pamphlet form a detailed itemized statement of all receipts and disbursements of the city, and a summary of its proceedings during the preceding month, and furnish copies thereof to the state library, the city library, the daily newspapers of the city and to persons who shall apply therefor at the office of the city clerk."

By unanimous consent on request of Senator Shane, section 2 was amended by inserting after the word "cities" in line 1 and also in line 6, as printed, the words "organized under the provisions of this chapter,".

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

“On the question “Shall the bill pass?” the vote was:

Ayes, 36.

Anderson	Clark of Marion	Klemme	Shane
Baird	Clearman	Lange	Stanley
Benson	Cole	Langfitt	Stoddard
Bissell	Doran	Leonard	Tabor
Blackford	Gilchrist	Lowe	Thompson
Booth	Gunderson	McLeland	Topping
Carden	Ickis	Merritt	Ulstad
Carroll	Kent	Moen	Wilson of Page
Christophel	Kimberly	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 14.

Beatty	Brush	Cochrane	Patterson
Bennett	Clark of	Frailey	Rogers
Bergman	Cerro Gordo	Hager	Shaff
Brookins	Clark of Linn	MacDonald	

The bill having received a constitutional majority was declared to have passed the Senate and the title was **agreed to**.

By unanimous consent on request of Senator Shane the committee amendment as adopted was corrected by striking therefrom the word and figure “Section 2.”

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Marion Senate File No. 116, a bill for an act to authorize the issuance of a patent to certain lands in Marion county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

"On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Clark of Marion	Klemme	Shane
Baird	Clearman	Lange	Stanley
Beatty	Cochrane	Langfitt	Stoddard
Benson	Cole	Leonard	Tabor
Bissell	Doran	Lowe	Thompson
Blackford	Gilchrist	McLeland	Topping
Booth	Gunderson	Merritt	Ulstad
Carden	Ickis	Moen	Wilson of Page
Carroll	Kent	Patterson	Wilson of Polk
Christophel	Kimberly	Rigby	

Nays, none.

Absent or not voting, 11.

Bennett	Brush	Clark of Linn	MacDonald
Bergman	Clark of	Frailley	Rogers
Brookins	Cerro Gordo	Hager	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen Senate File No. 39, a bill for an act to legalize an election held by the voters of Lyon county, on the fourth day of June, 1928, with reference to the construction of a jail and sheriff's residence combined, and to legalize the tax levied therefor, by the Board of Supervisors of said County, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent on request of Senator Moen, the word "by" in line 4 was changed to the word "be"; and the word "Rapies" in line 7 was changed to "Rapids".

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

"On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Bissell	Carroll	Cole
Baird	Blackford	Christophel	Doran
Beatty	Booth	Clearman	Gilchrist
Benson	Carden	Cochrane	Gunderson

Ickis	Leonard	Rigby	Thompson
Kent	Lowe	Shane	Topping
Kimberly	McLeland	Stanley	Ulstad
Klemme	Merritt	Stoddard	Wilson of Page
Lange	Moen	Tabor	Wilson of Polk
Langfitt			

Nays, none.

Absent or not voting, 13.

Bennett	Clark of	Frailey	Patterson
Bergman	Cerro Gordo	Hager	Rogers
Brookins	Clark of Linn	MacDonald	Shaff
Brush	Clark of Marion		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Doran Senate File No. 59, a bill for an act to regulate the operation, outside cities and towns, of school and motor carrier busses, to require motor vehicles meeting or overtaking such busses to stop and remain stationary under certain circumstances, to prohibit the purchase of school busses unless provided with front and rear entrance, and to declare certain violations to constitute misdemeanors, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend the title by inserting after the word "purchase" in line five (5) thereof, the words "or hire".

Amend Section three (3) by inserting after the word "purchase" in line two (2) thereof, the words "or hire".

Senator Booth offered the following amendment and moved its adoption:

Amend by adding as Section 4 the following:

"Sec. 4. Exceptions. The provisions of the last preceding section shall not apply to horse-drawn vehicles or horse-drawn school busses, nor to automobiles used in transporting children to and from school where such automobiles are equipped with at least two doors, one on each side thereof."

The amendment was adopted.

The bill was read for information.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 1 by striking the period at the end thereof and by inserting a comma in lieu thereof and by adding the following: "and any person convicted thereof shall be punished by imprisonment in the county jail not more than thirty (30) days or by a fine not exceeding one hundred (100) dollars."

The amendment was adopted.

Senator Doran offered the following amendment and moved its adoption:

Amend section 2 by adding thereto:

"The provisions of this section shall not apply to automobiles equipped and used for the purposes set out in Section four (4) hereof."

The amendment was adopted.

Senator Doran moved that the reading just had be considered the third reading, which motion prevailed.

"On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Christophel	Klemme	Shane
Baird	Clark of Marion	Lange	Stanley
Beatty	Clearman	Langfitt	Stoddard
Benson	Cochrane	Leonard	Tabor
Bissell	Doran	Low	Thompson
Blackford	Gilchrist	McLeland	Topping
Booth	Gunderson	Merritt	Ulstad
Brookins	Ickis	Moen	Wilson of Page
Carden	Kent	Patterson	Wilson of Polk
Carroll	Kimberly	Rigby	

Nays, none.

Absent or not voting, 11.

Bennett	Clark of	Cole	MacDonald
Bergman	Cerro Gordo	Frailey	Rogers
Brush	Clark of Linn	Hager	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doran moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Doran, he was excused for the remainder of the day.

By unanimous consent on request of Senator Stoddard the rules were suspended under which no bill may be read the second and

third times on the same day, and on motion of Senator Stoddard Senate File No. 224, a bill for an act making an appropriation for the payment of the salary of the judge of the Supreme Court and his secretary, authorized by House File No. 67 of the Acts of the Forty-third General Assembly, a committee bill, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

“On the question “Shall the bill pass?” the vote was:

Ayes, 38.

Anderson	Clark of Marion	Lange	Shane
Baird	Clearman	Langfitt	Stanley
Benson	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Tabor
Blackford	Gilchrist	McLeland	Thompson
Booth	Gunderson	Merritt	Topping
Brookins	Ickis	Moen	Ulstad
Carden	Kent	Patterson	Wilson of Page
Carroll	Kimberly	Rigby	Wilson of Polk
Christophel	Klemme		

Nays, none.

Absent or not voting, 12.

Beatty	Clark of	Doran	MacDonald
Bennett	Cerro Gordo	Frailey	Rogers
Bergman	Clark of Linn	Hager	Shaff
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Marion Senate File No. 177, a bill for an act to make legal and permanent a transfer from the insane fund to the poor fund of Monroe County, Iowa, with report of committee recommending passage, was taken up, considered, under suspension of rule 34, and the report of the committee adopted.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Christophel	Lange	Shane
Baird	Clark of Marion	Langfitt	Stanley
Beatty	Clearman	Leonard	Stoddard
Benson	Cochrane	Lowe	Tabor
Bissell	Cole	McLeland	Thompson
Blackford	Gilchrist	Merritt	Topping
Booth	Ickis	Moen	Ulstad
Brookins	Kent	Patterson	Wilson of Page
Carden	Kimberly	Rigby	Wilson of Polk
Carroll	Klemme		

Nays, none.

Absent or not voting, 12.

Bennett	Clark of	Frailey	MacDonald
Bergman	Cerro Gordo	Gunderson	Rogers
Brush	Clark of Linn	Hager	Shaff
	Doran		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Topping Senate File No. 158, a bill for an act legalizing certain franchises of the Iowa, Illinois Telephone Company in the towns of West Point, Eldon, Richland, New London, Hedrick, Donnellson, Montrose, Hillsboro, Oakville, Ainsworth, Cone, Letts, Wayland and Winfield in the State of Iowa, with report of committee recommending passage, was taken up, considered, under suspension of rule 34, and the report of the committee adopted.

By unanimous consent on request of Senator Topping the word "effect" in line 1 of section 2 was changed to "affect".

The bill was read for information.

Senator Topping moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Christophel	Lange	Stanley
Baird	Clark of Marion	Langfitt	Stoddard
Benson	Clearman	Lowe	Tabor
Bissell	Cochrane	McLeland	Thompson
Blackford	Cole	Merritt	Topping
Booth	Ickis	Moen	Ulstad
Brookins	Kent	Patterson	Wilson of Page
Carden	Kimberly	Rigby	Wilson of Polk
Carroll	Klemme	Shane	

Nays, none.

Absent or not voting, 15.

Beatty	Clark of	Frailey	Leonard
Bennett	Cerro Gordo	Gilchrist	MacDonald
Bergman	Clark of Linn	Gunderson	Rogers
Brush	Doran	Hager	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Topping moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Marion Senate File No. 178, a bill for an act to make permanent a transfer from the emergency fund to the poor fund of Marion County, Iowa, with report of committee recommending passage, was taken up, considered, under suspension of rule 34, and the report of the committee adopted.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Carroll	Klemme	Shane
Baird	Christophel	Lange	Stanley
Beatty	Clark of Marion	Langfitt	Stoddard
Benson	Clearman	Lowe	Tabor
Bissell	Cochrane	McLeland	Thompson
Blackford	Cole	Merritt	Topping
Booth	Ickis	Moen	Ulstad
Brookins	Kent	Patterson	Wilson of Page
Carden	Kimberly	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 14.

Bennett	Clark of	Frailey	Leonard
Bergman	Cerro Gordo	Gilchrist	MacDonald
Brush	Clark of Linn	Gunderson	Rogers
	Doran	Hager	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 5 CONSIDERED

Senator Benson called up for consideration the following resolution and moved its adoption:

Whereas, The live stock producers of this country are, from justice and necessity, entitled to a market for the sale of their live stock, which will insure most advantageous results to them governed either by the natural laws of competition and supply and demand or some other system equally effective; and

Whereas, During the last few years there is in existence a system of direct or private buying that has so expanded as to endanger, in the opinion of many, the open competitive live stock markets which have been built up in this country over a period of fifty years; and

Whereas, It is the opinion of the vast majority of the stock growers that if the open competitive markets do not prevail the direct or private system of buying is, as it operates today, dangerous to the live stock interests of the country; and

Whereas, Approximately 40% of the hogs now being shipped to the big terminal markets are bought in the country by packing agents and shipped to private stock yards and by this system are kept out of the competitive market.

Therefore, Be It Resolved, the Senate Concurring, That our representatives in congress are hereby requested and strongly urged to conduct a thorough and fair investigation of the questions of marketing live stock in all of its phases, especially with respect to the setting up of some form which will be satisfactory to live stock producers if the competitive market is becoming obsolete; such investigation to be made on a basis which will inspire confidence in the conclusions and result among the producers, the consumers, and the packers, the stock yards and all other marketing agencies; that will tend to settle adequately the questions which have

perplexed the country and congress so much in the past, concerning marketing problems of the live stock industry.

Be It Further Resolved, That a copy of this resolution be sent to each of our representatives in Congress.

The resolution was adopted.

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File 169 as follows: Amend by striking from said bill sections 63 to 75, inclusive, and substituting the following:

Sec. 63. Poll Tax. A road poll tax of four dollars (\$4.00) is hereby annually levied on every able-bodied male person, including male officers and employees of any state institution, if any (but not including any committed insane of such institution), between the ages of twenty-one (21) and forty-five (45) years who are residents of the county outside the corporate limits of cities and towns.

Sec. 64. Poll tax list. The township assessor shall, on or before the fifteenth (15th) day of April of each year, furnish the county treasurer a written list of the persons subject to said poll tax in his township.

Sec. 65. Payment of poll tax. All persons subject to said poll tax shall between the first day of April and the first day of September of each year pay said tax to the county treasurer.

Sec. 66. Receipt for poll tax. The county treasurer shall give a receipt for all money received by him in payment of poll tax which receipt shall be evidence of payment of said tax to the amount and for the year specified in said receipt.

Sec. 67. Disposition of funds. The county treasurer shall credit all such poll tax funds received by him to the secondary road construction fund.

Sec. 68. Collection—certification—lien on real estate. All of said tax remaining unpaid on the first day of September in each year shall be certified by the county treasurer to the county auditor at any time after September first and before the first day of December following, and shall be entered by the auditor upon the tax list of said county and be treated and collected as ordinary county taxes and shall be a lien upon all the real property of the delinquent.

Sec. 69. Action to recover poll tax. In case of failure of any person to pay poll tax as required by this act the county treasurer may recover the same by action in his name as county treasurer and no property or wages belonging to such person shall be exempt from execution therefor.

Such action shall be brought before any justice of the peace in the county where such person resides.

Also amend said bill by renumbering the sections to conform herewith.

J. O. SHAFF.

On motion of Senator Kimberly the senate adjourned until 10:00 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 18, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Mrs. Lucas, pastor of the Congregational Church of Olds, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shaff for the day, on request of Senator Stoddard; Senator Brush for the day, on request of Senator Wilson of Polk; Senator Cochrane for the day, on request of Senator Wilson of Polk; Senator Gilchrist for the day and tomorrow, on request of Senator McLeland.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Doran from Nevada Kiwanis Club, relating to education of physically handicapped children. Schools.

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned members of the Senate, request a call of the Senate for the consideration of Senate File No. 3:

OTTO F. LANGE
FRANK SHANE
F. C. STANLEY
FRANK BISSELL
F. D. ICKIS
J. W. KENT
W. E. MCLELAND
GEO. W. CHRISTOPHEL
W. A. CLARK
O. E. GUNDERSON
E. W. CLARK
G. W. PATTERSON
C. E. ANDERSON

T. E. MOEN
B. M. STODDARD
A. T. BROOKINS
J. R. FRAILEY
H. B. CARROLL
O. P. BENNETT
A. H. BERGMAN
C. L. RIGBY
CHAS. D. BOOTH
WM. KLEMME
A. V. BLACKFORD
OSCAR ULSTAD
LEW MACDONALD

GEO. W. TABOR
 J. G. MERRITT
 D. L. WILSON
 D. W. KIMBERLY
 C. G. COLE
 WILLIAM CARDEN
 W. S. BAIRD

J. N. LANGFITT
 WESLEY C. LOWE
 CHAS. T. ROGERS
 F. M. BEATTY
 RALPH U. THOMPSON
 GEO. CLEARMAN

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of Senate File No. 122, a proposed bill to make permanent the transfer of moneys in Dallas county, Iowa.

WALTER H. BEAM, *Secretary.*

INVITATION TO ATTEND INAUGURATION

TO THE SENATE: The Hoover Birthplace Committee, West Branch, Iowa, extends to the members of the Senate of Iowa a cordial invitation to join the Iowa special train to Washington, D. C., to attend the ceremonies inaugurating as President of the United States Iowa's own son, Herbert Hoover.

Since Iowa has the honor of having the first President west of the Mississippi River, it is especially fitting that a large delegation of representative Iowa citizens participate.

(Signed)
 T. A. MOORE,
 WM. ANDERSON,

JOHN THOMPSON,
 F. L. PEARSON,
 N. P. OLSEN,

Hoover Birthplace Committee.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 34, a bill for an act relating to the recount of ballots in primary elections.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 30, a bill for an act relating to the compensation allowed newspapers for the publication of legal notices.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 113, a bill for an act relating to the maturity and payment of bonds.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 128, a bill for an act making appropriation to defray the expense of the inaugural ceremonies.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File No. 34, a bill for an act to repeal the law as it appears in section five hundred eighty-four (584), Code of 1927, and to enact a substitute in lieu thereof relative to the recount of ballots in primary elections.

Read first and second times and referred to committee on elections.

THIRD READING OF BILLS

On motion of Senator Benson, Senate File No. 13, a bill for an act to create a state banking board and certain offices in connection therewith, to define their powers, rights and duties, to provide funds in order to defray the expenses attending the discharge of said duties, to amend sections ninety-one hundred thirty-nine (9139), ninety-one hundred forty-one (9141), ninety-one hundred forty-two (9142), ninety-one hundred forty-four (9144), and ninety-one hundred forty-five (9145) relating to the banking department; and to repeal sections ninety-one hundred thirty (9130) to ninety-one hundred thirty-six (9136) inclusive, ninety-one hundred forty-three (9143), and chapter four hundred twelve A-one (412-A1), all of the Code, 1927, relating to the banking department and to the state banking board, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Klemme, Senate File No. 26, a bill for an act to require operators of all motor vehicles to stop said motor vehicles immediately before crossing a railroad track, and to provide a penalty for violations, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

By unanimous consent, on request of Senator Lange, Senate File No. 65, a bill for an act to amend the law as it appears in subdivision nine (9) of section eleven thousand four hundred seventy-two (11472), Code of Iowa, 1927, relating to the challenges to jurors for cause, with report of committee recommending indefinite postponement, was taken up, and considered.

Senator Frailey moved the previous question which motion prevailed.

The report of the committee was adopted.

On motion of Senator Patterson, Senate File No. 63, a bill for an act fixing the number of senators in the general assembly apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts, with report of committee recommending indefinite postponement was taken up and considered.

On the question, "Shall the report of the committee be adopted?" the vote was:

Ayes, 35.

Baird	Christophel	Kimberly	Rogers
Beatty	Clark of Linn	Klemme	Shane
Bennett	Clark of Marion	Lange	Stoddard
Benson	Clearman	Langfitt	Tabor
Bergman	Cole	Lowe	Thompson
Blackford	Frailey	MacDonald	Topping
Booth	Hager	McLeland	Wilson of Page
Carden	Ickis	Merritt	Wilson of Polk
Carroll	Kent	Rigby	

Nays, 9.

Anderson	Doran	Leonard	Patterson
Bissell	Gunderson	Moen	Ulstad
Clark of Cerro Gordo			

Absent or not voting, 6.

Brookins	Cochrane	Shaff	Stanley
Brush	Gilchrist		

The report was adopted and the bill was indefinitely postponed.

On motion of Senator Merritt, Senate File No. 51, a bill for an act to amend section ten thousand eight hundred thirty-seven (10837) of the Code of 1924 relating to fees of clerk of the district court, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Klemme, Senate File No. 115, a bill for an act to amend section ten thousand six hundred thirty-six (10636), Code, 1927, relating to the fees of justices of the peace, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Frailey, House File No. 126, a bill for an act to amend sections twelve thousand eight hundred thirty-seven (12837) and twelve thousand eight hundred forty (12840), Code, 1927, relating to the perfecting of an appeal to the Supreme Court, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Clearman, Senate File No. 95, a bill for an act so to amend section twenty-three hundred sixty-two (2362), Code, 1927, as to authorize the board of supervisors and the council of a city or town to levy a public nurse fund, the report of the committee recommending indefinite postponement having been previously rejected, was taken up and considered.

Senator Doran offered the following amendments and moved their adoption:

Amend by striking the title thereof and substituting in lieu thereof the following:

"An Act to amend sections two thousand three hundred sixty-two (2362), two thousand three hundred sixty-three (2363) and two thousand three hundred sixty-four (2364) of the Code, 1927, authorizing the board of supervisors and the council of a city or town to levy a public nurse or public welfare worker fund, and to provide for the employment of a public nurse or public welfare worker."

Amend by adding the following sections:

"Sec. 2. Section two thousand three hundred sixty-two (2362) of the Code, 1927, is amended by inserting after the word "nurses", in line four (4), the words "or public welfare worker"; and by striking the period following the word "nurses" in line eight (8), and inserting a comma (,) in lieu thereof and by adding thereto the words "or public welfare worker".

Sec. 3. Section two thousand three hundred sixty-three (2363) of the Code, 1927, is amended by inserting after the word "nurses", in line three (3), a comma (,) and the words "or public welfare worker".

Sec. 4. Section two thousand three hundred sixty-four (2364) of the Code, 1927, is amended by inserting after the word "nurses", in line two (2), a comma (,) and the words "or public welfare worker"; and by strik-

ing the word "their", in line three (3), and substituting in lieu thereof the word "the"; and by striking the period following the word "health", in line five (5) thereof, and inserting a comma (,) in lieu thereof and the words "or public welfare".

The amendments were adopted.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 26.

Baird	Clark of Linn	Kent	Rigby
Benson	Clearman	Klemme	Rogers
Bergman	Cole	Lange	Stanley
Blackford	Doran	Langfitt	Stoddard
Booth	Frailey	Leonard	Tabor
Brookins	Hager	Lowe	Wilson of Page
Carden	Ickis		

Nays, 8.

Anderson	Bissell	Christophel	Patterson
Bennett	Carroll	McLeland	Thompson

Present, 2.

MacDonald	Moen
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Absent or not voting, 14.

Beatty	Clark of Marion	Kimberly	Topping
Brush	Cochrane	Merritt	Ulstad
Clark of	Gilchrist	Shaff	Wilson of Polk
Cerro Gordo	Gunderson	Shane	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agree to.

Senator Clearman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

INTRODUCTION OF BILLS

Senate File No. 227, by Senators Lange and Topping, a bill for an act to amend subdivision five (5) of section fifty-nine hundred two (5902), Code, 1927, relating to docks, and providing for the enforcement of rules and regulations by fine or imprisonment.

Read first and second times and referred to committee on cities and towns.

Senate File No. 228, by Senators Lange and Topping, a bill for an act to amend subdivision four (4) of section fifty-nine hun-

dred two (5902), Code, 1927, relating to docks, and to authorize the levying of special assessments upon benefited property to pay the cost of street improvements and sewers.

Read first and second times and referred to committee on cities and towns.

Senate File No. 229, by Senator Lowe, a bill for an act legalizing certain warrants of the incorporated town of Carlisle, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 230, by Senator Clark of Linn, a bill for an act conferring jurisdiction and control upon the board of railroad commissioners over the location, construction, maintenance and operation, service and rates of telephone companies.

Read first and second times and referred to committee on public utilities.

Senate File No. 231, by Senator Lange, a bill for an act to repeal sections thirty-six hundred forty-one (3641) to thirty-six hundred forty-three (3643), inclusive, and section thirty-six hundred forty-one-b one (3641-b1), Code, 1927, relating to the care of children of indigent parents, and to enact a substitute therefor.

Read first and second times and referred to committee on child welfare.

Senate File No. 232, by Senator Brookins, a bill for an act to amend section 8982, Code 1927, relating to stipulation for arbitration of loss under contract of insurance.

Read first and second times and referred to committee on insurance.

Senate File No. 233, by Senator Thompson, a bill for an act making section sixty-one hundred eighty-three (6183), Code 1927, applicable to all cities and towns; to cities acting under commission form; to cities acting under city-manager plan; and to cities acting under special charter; regardless of population, in relation to municipal waterworks.

Read first and second times and referred to committee on cities and towns.

The journal of February 16th was corrected and approved.

On motion of Senator Shane the Senate adjourned until 3:30 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

EXECUTIVE SESSION

On motion of Senator Shane the Senate went into executive session.

On motion and roll call the Senate confirmed the appointment of Hon. S. J. Galvin of Franklin county, as a member of the State Board of Education, to fill the unexpired term of Claude R. Porter, resigned, which terminates June 30, 1931.

On motion and roll call the Senate confirmed the appointment of Hon. Oscar Anderson, of Decatur county, to the office of Budget Director covering the unexpired term of the Honorable E. L. Hogue, deceased, which terminates June 30, 1933.

The Senate arose from executive session and resumed regular session.

H. F. NO. 20 SPECIAL ORDER

Senator Rigby moved that House File No. 20, the prison labor bill, be made a special order for the day following action on the secondary road bill; that it be considered in committee of the whole, and that for one and one-half hours a public hearing be held; also that the rules be suspended so that a vote may be had on the same day as the consideration of the bill in committee of the whole.

Senator Benson moved to amend by adding that the President of the Senate act as chairman of the committee of the whole.

The amendment was adopted and the original motion as amended was adopted.

INTRODUCTION OF BILLS

Senate File No. 234, by committee on judiciary No. 2, a bill for an act to protect investors, by regulating sales and purchases and attempted sales and purchases within the state of Iowa, of stocks, bonds, notes, debentures, evidences of indebtedness, investment contracts, interests in or under profit sharing or participating

agreements or schemes, and interests in trusts, all hereinafter called securities; by defining words, phrases, and terms used in this account; by fixing the scope of the regulation in this act provided and prescribing the conditions under which securities may be sold, bartered, or exchanged or offered therefor; by providing for enforcement of this act through public agencies and otherwise; and by prescribing and imposing penalties for violation of or non-compliance with this act, and repealing chapter three hundred ninety-three (393) of the Code, 1927, relating to investment companies.

Read first and second times and placed on calendar.

Senate File No. 235, by committee on corporations, a bill for an act to repeal section eighty-three hundred fifty-one (8351), of chapter three hundred eighty-four (384), Code of 1927, relating to the limit of indebtedness that a corporation for pecuniary profit may incur; to repeal section eighty-three hundred fifty-two (8352), of chapter three hundred eighty-four (384), Code of 1927, relating to the exceptions to section eighty-three hundred fifty-one (8351), of chapter three hundred eighty-four (384), Code of 1927; to repeal section eighty-three hundred eighty (8380), of chapter three hundred eighty-four (384), Code of 1927, relating to the liability of officers and directors on excessive indebtedness; to repeal section eighty-four hundred eighty-five (8485), of chapter three hundred eighty-nine (389), relating to the limit of indebtedness that cooperative associations may incur.

Read first and second times and placed on calendar.

Senate File No. 236, by committee on corporations, a bill for an act to repeal section eighty-three hundred forty-three (8343), and to enact a substitute therefor; to amend section eighty-three hundred forty-nine (8349), section eighty-three hundred fifty-three (8353), section eighty-three hundred fifty-four (8354), section eighty-three hundred sixty-seven (8367), section eighty-three hundred sixty-eight (8368) and section eighty-three hundred sixty-nine (8369), Code of 1927, relating to the adoption and recording of articles of incorporation, incorporation fees, place of business of corporations, place of meetings of corporation directors, recording of articles of renewal and the exemption from incorporation fee.

Read first and second times and placed on calendar.

Senate File No. 237, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-three hundred fifty-one (8351), Code of 1927, relative to the limit of indebtedness of corporations for pecuniary profit.

Read first and second times and placed on the calendar.

Senate File No. 238, by committee on corporations, a bill for an act to provide for the approval by the superintendent of banking of all articles of incorporation, including articles of renewal of state and savings banks.

Read first and second times and placed on the calendar.

Senate File No. 239, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-four hundred sixteen (8416), Code of 1927, relative to the filing of a certificate of issuance of stock.

Read first and second times and placed on the calendar.

Senate File No. 240, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-four hundred thirty-nine (8439), Code of 1927, relative to the requirements and time of report to be made by corporations.

Read first and second times and placed on the calendar.

Senate File No. 241, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-three hundred seventy-three (8373), Code of 1927, relating to the execution of renewal of articles of incorporation.

Read first and second times and placed on the calendar.

Senate File No. 242, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-four hundred fifty-one (8451), Code of 1927, relating to the compromise authorized to be made with delinquent corporations.

Read first and second times and placed on the calendar.

Senate File No. 243, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-four hundred sixty-two (8462), section eighty-four hundred ninety (8490) and section ninety-two hundred eighty-three dash b four (9283-b4), Code of 1927, relating to fees to be charged for recording.

Read first and second times and placed on the calendar.

Senate File No. 244, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-four hundred eighty dash a three (8480-a3) and section eighty-five hundred eight dash a three (8508-a3) Code of 1927, relating to notice to be given to delinquent corporations.

Read first and second times and placed on the calendar.

Senate File No. 245, by committee on corporations, a bill for an act to amend section eighty-four hundred eighty-one (8481) and section eighty-five hundred nine (8509), Code of 1927, relating to the filing of amended and substituted articles of incorporation by cooperative associations.

Read first and second times and placed on the calendar.

Senate File No. 246, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-four hundred eighty-eight (8488), Code of 1927, relative to accumulation of a reserve fund and a permanent educational fund.

Read first and second times and placed on the calendar.

Senate File No. 247, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-four hundred eighty-five (8485), Code, 1927, relative to the limit of indebtedness of cooperative associations.

Read first and second times and placed on the calendar.

Senate File No. 248, by committee on corporations, a bill for an act to amend the law as it appears in section eighty-six hundred one (8601), Code of 1927, relating to the filing of articles of incorporation of foreign non-pecuniary corporations.

Read first and second times and placed on the calendar.

Senate File No. 249, by committee on corporations, a bill for an act to repeal section ten thousand thirty-six (10036), Code of 1927, and to enact a substitute therefor, relating to the filing of contracts pertaining to public utility equipment; and to repeal section ten thousand thirty-eight (10038), Code of 1927, and to enact a substitute therefor, relating to fees to be charged by the secretary of state.

Read first and second times and placed on the calendar.

Senate File No. 250, by committee on code revision, a bill for an act to amend sections four hundred eighty-eight (488) and four hundred eighty-nine (489), Code 1927, relating to liberty memorial bonds.

Read first and second times and placed on the calendar.

Senate File No. 251, by committee on code revision, a bill for an act to amend sections ninety-five hundred fifty-six (9556) and ninety-six hundred nine (9609), Code 1927, relating to negotiable instruments.

Read first and second times and placed on the calendar.

Senate File No. 252, by committee on code revision, a bill for an act to amend, revise, and codify section ten thousand one hundred two (10102), Code, 1927, relating to acknowledgments.

Read first and second times and placed on the calendar.

Senate File No. 253, by committee on code revision, a bill for an act to amend section ten thousand four hundred eighty-six (10486), Code, 1927, relating to annulment of marriages.

Read first and second times and placed on the calendar.

Senate File No. 254, by committee on code revision, a bill for an act to amend section two hundred thirty-five (235), Code, 1927, relating to distribution of Codes and session laws.

Read first and second times and placed on the calendar.

Senate File No. 255, by Senator Wilson of Polk, a bill for an act to amend the law as it appears in section fourteen hundred seventy-seven (1477), chapter seventy-two (72) of the Code, 1927, relating to security for the payment of workmen's compensation.

Read first and second times and referred to committee on insurance.

Senate File No. 256, by Senator Beatty, a bill for an act to amend section fourteen hundred sixty (1460) of the Code, 1927, and to enact a substitute therefor, relative to the place of hearing of petitions for review before the industrial commissioner.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 257, by Senator Beatty, a bill for an act to amend section thirteen hundred sixty-one (1361) of the Code, 1927, relating to the application of the workmen's compensation act to persons employed on farms owned and operated by the state.

Read first and second times and referred to committee on insurance.

REPORTS OF COMMITTEES

Senator Topping submitted the following report:

MR. PRESIDENT: Your committee on commerce and trade, to which was referred Senate File No. 85, a bill for an act to amend Title X of the Code, relating to regulations and inspections, by adding thereto a chapter requiring that all prison-made goods from other states be distinctly marked as such before being exposed for sale in Iowa, and prescribing the penalty for violations, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by adding the following section:

"Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Decorah Journal, a newspaper published at Decorah, Iowa, and the Howard County Times, a newspaper published at Cresco, Iowa."

CLYDE H. TOPPING, *Chairman.*

Ordered passed on file.

Senator Clark of Linn submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred House File No. 143, a bill for an act relating to certain tax levies for general, grading, sewer and other funds in cities and towns and authorizing a consolidated levy for such purposes applicable to cities acting under special charter, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred House File No. 66, a bill for an act relating to the payment of street improvements, sewers and special assessments of the same, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Senator Baird submitted the following reports:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File No. 82, a bill for an act to amend section seven thousand two hundred seventy-two (7272) of the Code, 1927, relating to the penalty imposed where property is sold at delinquent tax sale and providing for such penalty, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. S. BAIRD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File No. 80, a bill for an act to repeal chapter three hundred and thirty-two (332) and sections seven thousand and twenty (7020); seven thousand and twenty-nine (7029); seven thousand and thirty (7030); seven thousand one hundred and sixteen (7116); seven thousand one hundred and seventeen (7117); seven thousand one hundred and eighteen (7118); six thousand nine hundred and sixty-three (6963); of the Code of Iowa, 1927; and to amend sections six thousand nine hundred and forty-four (6944); six thousand nine hundred and fifty-three (6953); six thousand nine hundred and fifty-eight (6958); six thousand nine hundred and sixty-six (6966); six thousand nine hundred and sixty-seven (6967); six thousand nine hundred and sixty-five (6965); and six thousand nine hundred and seventy-eight (6978), relating to tax on moneys and credits and to enact a substitute therefor, and to provide for the levying and collecting of an income tax for state and public school purposes, and to prescribe a penalty for failure to pay such tax, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. S. BAIRD, *Chairman*.

Ordered passed on file.

Senator Lange submitted the following report:

MR. PRESIDENT: Your committee on public utilities, to which was referred Senate File No. 181, a bill for an act to amend section eighty-seven hundred thirty-seven (8737) of the Code, 1927, relating to the investment in public utility bonds of the funds of life insurance companies and associations contemplated by chapters three hundred ninety-eight (398) and four hundred (400) of the Code, 1927, begs leave to report it has had the same under consideration and recommends the same do pass.

OTTO F. LANGE, *Chairman*.

Ordered passed on file.

PUBLIC HEARING

Senator Topping announced that there would be a public hearing on Senate File No. 219 on March 5th, at 3:00 p. m.

On motion of Senator Clark of Linn the Senate adjourned until 9:30 Tuesday morning.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 19, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. H. W. Munster, pastor of First Methodist church of Letts, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Clark of Cerro Gordo, from citizens of Mason City, favoring the secondary road bill. Highways.

By Senator Tabor from Iowa State Fox Hunters' Association, favoring protection of fox. Fish and game.

INTRODUCTION OF BILLS

Senate File No. 258, by committee on insurance, a bill for an act to amend section nine thousand eighty-six (9086) and section nine thousand one hundred and one (9101) of the Code, 1927, relative to the name and form of policy of reciprocal or inter-insurance exchanges.

Read first and second times and placed on the calendar.

Senate File No. 259, by committee on insurance, a bill for an act to amend the law as it appears in subsection eight (8) of section eighty-nine hundred forty (8940) of the Code of Iowa, relating to the subject of credit insurance.

Read first and second times and placed on the calendar.

Senate File No. 260, by committee on public libraries, a bill for an act to repeal the law as it appears in chapter two hundred ninety-nine (299) of the Code, 1927, and to enact a substitute therefor relating to the establishment by counties and cities and

towns, of libraries, and providing for the management and control of such libraries when so established, and to make provision for the levy of a tax for the carrying out of the provisions of the act.

Read first and second times and placed on the calendar.

Senate File No. 261, by Senator Kimberly, a bill for an act to amend sections sixty twelve (6012), sixty sixteen (6016), sixty eighteen (6018), sixty twenty-three (6023), sixty forty-four (6044), sixty-two eleven (6211) and sixty two sixty-one (6261) of the Code of Iowa, 1927, relating to street improvements and assessments.

Read first and second times and referred to committee on judiciary No. 2.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled, Senate Files Nos. 30, 113 and 128, and House File No. 71.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 30, 113, and 128, and House File No. 71.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 19th day of February, 1929, sent to the governor for his approval, Senate Files Nos. 30, 113, and 128.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator McLeland submitted the following reports:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 185, a bill for an act to repeal section ten hundred sixty-seven (1067), Code, 1927, and to enact a substitute therefor, relating to bonds of county officers, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 142, a bill for an act to amend chapter two hundred sixty-four (264) of the Code, 1927, providing that each county officer in charge of any county office or department shall, on or before December fifteenth of each year, prepare and submit to the board of supervisors estimates of proposed expenditures for the following year, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting immediately after the word "funds" and before the word "such" in line fifty-four (54) thereof the following:

"No such supplementary appropriation shall be made to any such county office or offices unless it shall be shown that a specific need therefor exists."

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 5, a bill for an act to amend the law as it appears in sections fifty-five hundred eighty-three (5583) and fifty-five hundred eighty-six (5586) of the Code, 1927, relating to the licensing by township trustees of certain places of amusement, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Senator Merritt submitted the following report:

MR. PRESIDENT: Your committee on insurance, to which was referred House File No. 86, a bill for an act to amend section eighty-six hundred seventy-one (8671) of the Code, 1927, relating to life insurance and medical examinations therefor, begs leave to report it has had the same

under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from section one (1), line seven (7), the words "annuities or to".

Also by striking all of section two (2) and renumbering section three (3) as section two (2).

J. G. MERRITT, *Chairman.*

Ordered passed on file.

Senator Frailey submitted the following report:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 164, a bill for an act to define, regulate and license real estate brokers and real estate salesmen; to create a state real estate commissioner; and to provide a penalty for a violation of the provisions therefor, begs leave to report it has had the same under consideration and suggests the following amendments, but returns the bill without recommendation:

Amend section three as follows:

"The secretary of state shall be the real estate commissioner and shall be charged with the administration of this act.

The real estate commissioner shall be provided by the executive council with such office space, office furniture, fuel, light and other proper conveniences necessary for the carrying out of this act. He shall employ a secretary and such clerks and assistants as deemed necessary to discharge the duties imposed by the provisions of this act and shall outline the duties of such secretary, clerks and assistants and fix their compensation subject to the general laws of the state. Necessary printing and supplies shall be purchased by the commissioner subject to the general laws of the state."

Amend section four by adding the following:

"No expenditures shall be made in excess of the license fees and receipts under the provisions of this act during any fiscal year of its operation."

Amend section eight, line 27, to read:

"the commissioner may upon his own motion, etc."

Amend section 8, line 38, by substituting for the word "department" the word "commissioner".

Amend section 8, line 43, by substituting for the words "department of registration and education" the word "commissioner".

Amend section 8, line 91, by inserting the words "without charge" the words "upon payment of a fee of one (1) dollar".

Amend section 13, line 17, by adding after the word "commissioner" the words "and shall be placed in the general fund of the state".

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Senator Kimberly submitted the following report:

MR. PRESIDENT: Your committee on board of control, to which was referred Senate File No. 207, a bill for an act to repeal the law as it appears in Section 3366, Code, 1927, and to enact a substitute therefor, relating to the right of admission of ex-service men in military forces of the United States and their wives and widows to the soldiers' home at Marshalltown, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

D. W. KIMBERLY, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 164, a bill for an act pertaining to the limitation of landlord's lien in case of sale of stock of merchandise under judicial process.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 54, a bill for an act to reimburse Capitol Extension Fund for boilers delivered to Board of Control.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 202, a bill for an act to provide for filling vacancies in nominations of presidential electors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 201, a bill for an act relating to the regulation of sales and purchases of Iowa securities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 186, a bill for an act relating to marginal assignments or releases of mortgages, contracts or other instruments constituting encumbrances on real estate.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 157, a bill for an act relating to the erection or repair of schoolhouses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 15, a bill for an act relating to the licensing of dogs.

A. C. GUSTAFSON, *Chief Clerk.*

The journal of February 18th was corrected and approved.

THIRD READING OF BILLS

By unanimous consent, on request of Senator Lange, Senate File No. 5, a bill for an act to amend the law as it appears in sections fifty-five hundred eighty-three (5583) and fifty-five hundred eighty-six (5586) of the Code, 1927, relating to the licensing by township trustees of certain places of amusement, with report of committee recommending indefinite postponement, was taken up and considered, under suspension of rule 34, and the report of the committee adopted.

By unanimous consent, on request of Senator Baird, Senate File No. 82, a bill for an act to amend section seven thousand two hundred seventy-two (7272) of the Code, 1927, relating to the penalty imposed where property is sold at delinquent tax sale and providing for such penalty, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

Senator Shane moved that the rules be suspended and that Senate File No. 80, the income tax bill, be taken up and considered, upon the appearance of either Senator Patterson or Senator Moen, co-authors of the bill.

The motion prevailed.

There being a call of the Senate on Senate File No. 169, the roll was called and revealed the presence of all Senators except Gilchrist, Patterson and Moen.

Senators Moen and Patterson appeared in the Senate chamber and the call was declared complete, Senator Gilchrist having previously been excused for the day.

On motion of Senator Baird, Senate File No. 80, a bill for an act to repeal chapter three hundred thirty-two (332) and sections seven thousand and twenty (7020); seven thousand and twenty-nine (7029); seven thousand and thirty (7030); seven thousand one hundred and sixteen (7116); seven thousand one hundred and seventeen (7117); seven thousand one hundred and eighteen (7118); six thousand nine hundred and sixty-three (6963); of the Code of Iowa 1927; and to amend sections six thousand nine hundred and forty-four (6944); six thousand nine hundred and fifty-three (6953); six thousand nine hundred and fifty-eight (6958); six thousand nine hundred and sixty-six (6966); six thousand nine hundred and sixty-seven (6967); six thousand nine hundred and sixty-five (6965); and six thousand nine hundred and seventy-eight (6978), relating to tax on moneys and credits and to enact a substitute therefor, and to provide for the levying and collecting of an income tax for state and public school purposes, and to prescribe a penalty for failure to pay such tax, with report of committee recommending indefinite postponement, was taken up and considered.

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned members of the Senate, request a call of the Senate for the consideration of Senate File No. 80:

CHAS. D. BOOTH
 WILLIAM CARDEN
 C. L. RIGBY
 LEW MACDONALD
 FRANK SHANE
 F. D. ICKIS
 C. F. CLARK
 WESLEY C. LOWE
 G. W. PATTERSON
 C. E. ANDERSON

L. H. DORAN
 J. N. LANGFITT
 S. A. BRUSH
 WM. COCHRANE
 F. M. BEATTY
 O. E. GUNDERSON
 F. C. STANLEY
 E. W. CLARK
 WM. H. KLEMME
 OSCAR ULSTAD
 T. E. MOEN

Senator Frailey moved that Senator Patterson be given the privilege of talking on this bill as long as he wished, which motion prevailed.

By unanimous consent, on request of Senator Stoddard, he was excused for about fifteen minutes.

Senator Frailey raised the point of order that the speech of Senator Patterson could not be printed in the journal.

The President held that Senator Patterson's reasons for his opposition to the report of the committee recommending indefinite postponement could be printed in the journal.

By unanimous consent, on request of Senator Frailey, he was excused for fifteen minutes.

By unanimous consent, on request of Senator Benson, he was excused for fifteen minutes.

President pro tem Frank Shane took the chair at 10:25 a. m.

By unanimous consent, on request of Senator Lange, he was excused for five minutes.

Senator Stoddard took the chair at 11:20 a. m.

President pro tem Frank Shane returned to the chair at 11:25 a. m.

By unanimous consent, on request of Senator Cole, he was excused for about fifteen minutes.

By unanimous consent, on request of Senator Wilson of Page, he was excused for ten minutes.

By unanimous consent, on request of Senator Beatty, he was excused for ten minutes.

By unanimous consent, on request of Senator Merritt, he was excused for fifteen minutes.

Senator Gunderson moved to adjourn until 10:00 a. m., Wednesday.

The motion lost.

Senator Klemme moved to adjourn until 1:00 p. m., today.

The motion was lost.

There being a call of the Senate on Senate File No. 80, the roll was called and the following Senators were present:

Anderson	Bissell	Brush	Clark of
Baird	Blackford	Carden	Cerro Gordo
Bennett	Booth	Carroll	Clark of Linn
Bergman	Brookins	Christophel	Clark of Marion

Cochrane	Kimberly	McLeland	Stanley
Doran	Klemme	Moen	Stoddard
Frailey	Lange	Patterson	Tabor
Gunderson	Langfitt	Rigby	Thompson
Hager	Leonard	Rogers	Ulstad
Ickis	Lowe	Shaff	Wilson of Page
Kent	MacDonald	Shane	Wilson of Polk

Absent:

Beatty	Clearman	Gilchrist	Topping
Benson	Cole	Merritt	

Senator Ulstad moved to adjourn until 1:30 p. m., at which time the Senator from Kossuth shall have the floor.

Senator Clark of Linn moved to amend by adding the following: "for 30 minutes only—at the expiration of which time final vote shall be taken on the matter now pending before the Senate."

The amendment was adopted.

On the question, "Shall the motion as amended prevail?" the vote was:

Ayes, 34.

Baird	Christophel	Ickis	Rogers
Bennett	Clark of	Kent	Shaff
Bergman	Cerro Gordo	Kimberly	Shane
Bissell	Clark of Linn	Klemme	Stanley
Blackford	Clark of Marion	Lange	Stoddard
Booth	Cochrane	Langfitt	Tabor
Brush	Doran	Lowe	Wilson of Page
Carden	Frailey	MacDonald	Wilson of Polk
Carroll	Hager	Rigby	

Nays, 8.

Anderson	Gunderson	Moen	Thompson
Brookins	Leonard	Patterson	Ulstad

Absent, 8.

Beatty	Clearman	Gilchrist	Merritt
Benson	Cole	McLeland	Topping

The motion as amended prevailed and the Senate adjourned until 1:30 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

There being a call of the Senate on Senate File No. 80, the roll was called and revealed the presence of all Senators except Christophel, Gilchrist and Thompson.

On motion of Senator Wilson of Page, Senators Thompson and Christophel were excused until the final vote on the question.

Senator Thompson appeared in the Senate chamber.

Senator Christophel appeared in the Senate chamber and the call was declared complete.

By unanimous consent, on request of Senator Clark of Linn, Senator Patterson was given fifteen minutes more to talk on the question.

By unanimous consent, on request of Senator Moen, he was given ten minutes to speak on the question.

Senator Patterson invoked rule 8.

On the question, "Shall the report of the committee for indefinite postponement be adopted?" the vote was:

Ayes, 38.

Baird	Carroll	Iekis	Shaff
Beatty	Clark of	Kent	Shane
Bennett	Cerro Gordo	Kimberly	Stanley
Benson	Clark of Linn	Klemme	Stoddard
Bergman	Clark of Marion	Lange	Tabor
Bissell	Clearman	Langfitt	Thompson
Blackford	Cochrane	Lowe	Topping
Booth	Cole	MacDonald	Wilson of Page
Brush	Doran	Rigby	Wilson of Polk
Carden	Frailey	Rogers	

Nays, 10.

Anderson	Gunderson	McLeland	Patterson
Brookins	Hager	Moen	Ulstad
Christophel	Leonard		

Absent or not voting, 1.

Gilchrist

Present, 1.

Merritt

The report of the committee was adopted and the bill indefinitely postponed.

Senator Baird moved that the vote by which the bill was indefinitely postponed by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

THIRD READING OF BILLS

The time having arrived for the consideration of the special order, on motion of Senator Bergman, Senate File No. 169, a bill for an act to define and designate the secondary roads of the state, to provide for the construction and maintenance of such roads, to authorize levies of taxes in order to effect such construction and maintenance, to set aside certain public funds in order to supplement said taxes, to provide for a road oil tax, and for the collection thereof, to provide for and regulate the anticipation and expenditure of said funds, to define the powers and duties of public officers and employes in reference to such work, to coordinate and harmonize various statutes which relate to roads and highways, and to this end to repeal sections forty-five hundred ninety (4590), forty-six hundred fifty-nine (4659), seventy-six hundred forty-three (7643), and seventy-six hundred forty-five (7645), and to enact substitutes therefor; to amend sections three hundred fifty-one (351), forty-six hundred five (4605), forty-six hundred eight (4608), forty-six hundred fifty-three (4653), forty-six hundred sixty (4660), forty-six hundred sixty-two-a three (4662-a3), forty-six hundred sixty-six (4666), forty-six hundred sixty-nine (4669), forty-six hundred seventy (4670), five thousand ninety-three-a nine (5093-a9), seventy-four hundred seventy (7470), seventy-five hundred thirty-nine (7539), seventy-six hundred thirty-eight (7638), seventy-six hundred forty-two (7642), seventy-six hundred forty-four (7644), seventy-six hundred forty-seven (7647), seventy-six hundred forty-nine (7649), seventy-six hundred fifty (7650), and section one (1) of chapter three (3), acts special session of the forty-second (42) general assembly (said last section being a substitute for section forty-seven hundred fifty-five-b five (4755-b5), Code, 1927; to repeal sections forty-six hundred thirty-five (4635) to forty-six hundred fifty (4650), inclusive, forty-six hundred sixty-two-a two (4662-a2), forty-six hundred sixty-four (4664), forty-six hundred sixty-five (4665), forty-six hundred seventy-five (4675), seventy-four hundred eighty-five (7485); and to repeal chapters two hundred forty-four (244) and two hundred forty-five (245), relating to highways, all of said sections and chapters, except as otherwise indicated, being of the Code, 1927, was taken up and considered, the report of the committee recommending amendment and passage having been previously adopted, and the amendments as offered by Senator Wilson of Page, having been considered.

By unanimous consent, on request of Senator Shaff, his amendment as found on page 322 of the Senate journal, was withdrawn.

Senator Shaff offered the following amendments and moved their adoption:

Amend by striking from said bill sections 63 to 75, inclusive, and substituting the following:

Sec. 63. Poll Tax. A road poll tax of four dollars (\$4.00) is hereby annually levied on every able-bodied male person, including male officers and employees of any state institution, if any (but not including any committed insane of such institution), between the ages of twenty-one (21) and forty-five (45) years who are residents of the county outside the corporate limits of cities and towns.

Sec. 64. Poll tax list. The township assessor shall, on or before the fifteen (15th) day of April of each year, furnish the county treasurer a written list of the persons subject to said poll tax in his township.

Sec. 65. Payment of poll tax. All persons subject to said poll tax shall between the first day of April and the first day of September of each year pay said tax to the county treasurer.

Sec. 66. Receipt for poll tax. The county treasurer shall give a receipt for all money received by him in payment of poll tax which receipt shall be evidence of payment of said tax to the amount and for the year specified in said receipt.

Sec. 67. Disposition of funds. The county treasurer shall credit all such poll tax funds received by him to the secondary road construction fund.

Sec. 68. Collection—certification—lien on real estate. All of said tax remaining unpaid on the first day of September in each year shall be certified by the county treasurer to the county auditor at any time after September first and before the first day of December following, and shall be entered by the auditor upon the tax list of said county and be treated and collected as ordinary county taxes and shall be a lien upon all the real property of the delinquent.

Sec. 69. Action to recover poll tax. In case of failure of any person to pay poll tax as required by this act the county treasurer may recover the same by action in his name as county treasurer and no property or wages belonging to such person shall be exempt from execution therefor. Such action shall be brought before any justice of the peace in the county where such person resides.

Also amend said bill by renumbering the sections to conform herewith.

Senator Clark of Linn offered the following four amendments to Senator Shaff's amendment and moved their adoption:

Amend Section 63 by striking out of line two (2) thereof the word "able-bodied."

The amendment to the amendment was adopted.

Amend Section 63 by striking out the words "between the ages of twenty-one (21) and forty-five (45) years" and inserting in lieu thereof the words "over twenty-one years of age."

The amendment to the amendment was lost.

Senator Stoddard moved to amend the Shaff amendment by striking out the words "if any" in line 3 of the printed amendment.

The amendment was lost.

Consideration of Clark amendments resumed:

Amend Section 68 by adding at the end thereof the words "within said county."

The amendment to the amendment was adopted.

Amend Section 69 by striking out the same and inserting in lieu thereof the following to-wit:

"Sec. 69. The county treasurer may also collect said poll tax in the manner provided by Sections 7240 to 7243, both inclusive, Code, 1927, and no property or wages belonging to such person shall be exempt from sale for such tax."

Senator Clark of Linn moved to amend by striking the second line of section 64 as it appears on page 345 of the Senate journal and inserting in lieu thereof the following: "first (1st) day of April of each year, furnish the county treasurer and the local board of review".

The amendment was adopted.

Senator Wilson of Page offered the following amendment as a substitute amendment for all pending amendments and moved its adoption:

Amend by striking all of Sections 63 to 75, inclusive.

On the question, "Shall the substitute amendment be adopted?" the vote was:

Ayes, 33.

Anderson
Baird

Bennett
Benson

Bergman
Blackford

Brookins
Brush

Carden	Cole	Lowe	Rogers
Carroll	Frailey	McLeland	Shaff
Christophel	Gunderson	Merritt	Shane
Clark of	Hager	Moen	Stoddard
Cerro Gordo	Kent	Patterson	Thompson
Clark of Marion	Kimberly	Rigby	Wilson of Page
Cochrane	Lange		

Nays, 13.

Bissell	Doran	Langfitt	Stanley
Booth	Ickis	Leonard	Tabor
Clark of Linn	Klemme	MacDonald	Ulstad
Clearman			

Absent or not voting, 4.

Beatty	Gilchrist	Topping	Wilson of Polk
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The substitute amendment was adopted.

By unanimous consent, on request of Senator Clark of Marion, the Secretary of the Senate was given permission to make the necessary renumbering of the sections of the bill and correction to the title.

Senator Gunderson offered the following amendment and moved its adoption:

Amend Section ten (10) as follows:

By inserting the words "of each township" immediately after the word "roads" in line four (4) and strike all after the word "people" in line five (5).

The amendment was lost.

Senator Doran offered the following amendments and moved their adoption:

(1) Amend by striking out all of sub-section six (6) of section eleven (11) thereof.

The amendment was lost.

(3) Amend by striking from section twenty (20) the words "from the general county fund," appearing in lines three (3) and four (4) thereof.

By unanimous consent, on request of Senator Doran, the word "or" was inserted after the word "fund" in the last line of the printed amendment.

The amendment was lost.

By unanimous consent, on request of Senator Bergman, action was deferred temporarily.

S. F. NO. 69 WITHDRAWN

By unanimous consent, on request of Senator Shaff, Senate File No. 69 was withdrawn from further consideration.

INTRODUCTION OF BILLS

Senate File No. 262, by Senator Rigby, a bill for an act to legalize the action of the Park Board in the City of Monticello, Iowa, in incurring certain indebtedness and issuing certain notes and warrants.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 263, by committee on code revision, a bill for an act to amend, revise, and codify the law as it appears in chapters two hundred eleven (211) and two hundred eleven-B one (211-B1) of the Code, 1927, relating to school elections.

Read first and second times and placed on the calendar.

Senate File No. 264, by Senator Shaff, a bill for an act to repeal sections forty-nine hundred forty-three (4943) to forty-nine hundred sixty (4960), inclusive, Code, 1927, to prohibit the operation of motor vehicles upon public highways by persons who are not licensed as operators, or as chauffeurs, to provide for the issuance of such licenses, to prohibit the issuance of such licenses to certain persons, to prescribe the conditions of such licenses, to fix and declare the liability of persons for the operation of motor vehicles, to require a report of convictions of violations of laws regulatory of motor vehicles, to provide for the revocation and suspension of such licenses, to declare certain acts relative to the subject matter of this chapter to be public offenses, to provide for the punishment of such acts, to fix the time when this act shall take effect, and to provide that this enactment shall be a part of chapter two hundred fifty-one (251), Code, 1927:

Read first and second times and referred to committee on motor vehicles.

Senate File No. 265, by Senator MacDonald, a bill for an act to amend Section Four Thousand Two Hundred Sixty-nine (4269) of the Code, 1927, in relation to the offsetting of tax on school tuition.

Read first and second times and referred to committee on schools.

Senate File No. 266, by Senator Topping, a bill for an act to amend Section Five Thousand Six Hundred and Sixty-three (5663), Code, 1927, relating to City and Town Councils, and to authorize the providing of uniforms and equipment for members of police and fire departments.

Read first and second times and referred to committee on cities and towns.

HOUSE MESSAGES CONSIDERED

House File No. 164, a bill for an act to amend section ten thousand two hundred sixty-three (10263), of the Code, 1927, pertaining to the limitation of landlord's lien in case of sale of stock of merchandise under judicial process.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 202, a bill for an act to provide for filling vacancies in nominations of presidential electors.

Read first and second times and referred to committee on elections.

House File No. 186, a bill for an act amending Sections Fifty-one hundred seventy-seven (5177), and ten thousand one hundred fifteen (10115), of the Code, 1927, relating to marginal assignments or releases of mortgages, contracts or other instruments constituting encumbrances on real estate.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 157, a bill for an act to repeal section forty-three hundred seventy (4370) of the Code, 1927, relating to the erection or repair of schoolhouses and to enact a substitute therefor.

Read first and second times and referred to committee on schools.

House File No. 201, a bill for an act to protect investors, by regulating sales and purchases and attempted sales and purchases within the state of Iowa, of stocks, bonds, notes, debentures, evi-

dences of indebtedness, investment contracts, interests in or under profit sharing or participating agreements or schemes; and interests in trusts, all hereinafter called securities; by defining words, phrases, and terms used in this account; by fixing the scope of the regulation in this act provided and prescribing the conditions under which securities may be sold, bartered, or exchanged or offered therefor; by providing for enforcement of this act through public agencies and otherwise; and by prescribing and imposing penalties for violation of or non-compliance with this act, and repealing chapter three hundred ninety-three (393), of the Code, 1927, relating to investment companies.

Read first and second times and referred to committee on judiciary-No. 2.

House File No. 15, a bill for an act to amend the law as it appears in section fifty-four hundred thirty-five (5435), Code of Iowa, 1927, relating to the licensing of dogs; and to repeal the law as it appears in sections fifty-four hundred forty (5440), and fifty-four hundred forty-one (5441), relating to the certification and collection of license taxes on dogs and to enact a substitute therefor.

Read first and second times and referred to committee on ways and means.

REPORT OF COMMITTEE

Senator Clark of Linn submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred House File No. 41, a bill for an act authorizing certain City Manager Cities to establish, maintain and operate swimming pools, to acquire land therefor and to incur indebtedness on account, thereof as provided by Chapter 319 of the Code, 1927, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by striking out the title and inserting in lieu thereof the following:

"A bill for an act authorizing cities and towns to build or purchase, establish, maintain, and operate swimming pools."

C. F. CLARK, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

I move to amend Senate File No. 3 by inserting therein, following section 8 and before the "publication clause" thereof, the following as section 9:

Sec. 9. The provisions of this act shall not be construed to apply to any person, firm, corporation, association or copartnership who is engaged in the business of selling gasoline, motor oils and like fuels, when such oils and fuels are not sold in connection with any other business.

GEO. A. WILSON.

Amend Senate File No. 206 by striking out all after the enacting clause and insert the following:

"Section 1. Section thirty-six hundred sixty-one-a-43 (3661-a 43), Code, 1927, is amended by striking from said section the words "more than two children under the age of three," and by inserting in lieu thereof the following: "one or more children under the age of fourteen."

GEO. CLEARMAN.

MR. PRESIDENT: I move to amend Senate File No. 169 by striking all of section twenty-five (25) and inserting in lieu thereof the following:

"Sec. 25. Scope of program. In the selection of the local county roads as a part of said program or project, the board shall instruct the county auditor to notify the board of trustees of each township to prepare a tentative plan of improvement for roads in their township, setting out in that plan the road or roads which, in their estimation, should be improved first, and shall also name those which they would have second in improvement and file such plan with the county auditor not later than February first of each year.

After such plans have been filed by the several boards of trustees, the board of supervisors shall, together with the county engineer, proceed to plan a program of construction of both county trunk and local county roads, always observing the plans filed by the boards of trustees."

Also amend said bill by striking all after the word "shall" in line two (2) of section thirty-three (33) and inserting in lieu thereof the following: "together with a representative from each township, who shall be named by the board of trustees at their January meeting, convene as a board of approval."

Also amend said bill by striking all of sections thirty-four (34) and thirty-five (35) and inserting in lieu thereof the following:

"Sec. 34. At this meeting this board of approval shall proceed to the final adoption of the program as it pertains to the local county roads. The proposed program or project may be adopted without change or may be amended and adopted.

Sec. 35. The board of supervisors shall, immediately after the adoption of the local county road program, meet and adopt the entire program of both local county and county trunk roads."

Further amend said bill by striking sections thirty-six (36) to forty (40), inclusive, and renumbering the balance of the bill accordingly.

J. O. SHAFF.

MR. PRESIDENT: Amend Senate File No. 169 as follows:

Amend Section six (6) by inserting a period (.) after the word "roads" in line five (5), striking all the rest of the section and adding the following:

"All increases, additions, modifications or relocations shall be subject to the approval of the State Highway Commission."

C. L. RIGBY.

MR. PRESIDENT: Amend Senate File No. 169 as follows:

In Section 51 strike out lines 5 and 6 to the comma following the word "use".

Also, in Section 24, line 7, strike out the words "at least" and the words "for not more than three years" in lines 7 and 8.

S. A. BRUSH.

On motion of Senator Clearman the Senate adjourned until 9:30 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 20, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. W. E. Van Buren, pastor of the Methodist Episcopal Church of Tipton, Iowa.

EXPLANATION OF VOTE

Among the reasons why I voted against the indefinite postponement of Senate File No. 80 was that I regard it as a bad policy and injurious to the best interests of the state to ignore our rules of procedure. This was done.

Senator Patterson had repeatedly said that he would not yield the floor to anyone except to ask a question and to a motion to adjourn. He further emphasized that he would not yield the floor even to a motion to adjourn except that it was understood that when the Senate reconvened he would have the floor as long as he wished.

I made a motion to adjourn until 1:30 p. m. That is all that was contained in my motion. Senator Clarke's amendment to my motion put a time limit on Senator Patterson's argument. Senator Patterson never yielded the floor to Senator Clarke nor to anyone else to make this kind of a motion.

The floor was taken from him in violation of our rules. It is neither wise nor right for the majority to thus abandon its rules merely for the purpose of silencing or subduing a minority.

OSCAR ULSTAD.

SENATE CONCURRENT RESOLUTION NO. 10

Senator Anderson offered the following resolution:

Whereas, The prices of agricultural commodities are not on a parity with prices of other products and especially with the prices of those commodities which farmers must buy; and

Whereas, Present tariff schedules on agricultural commodities are inadequate to protect the American farmer from foreign competition; and

Whereas, Present tariff schedules do protect numerous other industries against foreign competition; and

Whereas, We favor tariff schedules which are based on the principles of equality, justice and fairness to all;

Resolved by the Senate, the House concurring, That the legislature of Iowa requests the readjustment of tariff schedules affecting agricultural commodities, so that the American farmer will be placed on a parity with those engaged in other industries and which will insure him the full benefit of the American Market for his products, and thus enable him to secure cost of production plus a reasonable profit, based on American standards of living; and

Be It Further Resolved, That we respectfully urge action on this matter in the present session of Congress, or in a special session, to be called for the consideration of emergency tariff and general agricultural relief legislation; and

Be It Further Resolved, That the secretary of state of the state of Iowa be instructed to send a copy of this resolution to the President of the United States, President-elect Herbert Hoover, the Speaker of the House, the Vice President of the United States, to the Ways and Means Committee of the House of Representatives and to each member in Congress from the state of Iowa.

Laid over under the rules.

INTRODUCTION OF BILLS

Senate File No. 267, by Senator Topping, a bill for an act to amend chapter three hundred seventy (370), Code, 1927, relating to general powers of railway corporations, by adding thereto section seven thousand nine hundred forty-five a-1 (7945-a-1) authorizing railroad corporations to engage in the business of transporting persons and property for hire upon the public highways, and to own capital stock and securities of corporations organized for or engaged in such transportation.

Read first and second times and referred to committee on railroads.

Senate File No. 268, by Senator Ulstad, a bill for an act to authorize the Iowa State Highway Commission to refund the cost of a bridge erected by Wright County, Iowa, on a primary road within the town of Goldfield, Iowa, and to make appropriation therefor.

Read first and second times and referred to committee on appropriations.

REPORT OF COMMITTEE

Senator Cole submitted the following report:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 125, a bill for an act to amend the law as it appears in section (2585-b13) of the Code of 1927, relating to the requirements for license to practice barbering, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by changing the period at the end of paragraph four, section one, to a comma and adding thereto the following: "or has made application for citizenship."

C. G. COLE, *Chairman.*

Ordered passed on file.

The Journal of February 19th was corrected and approved.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 19, 1929, he had approved the following bills:

Senate File No. 30, relating to compensation allowed newspapers for the publication of legal notices.

Senate File No. 113, relating to the maturity and payment of bonds.

Senate File No. 128, relating to an appropriation to defray the expense of the inaugural ceremonies.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 22, a bill for an act relating to the employment of persons to act as counsel or agents in proceedings pending in the General Assembly.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 64, a bill for an act relating to the eradication of bovine tuberculosis.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate File No. 54.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The president of the Senate announced that, as president of the Senate, he had signed in the presence of the Senate, Senate File No. 54.

BILL SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports they have on this 20th day of February, 1929, sent to the governor for his approval, Senate File No. 54.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

There being a call of the Senate on Senate File No. 169, the roll was called and revealed the presence of the following Senators:

Anderson	Carroll	Hager	Moen
Baird	Christophel	Iekis	Patterson
Beatty	Clark of	Kent	Rogers
Bennett	Cerro Gordo	Kimberly	Shaff
Benson	Clark of Linn	Klemme	Shane
Bergman	Clearman	Lange	Stanley
Bissell	Cochrane	Langfitt	Stoddard
Blackford	Cole	Leonard	Tabor
Booth	Doran	Lowe	Ulstad
Brookins	Frailey	MacDonald	Wilson of Page
Brush	Gilchrist	McLeland	Wilson of Polk
Carden	Gunderson	Merritt	

Absent:

Clark of Marion	Rigby	Thompson	Topping
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Senator Bergman moved to excuse all absent Senators for a half hour, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Bergman Senate File No. 169, a bill for an act to define and designate the secondary roads of the state, to provide for the construction and maintenance of such roads, to authorize levies of taxes in order to effect such construction and maintenance, to set aside certain public funds in order to supplement said taxes, to provide for a road poll tax, and for the collection thereof, to provide for and regulate the anticipation and expenditure of said funds, to define the powers and duties of public officers and employes in reference to such work, to coordinate and harmonize various statutes which relate to roads and highways, and to this end to repeal sections forty-five hundred ninety (4590), forty-six hundred fifty-nine (4659), seventy-six hundred forty-three (7643), and seventy-six hundred forty-five (7645), and to enact substitutes therefor; to amend sections three hundred fifty-one (351), forty-six hundred five (4605), forty-six hundred eight (4608), forty-six hundred fifty-three (4653), forty-six hundred sixty (4660), forty-six hundred sixty-two-a three (4662-a3), forty-six hundred sixty-six (4666), forty-six hundred sixty-nine (4669), forty-six hundred seventy (4670), five thousand ninety-three-a nine (5093-a9), seventy-four hundred seventy (7470), seventy-five hundred thirty-nine (7539), seventy-six hundred thirty-eight (7638), seventy-six hundred forty-two (7642), seventy-six hundred forty-four (7644), seventy-six hundred forty-seven (7647), seventy-six hundred forty-nine (7649), seventy-six hundred fifty (7650), and section one (1) of chapter three (3), acts special session of the forty-second (42) general assembly (said last section being a substitute for section forty-seven hundred fifty-five-b five (4755-b5), Code, 1927; to repeal sections forty-six hundred thirty-five (4635) to forty-six hundred fifty (4650), inclusive, forty-six hundred sixty-two-a two (4662-a2), forty-six hundred sixty-four (4664), forty-six hundred sixty-five (4665), forty-six hundred seventy-five (4675), seventy-four hundred eighty-five (7485); and to repeal chapters two hundred forty-four (244) and two hundred forty-five (245), relating to highways, all of said sections and chapters, except as otherwise indicated, being of the Code, 1927, was taken up and considered, the report of the committee recommending amendment and passage having been previously adopted and the committee amendments also having been adopted; and all amendments offered, up to Senator Doran's second amendment, having been considered.

By unanimous consent on request of Senator Doran, action was deferred on his amendment No. 2 as printed on page 323 of the Senate Journal.

Senator Thompson appeared in the Senate chamber.

By unanimous consent on request of Senator Doran, his amendment No. 4 as printed on page 323 of the Senate Journal was withdrawn.

Senator Doran offered the following amendment and moved its adoption:

(5) Amend by striking from section twenty-six (26) the words "road work", appearing in lines five (5) and six (6), and substituting in lieu thereof the word "grading".

By unanimous consent on request of Senator Doran the words "or other improvements" were added after the word "grading" in the last line thereof.

The amendment was adopted.

Senator Rigby appeared in the Senate chamber.

President Arch W. McFarlane took the chair at 9:58 a. m.

Senator Clark of Marion appeared in the Senate chamber.

Senator Shaff offered the following amendments and moved their adoption:

Amend by striking all of section twenty-five (25) and inserting in lieu thereof the following:

"Sec. 25. Scope of program. In the selection of the local county roads as a part of said program or project, the board shall instruct the county auditor to notify the board of trustees of each township to prepare a tentative plan of improvement for roads in their township, setting out in that plan the road or roads which, in their estimation, should be improved first, and shall also name those which they would have second in improvement and file such plan with the county auditor not later than February first of each year.

After such plans have been filed by the several boards of trustees, the board of supervisors shall, together with the county engineer, proceed to plan a program of construction of both county trunk and local county roads, always observing the plans filed by the boards of trustees."

Also amend said bill by striking all after the word "shall" in line two (2) of section thirty-three (33) and inserting in lieu thereof the follow-

ing: "together with a representative from each township, who shall be named by the board of trustees at their January meeting, convene as a board of approval."

Also amend said bill by striking all of sections thirty-four (34) and thirty-five (35) and inserting in lieu thereof the following:

"Sec. 34. At this meeting this board of supervisors shall proceed to the final adoption of the program as it pertains to the local county roads. The proposed program or project may be adopted without change or may be amended and adopted.

Sec. 35. The board of supervisors shall, immediately after the adoption of the local county road program, meet and adopt the entire program of both local county and county trunk roads."

Further amend said bill by striking sections thirty-six (36) to forty (40), inclusive, and renumbering the balance of the bill accordingly.

Senator Wilson of Page offered the following amendment to the amendment and moved its adoption:

Amend by striking out the word "the" after the word "adopt" in the second line of section 35 and by inserting in lieu thereof the word "an".

The amendment to the amendment was adopted.

Senator Topping appeared in the Senate chamber and the call was declared complete.

Senator Clark of Linn offered the following as a substitute amendment for all pending amendments on section 34, and moved its adoption.

"At this meeting this board of approval shall proceed to the consideration of the program as it pertains to the local county roads and shall make and file their recommendations with the board of supervisors."

The substitute amendment was lost.

Senator Doran offered the following as a substitute for Senator Shaff's amendment to section 34 as printed and moved its adoption:

Amend by striking all of section 34 and substituting the following: "At this meeting this board of approval shall proceed to the adoption of a tentative program as it pertains to the local county road."

The substitute amendment to the amendment was lost.

Senator Shaff offered the following amendment to his pending amendment and moved its adoption.

Amend by striking out the words "final adoption" in line 2 of section 34 and by inserting in lieu thereof the word "consideration".

Further amend by striking out the period (.) at the end of the last sentence of section 34 and by inserting in lieu thereof a comma (,) and by adding the following: " subject to final adoption by the board of supervisors."

The amendment was adopted.

Senator Shaff's amendment, as amended, was adopted.

By unanimous consent on request of Senator Doran, amendments Nos. 2 and 6 were withdrawn.

Senator Doran offered the following amendments and moved their adoption.

(7) Amend by striking from section fifty-two. (52) the comma (,) following the word "council", appearing in line two (2), and substituting in lieu thereof "of any city or town,".

The amendment was adopted.

(8) Amend by striking from section seventy-six (76) the word "therefor", appearing in line six (6), and substituting in lieu thereof the following: "for the reasonable value thereof. The valuation unless otherwise agreed upon of said equipment shall be determined by a board of three appraisers, one to be selected by the board of supervisors, one by the board of trustees of said township so affected, and the two thus chosen shall choose a third, which said board shall duly take oath before any officer authorized to administer oaths in the state of Iowa, to fairly and impartially discharge their duties as appraisers, and upon their qualification they shall make due appraisal of said property and return thereof to the county auditor of said county, and the valuation so fixed and determined shall be final and said township credited accordingly. The fees for said appraisers shall be paid out of said secondary road construction fund".

Senator Stoddard offered the following amendment to the amendment and moved its adoption:

Amend by striking out the words "The valuation unless otherwise agreed upon" in lines 3 and 4 thereof and by inserting in lieu thereof the following: "Unless otherwise agreed upon the valuation".

The amendment to the amendment was adopted.

The amendment was adopted.

(9) Amend by striking from section eighty-eight (88) the word "wholly", appearing in line five (5), and substituting in lieu thereof the words "in whole".

The amendment was adopted.

By unanimous consent on their own request Senators Clark of Marion, Leonard, Lange, and Rigby were excused for fifteen minutes.

Senator Brush offered the following amendment and moved its adoption:

Amend section 51 by striking out lines 5 and 6 to the comma following the word "use".

Senator Gilchrist offered as a substitute for the pending amendment the following and moved its adoption:

Amend section 51 by striking the word "or" in line 5, being the first word thereof, and by inserting in lieu thereof the following: "or any tree which does not materially obstruct the highway or materially interfere with the improvement of the road and".

Senator Booth moved to amend the substitute amendment by adding after the word "improvement" the words "or maintenance".

The amendment to the substitute amendment was lost.

The substitute amendment was adopted.

By unanimous consent on his own request Senator Patterson was excused for a few minutes.

By unanimous consent on request of Senator Brush his amendment to section 24 as printed on page 379 of the Senate Journal, was withdrawn.

Senator Brush offered the following amendment and moved its adoption:

Amend section 24 as amended by striking the words "or years" in line 4 thereof; also by striking the words "or years not exceeding three (3) years" in line 7 thereof.

By unanimous consent on request of Senator Brush, his amendment was withdrawn.

Senator Rigby offered the following amendment and moved its adoption:

Amend section six (6) by inserting a period (.) after the word "roads" in line five (5), striking all the rest of the section and adding the following:

"All increases, additions, modifications or relocations shall be subject to the approval of the State Highway Commission.

The amendment was adopted.

Senator Bergman offered the following amendment and moved its adoption:

Amend section 47 by striking from line 2 the word "and" and inserting in lieu thereof the word "or"; amend also by striking from lines 3 and 4 the words and figures "one thousand dollars (\$1,000)" and inserting in lieu thereof the words and figures "fifteen hundred dollars (\$1,500)".

The amendment was adopted.

Senator Thompson moved that action be deferred on the bill until after the recess.

Senator Shane moved as a substitute motion the following:

I move that the bill be reprinted as amended and made a special order for 10:00 a. m. Thursday; that the rules be suspended and that the prison labor bill be taken up immediately upon the completion of this bill.

By unanimous consent on request of Senator Shane the motion was amended, making the time for special order of S. F. 169 10:00 a. m. Friday, and making the prison labor bill a special order for 10:30 a. m. Thursday.

On the question "Shall the motion, as amended, prevail?" the vote was:

Ayes, 32.

Anderson	Clark of Marion	Kent	Shaff
Baird	Clearman	Kimberly	Shane
Bergman	Cochrane	Klemme	Stanley
Blackford	Cole	Lange	Stoddard
Booth	Doran	MacDonald	Tabor
Brush	Frailey	Merritt	Topping
Carden	Hager	Rigby	Wilson of Page
Carroll	Ickis	Rogers	Wilson of Polk

Nays, 16.

Beatty	Christophel	Langfitt	Moen
Bennett	Clark of Linn	Leonard	Patterson
Bissell	Gilchrist	Lowe	Thompson
Brookins	Gunderson	McLeland	Ulstad

Absent or not voting, none.

Voting present, 2.

Benson	Clark of Cerro Gordo
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The motion as amended prevailed.

Ex-Senator J. H. Taylor, former Senator from Van Buren County, being present in the Senate chamber, was escorted to the chair and spoke briefly.

On motion of Senator Kimberly the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

Leave of absence was granted Senator Carroll for the afternoon in order that he might, with a committee from the House, visit the hospital for epileptics and school for feeble-minded at Woodward.

SENATE CONCURRENT RESOLUTION NO. 11

Senator Doran offered the following resolution and moved its adoption:

Whereas, The Senate did on the 29th day of January, 1929, adopt Senate Concurrent Resolution No. 6, as found on pages 145 and 146 of the Journal of said date, and

Whereas, It appears that the hour of two o'clock p. m. fixed for said joint session conflicts with the program of the American Legion Commanders and Adjutants' meeting to be held upon said date,

Be It Therefore Resolved by the Senate, the House concurring, That said Concurrent Resolution No. 6 is amended by striking the words "two o'clock p. m.", found in lines eleven (11) and twelve (12), and inserting in lieu thereof the following: "ten-thirty o'clock a. m."

Be It Further Resolved, That the Secretary of the Senate and the Chief Clerk of the House notify the Governor, the Justices of the Supreme Court and other state officials of the change in time of said joint session.

The resolution was adopted.

INTRODUCTION OF BILLS

Senate File No. 269, by Senators Bennett and Clark of Linn, a bill for an act to repeal the law as it appears in Section twenty hundred twelve (2012) and section twenty hundred thirteen (2013) of the Code, 1927, and to enact a substitute therefor providing for the disposal of conveyances seized when used in the illegal transportation of intoxicating liquor.

Read first and second times and referred to committee on Judiciary No. 1.

Senate File No. 270, by Senator Booth, a bill for an act to amend section fifty-three hundred eighty-five (5385), Code, 1927, relating to the expenditure of the soldiers' relief fund.

Read first and second times and referred to committee on military affairs.

Senate File No. 271, by Senator Baird, a bill for an act to amend section seventy-one hundred ninety-two (7192), Code, 1927, relating to the lien of taxes on personal property.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 272, by Senator Wilson of Polk, a bill for an act to amend the law as appears in section ten thousand six hundred seventy-one (10671), Code, 1927, relating to unclaimed fees, and authorizing the same to be paid to the city treasurer.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 273, by Senator Shane, a bill for an act to repeal section five hundred sixteen (516) of the Code, 1927, relating to the election of railroad commissioners, and to enact a substitute therefor.

Read first and second times and referred to committee on railroads.

Senate File No. 274, by Senator Wilson of Polk, a bill for an act to amend section five thousand one hundred five-A-forty-nine (5105-A-49), Code, 1927, relating to taxation of motor vehicle carriers and penalties for non-payment.

Read first and second times and referred to committee on public utilities.

Senate File No. 275, by Senator Wilson of Page, a bill for an act to amend section thirteen thousand eight hundred forty-two (13842), Code, 1927, relating to joint indictments and separate trials.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 276, by Senator Wilson of Polk, a bill for an act relating to the creation of a Board of Public Improvements in certain cities, prescribing the powers and duties of said board, and providing the procedure for initiating and recommending certain public improvements, providing for a default and deficiency fund, and procuring the approval by the council and providing the practice and procedure necessary to secure the approval by the district court and city council of certain special assessments.

Read first and second times and referred to committee on cities and towns.

Senate File No. 277, by Senator Stoddard, a bill for an act to amend section twenty-three hundred eighty-nine (2389), Code, 1927, relating to the appointment of the local registrar of vital statistics.

Read first and second times and referred to committee on public health.

Senate File No. 278, by Senator Carden, a bill for an act to amend section 5363, Code, 1927, relating to county public hospitals, and to provide for the payment of hospital expenses rendered indigent persons.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 279, by Senator Christophel, a bill for an act to amend section eight thousand seven hundred eighty-five (8785) and to repeal section eight thousand seven hundred eighty-six (8786) of the Code, 1927, relating to fraternal beneficiary societies, orders or associations.

Read first and second times and referred to committee on insurance.

Senate joint resolution No. 4, by Senator Stanley, a joint resolution providing for a commission to secure information relative to the public school system, to make recommendations relating thereto, and to make appropriation for expenses of said commission.

Read first and second times and referred to committee on appropriations.

Senate File No. 280, by Senator McLeland, a bill for an act to amend section fifty-three hundred eighty-four (5384), Code, 1927, relating to payment of benefits in aid of blind persons.

Read first and second times and referred to committee on county and township affairs.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 57, a bill for an act prohibiting the use of metal fasteners on bags of commercial feeds, minerals, tonics, grain seeds or meals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 154, a bill for an act relating to the requirements for labeling mineral mixtures.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 158, a bill for an act legalizing certain franchises of the Iowa, Illinois Telephone Company in certain towns in Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 22, a bill for an act to regulate the employment of persons to act as counsel or agents to promote or oppose proceedings in the General Assembly, to provide a record of such employment, to prescribe the duties of the Secretary of State and of such employers and employees in relation to said subject matter, to require the filing of an expense account attending such employment, and to provide penalties for a violation of the act.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 154, a bill for an act to amend section thirty-one hundred fifteen (3115) of the Code, 1927, relating to the requirements for labeling mineral mixtures.

Read first and second times and referred to committee on agriculture.

House File No. 57, a bill for an act to amend section thirty-one hundred sixteen (3116) as it appears in the Code by prohibiting the use of metal fasteners on bags of commercial feeds, minerals, tonics or meals for livestock.

Read first and second times and referred to committee on commerce and trade.

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 20, he had approved Senate File No. 54, relating to reimbursing the Capitol extension fund of the state, for the amount of money paid for boilers delivered to the Board of Control of State Institutions, for use at certain state institutions.

REPORTS OF COMMITTEES

Senator Stanley submitted the following reports:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 152, a bill for an act to designate the number of members of school boards of school corporations in cities having a population of not less than thirty-eight thousand (38,000), nor more than fifty thousand (50,000), and provide that the terms of such school directors shall be for six (6) years, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 70, a bill for an act to amend the law as it appears in section forty-two hundred thirteen (4213) of the Code, 1927, relating to school officers, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 174, a bill for an act to amend the law as it appears in section forty-two hundred seventy-four (4274) of the Code, 1927, relating to the payment of tuition, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 91, a bill for an act to amend the law as it appears in section forty-three hundred seventeen (4317) of the Code, 1927, relating to definition of schoolhouse fund, and section forty-four hundred and three (4403) of the Code, 1927, relating to bond tax, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 209, a bill for an act to repeal section forty-two hundred and twenty (4220) of the Code of 1927, and to enact a law relating to the organization of the board of directors of school corporations, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Gunderson Senate File No. 174, a bill for an act to amend sections thirty-six hundred fifty-eight (3658), thirty-six hundred fifty-nine (3659), and thirty-six hundred sixty-one (3661), Code, 1927, relating to juvenile delinquency, and to define contributing to dependency and to provide a penalty therefor, a committee bill, was taken up and considered.

Senator Gunderson offered the following amendment and moved its adoption:

Amend by adding thereto Section four as follows:

Section 4. For the purposes of this act the word "dependency" shall mean all the conditions as enumerated in Section thirty-six hundred eighteen (3618).

The amendment was adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Clark of	Gunderson	Moen
Baird	Cerro Gordo	Ickis	Patterson
Bennett	Clark of Linn	Kent	Rogers
Benson	Clark of Marion	Klemme	Shane
Bissell	Clearman	Lange	Stanley
Blackford	Cochrane	Langfitt	Tabor
Booth	Cole	Leonard	Topping
Brush	Doran	Lowe	Ulstad
Christophel	Frailey	McLeland	Wilson of Page
	Gilchrist	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 12.

Beatty	Carden	Kimberly	Shaff
Bergman	Carroll	MacDonald	Stoddard
Brookins	Hager	Rigby	Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Langfitt Senate File No. 175, a bill for an act to amend section thirty-six hundred eighteen (3618), Code, 1927, relating to dependent and neglected children, and to further define dependent child, a committee bill, was taken up and considered.

The bill was read for information.

Senator Langfitt moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Hager	McLeland
Baird	Cerro Gordo	Ickis	Merritt
Beatty	Clark of Linn	Kent	Moen
Bennett	Clark of Marion	Kimberly	Rogers
Benson	Clearman	Klemme	Shane
Bissell	Cochrane	Lange	Stanley
Blackford	Cole	Langfitt	Stoddard
Booth	Doran	Leonard	Tabor
Brush	Frailey	Lowe	Ulstad
Carden	Gilchrist	MacDonald	Wilson of Page
Christophel	Gunderson		

Nays, none.

Absent or not voting, 9.

Bergman	Patterson	Shaff	Topping
Brookins	Rigby	Thompson	Wilson of Polk
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Bissell Senate File No. 122, a bill for an act to make permanent the temporary transfer of certain moneys from the county insane fund to the general county fund of Dallas county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Bissell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Clark of Marion	Kimberly	Patterson
Baird	Clearman	Klemme	Rigby
Bennett	Cochrane	Lange	Rogers
Benson	Cole	Langfitt	Shane
Bissell	Doran	Leonard	Stoddard
Blackford	Frailey	Lowe	Tabor
Booth	Gilchrist	MacDonald	Topping
Brush	Gunderson	McLeland	Ulstad
Carden	Hager	Merritt	Wilson of Page
Christophel	Ickis	Moen	Wilson of Polk
Clark of Cerro Gordo	Kent		

Nays, none.

Absent or not voting, 8.

Beatty	Brookins	Clark of Linn	Stanley
Bergman	Carroll	Shaff	Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bissell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bennett Senate File No. 90, a bill for an act to amend the law as it appears in section fifty-four hundred ninety-eight (5498) of the Code, 1927, relating to the duties of sheriffs in regard to the control, maintenance and custody of prisoners in county jails, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted.

Amend by striking out all after the word "physician" in line nine (9) thereof and inserting in lieu thereof the following: "or except under order of court or any judge thereof."

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Christophel	Gunderson	MacDonald
Baird	Clark of	Hager	Merritt
Bennett	Cerro Gordo	Ickis	Moen
Benson	Clark of Linn	Kent	Patterson
Bissell	Clearman	Kimberly	Shaff
Blackford	Cochrane	Klemme	Shane
Booth	Cole	Lange	Stanley
Brookins	Doran	Langfitt	Tabor
Brush	Frailey	Leonard	Topping
Carden	Gilchrist	Low	Wilson of Polk

Nays, none.

Absent or not voting, 10.

Beatty	McLeland	Stoddard	Ulstad
Bergman	Rigby	Thompson	Wilson of Page
Carroll	Rogers		

Present, 1.

Clark of Marion

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Clearman Senate File No. 106, a bill for an act to make an emergency appropriation to reimburse the state university of Iowa for money expended during the biennial period that ended June 30, 1927, for the treatment, care, and hospitalization of patients who had been committed to the hospital of the college of medicine, under the provisions of Chapter 199 of the Code, 1924, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Baird	Carden	Gilchrist	Merritt
Beatty	Clark of Linn	Hager	Rogers
Bennett	Clark of Marion	Ickis	Shaff
Benson	Clearman	Kent	Shane
Bergman	Cochrane	Kimberly	Stoddard
Blackford	Cole	Lange	Taber
Brookins	Doran	Langfitt	Topping
Brush	Frailey	Lowe	Wilson of Polk

Nays, 9.

Anderson	Clark of	Gunderson	MacDonald
Bissell	Cerro Gordo	Klemme	McLeland
		Leonard	Patterson

Absent or not voting, 8.

Carroll	Moen	Stanley	Ulstad
Christophel	Rigy	Thompson	Wilson of Page

Present, 1.

Booth

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clearman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Frailey Senate File No. 42, a bill for an act to amend the law as it appears in section fifty-nine hundred two (5902) of the Code, 1927, relating to the department of public docks in cities and towns having a population of less than thirty thousand, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information

Senator Frailey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Anderson	Bissell	Christophel	Cochrane
Baird	Blackford	Clark of	Cole
Beatty	Booth	Cerro Gordo	Doran
Bennett	Brookins	Clark of Linn	Frailey
Benson	Brush	Clark of Marion	Gilchrist
Bergman	Carden	Clearman	Gunderson

Hager	Langfitt	Moen	Tabor
Ickis	Leonard	Patterson	Thompson
Kent	Lowe	Rogers	Topping
Kimberly	MacDonald	Shane	Ulstad
Klemme	McLeland	Stanley	Wilson of Page
Lange	Merritt	Stoddard	Wilson of Polk

Nays, none.

Absent or not voting, 3.

Carroll Rigby Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Clark of Cerro Gordo Senate File No. 114, a bill for an act to provide uniform copy for conveyancing blanks, and to provide a method of filing same for convenient access of the public, and fixing the amount of fees for recording same, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking section 4.

The amendment was adopted.

By unanimous consent on request of Senator Clark of Cerro Gordo, the bill was withdrawn from further consideration.

Senator Shaff moved that the vote by which the committee amendment to section 76 of Senate File No. 169 was adopted be reconsidered, which motion prevailed.

By unanimous consent on request of Senator Shaff the committee amendment to section 76 of Senate File No. 169 was withdrawn.

REASONS WHY I VOTED AGAINST THE COMMITTEE REPORT TO INDEFINITELY POSTPONE SENATE FILE NO. 80.

When this legislature adjourns it will have either placed an additional annual tax burden of \$2,000,000 on the city homes and farms of Iowa, or it will pass an Income Tax Bill. It will have to be one or the other.

On June 30, 1926, the balance in the general fund of the state was \$7,183,260.17. The Budget Director estimates that on June 30, 1929, the balance will be \$3,037,939.73. We dare not deplete the treasury further in order to avoid an increase in the state levy. Recommendations for expenditures that have already been approved by the Budget Di-

rector and the Governor total for the ensuing biennium \$31,065,447 as against \$28,546,259 for the biennium preceding this one. The average increase in appropriations over and above that recommended by the Budget Director for the two General Assemblies which have preceded this one has been over \$400,000.

The measure to increase the tax on cigarettes has been killed in the Senate. The tax on near beer has been abandoned. A measure has been introduced to revise the inheritance tax law to provide some \$500,000 additional revenue, but this will not any more than take care of the inevitable increases over and above those recommended by the Budget Director.

The Income Tax Bill is the only measure before the General Assembly of Iowa that stands between the harassed owners of farms, the owners of homes in the city and a crushing additional load.

According to data presented before the Interstate Commerce Commission several years ago the total indebtedness of the farmers of Iowa increased over \$500,000,000 from 1917 to 1924. For the same period the total investment value decreased \$598,000,000. For that same period the property taxes increased over \$33,000,000. In a recent report on the tax system of Iowa by the Extension Department of Iowa State College it is shown that in 1926 and 1927 taxes absorbed an average of from 26% to 28% of the net cash rent of farmers.

Professor Richard T. Ely, Director of Institute for Research in "Land Economics and Public Utilities," says: "Taxes on farm lands are rapidly approaching the annual value of farm lands. Unless there is a check to the movement, farming land in most states will be confiscated by the state and farmers will become virtual tenants of the state."

The home owners and small property owners in the cities are overloaded with taxes in the same manners as the farmers. The man who builds a modest home in the city or buys a farm in the country is penalized for his investment. His property is always in sight. It cannot escape the assessor. Fortunes that would ransom kings in the shape of intangible wealth are securely hidden away in vaults. They are untaxed. They are contributing nothing toward the support of our government. These forms of wealth can never be reached in any way except with an income tax.

In a recent report entitled "The tax system of Iowa" by the Iowa State College it is shown that in 1921 of the total income derived by individuals in Iowa 56.2% was from wages and salaries, and only 30.9% came from property and from owner-managerial income combined, allowing 12.9% income from miscellaneous sources. This personal service income type of tax paying ability cannot be reached in any way except with an income tax.

All authorities on taxation will agree that the greatest portion of tangible property of the state is owned by people of modest means that have relatively small incomes. Their per capita wealth is low, yet they bear relatively a heavy share of the tax burden. The smallest amount of these property taxes is paid by people among whom the per capita wealth is high.

The effort to reach the intangible wealth by means of proposed property levies has universally failed. The state of Michigan has had a state tax commission since 1899. In the eleventh report it is stated: "We can see but little permanent relief to real estate from the most successful administration of the ad valorem general property tax applied to intangible property."

Professor Seligman of Columbia University has summed up the almost universal experience in the assessment of intangible property in these words: "the sole result of more rigid laws devised to affect this end is to increase not revenue but concealment and perjury instead. This has been the universal history of mankind. Everywhere in the world, with the exception of the United States, the general property tax has been abandoned as a principal source of revenue. Any effort made by the farmers to tax mortgages, or to assess intangibles will only react upon himself by making the situation worse instead of better."

Iowa's present tax on intangibles known as the moneys and credits tax yields only about \$3,000,000 annually. About the only people who pay it are widows and other unfortunate people. It is not enforced; cannot be enforced. We dare not rigidly enforce it. Money has a high degree of mobility. It is easily moved. We have some neighboring states that do not assess moneys and credits whatsoever. A drastic law to rigidly enforce the assessment on the money which is now in the banks in the state would probably result in the closing of a great many banks. People would simply check it out, move it to other states where the tax is less, or where it is not assessed at all, or would invest their money in stocks of industrial concerns exempt from tax or tax exempt stocks and bonds—we propose to substitute for this unsatisfactory law a moderate tax on net incomes.

Our income tax measure would impose a modest tax on individual earnings. Exemptions are provided sufficient in amount to allow the worker to maintain himself and his family before the tax attaches. The tax does not apply except to that part of the earnings of the individual and the corporation which exceeds what is needed to maintain the family and the business.

Our measure would impose a tax on corporations of 3% of their net earnings in excess of all business expenses. It would not affect in any way corporations in the state which are losing money, except to lessen their property tax burden.

In 1926, according to the last report of the Commissioner of Internal Revenue, 3,783 or 42.7% of the Iowa corporations not only made no profit but suffered a loss of \$25,000,000 instead.

We believe that as far as possible our revenue laws should be so written as to encourage the industrial growth of Iowa. We believe taxes should be made as light as possible on those business concerns which are new, full of promise, but still in the experimental stage. On the other hand, we should not impose an excessive tax load on the successful corporations. We would not interfere with a healthy growth of these concerns. Our bill would not damage them in the least, but if we do not get some of our

revenue from the windfall gains, we must necessarily collect it from those other concerns that can ill afford to spare it.

As an illustration of how this proposed law would operate, on one of the outstanding successful corporations we give the following illustration: In 1924 a certain corporation in Iowa, according to their published report, enjoyed a profit of \$2,685,702 a 3% tax would be approximately \$80,000, which would allow them to retain intact, even after the \$335,000 federal income tax was paid, well over \$2,000,000 of net gain for the year. The county auditor of this county gives the total assessed valuation of the property of this company as \$511,500.00.

If our proposed state income tax had been in force in 1924 then this corporation would have been permitted to retain intact over \$2,000,000 of earnings after paying all taxes, including income and property tax, a sum equal to over four times the assessed value of the property. It is thus evident that what we propose would not damage them in the least.

There has been a good deal of propaganda circulated over the state calculated to delay and prevent sound revenue reform. We call attention to the fact at this time that one-fourth of the states of the union now obtain some of their needed revenue with income taxes, among them being Wisconsin and Missouri, two of our neighboring states. Wisconsin's income tax law was enacted in 1911. It should be significant that for over 14 years now no bill has ever been introduced in either house of the Wisconsin Legislature to repeal this meritorious law. On the contrary, all the changes that have been made in it have been along the lines of enlarging its use. Wisconsin obtained about \$18,000,000 with its income tax in 1927. From 1916 to 1926 the number of corporations in Wisconsin increased from 11,635 to 13,837 or 2,192. For the same period of time the number in Iowa decreased from 9,064 to 8,843, or a loss of 121.

Taxes should be collected in such a way that they will do the least damage. They will do the least damage if they are obtained from the fortuitous gains, rather than the scanty earnings of those who are paying huge property taxes and struggling desperately to survive. They are retarding the development of our state. They penalize those who would build homes, buy farms and establish businesses.

It is time we abandoned some of our property levies and place some of the costs of government on the intangible wealth and on the ever-increasing income arising from personal services. Our bill is sane and moderate. It represents a sincere effort to shift some of the costs of the government from those who are paying too much to those who are not paying their share.

Governor Hammill in his inaugural address said: "Somebody must come forward to bear a larger share of the farmer's tax burden." Who then is better able to do this than those who enjoy profits. If anybody can propose a better plan, let's have it.

Several years ago the National Tax Association appointed a committee of ten noted authorities on taxation, of which Charles J. Bullock of Harvard University was chairman, to prepare a plan for a model system of state and local taxation. The very first conclusion this committee came to was—

"A personal income tax is the best method enforcing the personal obligation of the citizen for the support of the government under which he lives and recommends it is a constituent part of a model system of state and local taxation."

Prof. E. R. A. Seligman, perhaps the ablest thinker and writer on taxation in the United States, said in an article published in the Des Moines Register of December 7, 1924: "The farmer is today the underdog in the tax situation—the remedy lies in accommodating the tax situation to a changed and modern economic situation." Professor Seligman then recommended the "abandonment of the general property tax and the supplanting of it with taxes on personal incomes and business earnings."

H. A. Wallace in the Wallaces' Farmer of October 30, 1925, says, "It is an absurdity that farmers with a smaller per capita income than town people should be paying 3.8 times as much toward running the state government." In the issue of December 25, 1925, Wallace says, "The situation would be far more just if both the county and state taxes could be raised out of a tax on incomes instead of a tax on property. * * * It is time to consider the use of an income tax as a source of both state and county revenues." Again Wallace says in the December 10, 1926, issue of Wallaces' Farmer, "Farmers and owners of small town residences will always pay more than their fair share of the state taxes until we are able to substitute a state income tax for the state mileage levy on property."

C. V. Gregory, editor of Prairie Farmer, in an article in "Wallaces' Farmer of April 17, 1925, says, "Until the income tax is made to share with real estate the cost of local and state government, lower taxes will continue to be an idle dream."

For four years now in succession the Iowa Farm Bureau delegates at the state convention have unanimously adopted the following resolution:

"We favor the collection of a substantial portion of the state revenues with a graduated tax on net incomes."

PRESENT REVENUE LAWS OVERLOAD FARMERS AND OTHER OWNERS OF VISIBLE PROPERTY

I do not suppose that I need to present evidence to show that farmers and other owners of visible property are excessively taxed. Most people are fully aware of that. However, I shall in passing give some concrete evidence of it. A few days ago I received the last published report of the Commissioner of Internal Revenue on "Statistics of Income." There is given in this report some information on farm income and expenses that has never been given in any of the previous reports. Now, in the state of Iowa there are a little over 213,000 farmers. In that report is given data on some 12,881 of them that in 1923 were prosperous enough to warrant them in filing income tax returns. This was the most prosperous portion of all the farmers of Iowa. The net profit of this group was \$17,489,354.00. The state and local taxes paid by this group were

\$5,447,417.00. In other words, state and local taxes absorbed 31% of the net income of those few farmers who were outstandingly prosperous. What about the other 200,000 farmers who didn't make enough to get into this fortunate class? When we reflect that the farmers of Iowa are paying, under our ancient revenue laws, according to the State Auditor's report, over 66% of the state levy on property and that state levy on property is about \$11,000,000.00, the outrageous injustice of the general property tax should be evident to every one. Several years ago I was impressed with information given in the 1921 Report of the Joint Congressional Commission of Agricultural Inquiry on the "Agricultural Crisis and Its Causes." It is shown that the average annual reward of farmers for labor risk and management from 1909 to 1918 inclusive was \$570.00. This was less than for any other class of workers. It is given in this report that, in the nation, farmers receive from seventeen to eighteen per cent of the national income, and yet here in Iowa we have retained intact ancient methods of taxation that extract over 66% of the state tax on property from them. Is it any wonder that a learned man like Professor Seligman refers to the farmer as the "underdog" of the tax situation, and designates the general property tax, "the worst tax known to the civilized world" and calls it "so flagrantly inequitable that its retention can be explained only through ignorance and inertia."

But I do not need to go further along this line. What is the remedy? Can we so improve the administration of the general property tax so as to rectify this abominable condition? That is impossible. It has been tried in nearly every state in the union and has always failed. The Louisiana Tax Commission has summed up this universal experience in these words: "The system is condemned by political economists writing from a theoretical standpoint, by practical tax officials, speaking from actual experience, and by dozens of select tax commissions appointed to investigate its working. Indeed its failure is shown by testimony so overwhelming in quantity, unimpeachable in quality, and, so far as we have read, without a dissenting voice." The Michigan Tax Commission in its eleventh report says: "We can see but little permanent relief to real estate from the most successful administration of the ad valorem general property tax law applied to intangible property."

Property taxes bear heaviest in the rural counties where the property is all visible, such as farm lands and livestock. It is all assessed. None escapes. The intangible wealth of this country is owned mostly by the rich people in the larger cities. This form of wealth never can be adequately reached with property levies. The experience of all the states and the opinion of all the recognized authorities on taxation is that the income tax is the only feasible way in which this form of tax paying ability can be reached. A few days ago I noticed in the Des Moines Register that Mr. E. P. Eastman of Burlington died, leaving an estate of \$2,000,000.00. He owned absolutely no real estate. His holdings were entirely in the shape of stocks and bonds and other intangible property. I wondered to what extent he paid tax on it? I wrote to the County Auditor at Burlington, Iowa. His reply was: "Mr. Eastman has no intangible property assessment."

Now another point. Those persons who derive their incomes from personal services of various kinds are immune from the burdens of state and local government under our revenue laws. The number of persons whose incomes are the fruit of personal services rather than from property is large and is increasing. The following table taken from the reports of the Commissioner of Internal Revenue show the ratio of personal service income to the total net income.

1917	30%
1918	47%
1919	47.93%
1920	57.21%
1921	59.21%
1922	55.06%
1923	48.53%

Practically all of this class of citizens live in the larger cities. The foregoing government data shows they have abundant ability to pay tax. They cannot be reached in any way except by an income tax. As long as we do not touch this source of revenue for state or local purposes we are obliged to put their share of the public load on someone else. That is one reason why the farmer's tax is high.

REVENUE LAWS SHOULD HARMONIZE WITH THE ECONOMIC CONDITION WHICH EXISTS NOW

But there is another reason why a state income tax replacing all or part of the state levy on property would result in a material reduction of the tax burden on the rural counties. For a number of years now there has been a steady tendency toward the formation of strong business combinations. They have been forming in nearly every large staple branch of manufacturing. Their habitat is invariably in the larger cities. These industrial giants are eliminating competition. Regulation of output, control of price, and enormous increase in profit is the new order. From these great concerns vast new profits emerge. I give one illustration: The N. W. States Portland Cement Company of Mason City made a net taxable profit in 1924 of \$1,100,355. This profit exceeds by nearly two hundred thousand dollars the total assessed value of that company's real and personal property. A moment's reflection will show anyone that all the people of the state contribute to that profit. This large profit is one of the results of "control" by "combination." These enormous earnings (and I could mention many of them in the state) always crop out in the industrial centers. The solution of the problem which these industries present does not lie in their dismemberment or in warfare against them, but rather in the application of revenue laws which will divert to the public use a portion of these vast new surplus of profits which result from the combination.

INCOME TAX NOT SHIFTED

There are those who say it is to no avail to place the tax burden on those who make the profit, because they will pass it on to us in prices.

The fears of these people are not well founded. The income tax stays where it is put. But before going into that I will call attention to the fact that the same ones who have been objecting to income taxes because they burden industry have also been objecting to them because the industries really do not stand the tax, but promptly pass it on to their customers. The inconsistency and absurdity of this position is evident. One argument nullifies the other. An income tax has to do with profits. It has nothing to do with costs. It cannot be reflected in prices. The price that anyone is able to collect for his produce does not depend upon his desire but upon a great many factors. It might be assumed that if any one in the world is able to pass his income tax on it would be the monopolist. But he doesn't do it, either. A monopolist always sets a price on his produce that as near as he can judge will yield him the maximum profit. Of course he doesn't know at the beginning of the year what his profits will be at the end. But his intention is always to secure the maximum profit, tax or no tax. How can the state, simply because it takes a portion of the profit at the end of the year, supply the producer with some mysterious power to exceed the maximum? This is ridiculous. I haven't the time to analyze this phase of the question in all its details. But I want you people to ponder this—If it is so easy to pass to others why are those who make huge profits so bitterly opposed to the imposition of this kind of a tax? Prof. T. S. Adams, Professor of Economics at Yale University, has summarized the opinion of all the economists in the country in the following words: "The repeated charge that business men figure income taxes as part of their cost and then charge the customary percentage of profit on the increased cost basis is next to absurd. If it were true, it would only be necessary for Congress to increase the income and excess profits tax in order to increase business profits. Taxes on profits do not shift to consumers." To those who are interested in this important problem I suggest that you write to Congressman William R. Green for a copy of the Congressional Record of January 3, 1925, which contains the most complete and unanswerable treatment of this angle of the question that you will find.

STATE INCOME TAX WILL NOT INCREASE PUBLIC EXPENDITURE

There are those who say, with Dante Pierce, that it will give us just that much more to spend and cite the cigarette tax as a proof. But this argument will not stand examination. The method of obtaining public revenue is not the cause of public expenditure. The reasons why the expenditure of public money for the various functions of government has increased almost steadily in the past does not lie in the kind of tax imposed. The tax is the result and not the cause.

Were it not for the comparatively small sum of money collected with the cigarette tax and the inheritance tax the levy upon property would have been just that much more. In fact the sole purpose of the income tax has been to enable the general assembly to ease up on the tax strain upon property. It is to be a replacement tax absolutely. Section 29

of the Income Tax Bill before the Forty-Second General Assembly contains this provision. "The tax hereby imposed shall be for the use of the state . . . The executive council, in fixing the levy in 1927 and each succeeding year thereafter shall only make such levy as will produce sufficient revenue, when added to the amount estimated by the budget director will be raised under this act, to meet the total revenue required for state purposes."

As a matter of fact, if the state were to collect a portion of its needed revenue with a direct tax based on earnings the effect would be to check public expenditure rather than to increase it. It has had that effect in Wisconsin. The last report of the Federal Trade Commission shows that the per capita debt is \$23.00 less and the per capita tax is \$5.00 less in Wisconsin than it is in Iowa. Not only that, but the increase in state and local public debt increased by \$24.00 more in Iowa from 1912 to 1922 than in Wisconsin. When taxes are collected in an indirect manner, such as levies upon commodities, the taxpayer does not realize he is paying the tax, but when he pays his taxes in a direct manner, as by giving up a portion of his net profits, he realizes he is paying a tax, and will be less anxious to urge expansion in the public service. The persons who have been and are the most active proponents of appropriations to promote the general welfare are those who have never felt the pinch of tax burdens. Many of them are high-salaried men who pay little or no property taxes and who do not realize what it is to sacrifice many things or to practice self-denial in order that they can meet the demands of the state.

It would be a good thing from the standpoint of holding down the public expense if the state insisted that these boosters and boomers contributed their share toward the support of government. It seems to be working out that way in Wisconsin. Income taxes have only to do with the method of collecting public funds. If they have any effect whatever on the amounts expended it is to check them.

INCOME TAX TO REPLACE STATE LEVY ON PROPERTY WOULD GREATLY REDUCE THE BURDEN ON RURAL COUNTIES

Mr. H. A. Wallace in the December, 10th, 1926, issue of the *Wallaces' Farmer* estimates that if the state levy were replaced with a tax on incomes the saving in tax burden for the farmers would be three or four million dollars a year. My judgment is that the savings would be nearly twice that much. My reasons are as follows:

The state tax on property was in 1925, \$11,103,146.24. According to the state auditor's report farm lands and livestock alone furnished over 66% of it, or about \$7,328,000.00. Now the question is how much would the farmers of Iowa pay if those eleven million dollars were collected with an income tax. Let us examine some income tax records and see what we find. In 1925 there was collected about \$8,000,000.00 in Iowa with the federal income tax; \$5,284,901 was collected with the tax on corporations and the balance with the tax on individuals.

Agriculture and related industries paid but \$27,245.00. In other words, all the farm corporations furnished one-half of one per cent. Now as to the personal income tax, the Federal Reports are not arranged by states and occupations, but we can get some idea of what income taxes farmers pay as individuals by examining the twelfth report of the Wisconsin Tax Commission. We find on page 81 of that report that out of a total tax of \$4,504,843.00 the farmers paid 2.26% of it. There are 193,144 farms in Wisconsin and 213,481 in Iowa, according to the last federal census. Thus if the state income tax to replace the state levy on property was similar to the federal tax the farmers would pay \$220,000 instead of \$7,328,000.00 as they do now. Thus the saving would be over seven million dollars a year. This sum fairly represents the sum that is excessively and unjustly loaded upon the farmers in that one item of state revenue.

STATE INCOME TAX WILL NOT INJURE INDUSTRY

There has been a great deal of propaganda in the press of the state to the effect that a state income tax would impair our well being in an industrial way. It has been repeatedly charged that Wisconsin's income tax has greatly damaged that state. All this propaganda can be effectively answered in just a few sentences. Wisconsin has been collecting a portion of her needed revenues with an income tax since 1911. Surely if it had effected to damage any portion of that state some legislator some time would come to their general assembly with a measure to repeal it. Not once during the past eleven years has any Wisconsin legislator even introduced a bill to repeal the law. On the contrary, all the changes that have been made for a decade, and more, are along the line of making a larger use of the income tax in order to ease up on the enormous burdens that have been imposed with taxes on property. The last general assembly of the state of Wisconsin so improved the use of the income tax that the state tax on property in 1926 has been entirely dispensed with. Of the total taxes from every source in Wisconsin about 6% is collected with income taxes, while 82.4% is collected with the property tax. If taxes have ever done any damage in Wisconsin any sane person should immediately realize that the ill effects trace to the 82.4%. To argue otherwise is ridiculous.

Let's not depend for our information on the propaganda emanating from biased sources.

What do government figures show? An examination of table 14 in the last report of the commissioner of internal revenue on statistics of income reveal that from 1916 to 1924 there was an increase in business concerns that in Wisconsin of 1509, while in Iowa for the same period there was a decrease of 103. What is the explanation?

Why is it that during those eight years there was an increase of over 1,500 corporations in Wisconsin and a decrease in Iowa of over 100 for the same period? I give it to you. As an average in the United States about 43% and in Iowa in 1924 44% of the corporations made no profit.

In 1924 there were 3,968 corporations in the state of Iowa that not only made no profit but suffered a loss of \$25,289,572, as reported in the last report of the Commissioner of Internal Revenue. Making no profit they of course would pay no income tax. It is, therefore, impossible for a net income tax to damage these. Yet these are the concerns that are in real danger of being extinguished by large property taxes. These concerns need relief and they will get it should we replace the state tax on property with an income tax.

In the evolution of an industry it always has a start. When it first starts it is in an experimental stage. It is not yet established. Whether it will survive or not will depend somewhat on how much of a property tax we collect from it. If it survives our outrageous revenue system and finally grows into a great and powerful industry making enormous profits does not need to be protected by the state in retaining all of an exorbitant gain.

An income tax attaches only where there is prosperity and profit. Where there is adversity and losses it does not apply.

In a letter dated January 27, 1925, Prof. Charles J. Bullock of Harvard University, a very noted authority on taxation and a man who cannot be accused of any bias, in commenting on the income tax law of Massachusetts, says:

"Of course our income tax, like that of New York, is not perfect. If I could take both taxes and rewrite them without let or hindrance, I think I could greatly improve them; but no tax laws are perfect, and these laws, despite imperfections, have worked remarkably well. There are croakers and kickers, of course; but nobody of consequence pays any attention to them. Our state income tax can be shown to have attracted property to the state rather than to have driven away.

"My general conclusion is that an income tax, reasonably drawn and well enforced, is much more favorable to industry than a property tax, and will not drive industries that are worth having from any state. To the best of my knowledge, this has been the experience of both New York and Massachusetts."

A. J. Myrland, Secretary of Wisconsin Tax Commission, in a letter written March 23, 1923, says:

"We are quite familiar with the common rumor that an income tax discourages industry and that our income tax has in fact driven industries out of the state, but we have failed to discover a single instance to sustain the claim. Occasionally, of course, a business changes location, but that always happened before income tax laws were adopted in any of the states, and the number of new industries coming in has far exceeded any that may have discontinued or moved out. Indeed, the federal census bureau has recently reported that Wisconsin's progress in manufacturing from 1910 to 1920 is quite above the average for the United States and above that of any adjoining state except Michigan. We are credited with having made more industrial progress during the period than either Illinois, Iowa, or Minnesota, although Wisconsin had an income tax during all that time and these states had not. It does not harmonize accurately with the claim of discouraging industry so loudly made."

THE IOWA FARM BUREAU FEDERATION ON INCOME TAXATION

From The Iowa Farm Bureau Messenger, June, 1926:

It has often been said that farmers, who make up a little more than one-third of the population of Iowa, pay two-thirds of the taxes. That statement refers to all taxes, those which support state, county and small governmental units, combined. We believe the statement to be true, but are more particularly concerned now with the proportionate burden of tax bills borne by farmers and nonfarmers. A careful examination of taxes paid this year in Iowa proves that Iowa farmers pay three times as much per capita as nonfarmers for state support.

If this burden is equitably distributed, it implies that farmers' income in Iowa is three times that of other residents of the state, which, of course, is an absurd assumption.

Taxes are supposed to be levied according to ability to pay. That has always been considered a fundamental principle in distributing the tax burden. The trouble is that present-day taxing methods have gotten away from that principle. There was a time when the amount of property held was a fair means of determining the relative ability of its owners to earn, and therefore to pay taxes. A change in the times seems to have removed such relationship, and there are now found vastly more earnings from personal services than from property, yet property in most cases is the only source of direct taxation. The accompanying table illustrates this situation most clearly.

The table indicates that personal services, including salaries and wages, in Iowa earn more money than all other property in the state combined. Of course, these figures are for 1921, but the relationship has not changed in this respect at the present time. Fifty-six per cent of Iowa's income came from personal services, but not one cent of this is liable for any tax to the state which permitted such enormous earnings.

TAX BURDENS BORNE BY PRINCIPLE SOURCES OF INCOME RECEIVED BY POPULATION OF IOWA

Source of Income.	Income received in 1921 Amount	Per Cent of Total.	Per Cent of Taxes paid in 1926
Intangible property	\$ 93,160,000	8.45	3.4
Tangible property—rented out or used for business of farming.....	247,450,000	22.4	78.3
Miscellaneous — Chiefly rent value owner—occupied urban and farm homes	142,461,000	12.9	18.3
Personal services—Salaries and wages	619,691,000	56.2	None Possible

Columns one and two taken from book, "Income in the Various States," published by the National Bureau of Economic Research.

Column three computed from reports of Iowa State Auditor's Office.

An unprejudiced organization, the National Board of Economic Research, in a book, "Income in the Various States," which is an accepted authority, showed the per capita income of Iowa town and city population in 1921 to be \$621.00 per year, and farmer income \$137.00. Non-farming population, therefore, had a per capita income four and one-half times as great as the farming population. At present the situation is probably better, but reliable figures show that nonfarming per capita yearly earnings are conservatively set as not less than \$650.00, or still a little more than twice the per capita yearly earnings for farmers, which include the living furnished by the farm.

Thus, farmers pay three times as much per head towards supporting the state as nonfarmers whom the state allows privileges which enable them to earn twice as much as the farmer. This is a situation that will be intolerable to the fair-minded in the towns and cities, as well as to the farmer. A state income tax for state revenue will help to correct it.

"THE JUSTICE OF A STATE INCOME TAX"

By H. A. WALLACE, in Wallaces' Farmer.

Iowa farmers receiving less than one-third of the income of the state are paying two-thirds of the general property tax, as levied by the state government. Most Iowa farmers have a net income of less than \$2,000 a year. As a result, they pay less than 20 per cent of the federal income tax collected from Iowa. The same would be true of a state income tax. In brief, the farmers of Iowa would save at least \$5,000,000 annually, if a state income tax were substituted for the ten-mill levy by the state on property.

A state income tax will increase the taxes of people with large incomes. Some of them feel that this is not fair. They want the big burden of state taxation to continue to rest on farm land. This is perfectly human, and we can't blame them for trying to defeat a state income tax. Thinking farmers are equally certain that it is not fair for men with large incomes and but little property to pay so little toward supporting the state.

Economists are generally agreed that the income tax properly administered is the fairest type of tax. Moreover, they believe that income taxes are less likely to be passed on to the consumer than any other type of tax. An income tax "stays put."

Economists also believe that an income tax is fair to industry. Many corporations have little or no net income. As a result of an income tax, their property taxes would be reduced, and they would have no income tax.

Taxation according to income is fundamentally sound. Farmers and small business men have everything to gain and nothing to lose by such a tax. The larger business men whose taxes will be increased by an income tax may dislike to pay more money to support the government of Iowa, but they can not deny the fundamental fairness of the principle "taxation in proportion to the ability to pay."

It has been contended that an income tax is socialistic. As an answer to this charge I wish to submit the following quotation from the Eleventh Report of the Board of State Tax Commissioners, page 37, entitled "Income Taxation the Great Barrier to Socialism."

The argument that the income tax is inquisitorial and undemocratic is absurd and unconvincing. What tax system efficiently administered is not inquisitorial? The general property tax is inquisitorial, especially when applied to personal property. Under it the assessing officer is authorized to demand from the taxpayer a full statement of all his property, money, credits, debts, securities, even the jewels and adornments of his family. The tariff tax is inquisitorial. You must declare every article you bring into the country and its cost, and this does not give immunity from personal examination of your possessions. The internal revenue tax in its entire administration is inquisitorial. If tax laws are not inquisitorial and not administered in that way, they are evaded more or less, and honest men suffer and dishonest men gain. If we do not repeal the general property tax as far as it applies to intangible property, and if we are to have any degree of success in enforcing that tax, we must administer it in the most inquisitorial manner. The fact that tax laws not administered in an inquisitorial manner are continually evaded is not due to the particular character of the tax, but to the nature of taxation itself which is "sacrifice without glory" or even without recognition of the sacrifice, and human nature has not yet reached the point where it does not try to evade such form of sacrifice. To condemn the graduated income tax because it endeavors to prevent evasion, compels us to condemn efficient administration of all tax laws. John Sherman, former Senator from Ohio and Secretary of the Treasury, speaking on this question, said: "The income tax is the least inquisitorial and injurious of all taxes imposed by government and is the one tax that falls upon office and upon brains."

The further claim is made that the income tax cannot be efficiently administered without causing capital to seek immunity by withdrawing from the states enforcing such a tax. The refutation of this claim is found in the attitude of the states administering a present day personal income tax, such states as New York, Massachusetts, Wisconsin, Missouri and Oklahoma. Not one of them, after experience with this form of taxation, has any thought of repealing its income tax law or of changing it other than to make it more inclusive. New York and Massachusetts are especially the home of capital, and would be materially injured if capital actively resented the imposition of a state income tax. This argument is further refuted by the reports of the commissioners or officials charged with administering income taxation. In Wisconsin, for instance, the amount of the income tax levied increased from \$4,145,676 in 1914 to \$11,784,151 in 1917, a condition which would not exist if wealth were not increasing at a tremendous rate within the state, instead of being driven from the state. This contention is also refuted by the fact that half a dozen State Commissions, after studying the operation and effect of state income taxation in recent years, have reported, or are preparing to report, at an early date, to their respective Legislatures favoring an income tax system for their respective states. As an instrument

for driving capital from a state, the income tax is not to be mentioned in the same breath with the ad valorem general property tax upon intangible property efficiently administered.

The argument that the income tax is inquisitorial and cannot be successfully administered is often supplemented by the charge that it is "socialistic" in character. Why it is any more socialistic to tax a man on his net income than it is to tax the particular property producing the income is difficult to see. Graduated income taxation might be called "socialistic" if its avowed purpose or actual result was to aid in bringing about such economic results as the more even distribution of wealth or the confiscation of private property; but such is not the purpose or the result. The equalizing of sacrifice imposed by taxation is as necessary to exact justice as is the granting of equal rights and equal opportunities. Many who would scorn to be classed as "socialistic" contend that taxation may properly fill an economic or social role as well as a strictly revenue role. Protective tariff laws are not framed for revenue alone, but for the added and openly avowed purpose of aiding industrial development and individual prosperity. Sumptuary laws often have the avowed purpose of checking consumption as well as the production of revenue. Other taxes are equally open to the charge of being socialistic. The general property tax, in that it affects only property owners and is always loaded down with exemption, is socialistic. Inheritance taxes are still more open to the charge of being socialistic. The cry "socialistic" has many times been used to impede social reforms that have been successfully inaugurated in spite of such opposition. This cry was used against child labor legislation, against mothers' pensions, just as it is now used against progressive income taxation. If we continue to run from social reforms, and decline to undertake economic reforms at the cry "socialistic", we will assist the Socialist Party in its campaign for true socialistic doctrines, with which we have no sympathy.

In his recent message to the Wisconsin Legislature, Governor Kohler defended the income tax of Wisconsin. In his recent message to the Michigan legislature the governor of Michigan recommended an income tax. Having these facts in mind it should be evident that to charge these men with being socialistic is ridiculous.

The following data is presented to show the effect upon the tax burden in each senatorial district if a state income tax were to completely replace the state levy on property.

Iowa's tax on property for state use in 1927 was \$7,510,127.07.

During the months of September and October, 1925, the Des Moines Register published what was advertised as the complete Federal Income Tax return for Iowa in 1925.

The total of the published income tax returns for 1925 was approximately eight million dollars.

The first column shows the amount of state tax on property collected in each senatorial district in 1928, as reported by the State Auditor. The second column shows the federal income tax arranged by senatorial districts showing the amount collected in each senatorial district. The

third and fourth columns show the amount of increase or decrease in the tax burden of each district if the state levy on property were completely replaced with a tax on incomes:

District and Counties	Property Tax	Federal Tax	Increase	Decrease
First—Lee	\$104,166.01	\$317,187.79	\$213,021.78	
Second—Jefferson, Van Buren	85,285.43	36,156.63		\$ 49,128.75
Third—Appanoose, Davis	87,958.33	35,971.23		51,987.10
Fourth—Lucas, Wayne	85,510.01	6,460.17		79,049.84
Fifth—Union, Ringgold, Decatur	127,687.62	12,029.48		115,658.14
Sixth—Adams, Taylor	89,659.45	8,366.93		81,292.52
Seventh—Fremont, Page	121,767.22	21,435.43		90,331.79
Eighth—Mills, Montgomery	97,741.21	24,245.27		73,495.94
Ninth—Des Moines	84,329.14	270,874.56	186,545.42	
Tenth—Washington, Henry	125,081.46	19,691.11		105,390.35
Eleventh—Warren, Clarke	101,654.50	4,460.48		97,194.02
Twelfth—Poweshiek, Keokuk	143,477.39	28,355.20		115,122.19
Thirteenth—Wapello	76,481.05	411,896.10	335,415.05	
Fourteenth—Mahaska	73,621.47	35,940.75		37,680.72
Fifteenth—Marion, Monroe	101,718.35	30,671.19		71,047.16
Sixteenth—Adair, Madison	109,039.17	8,010.45		101,028.72
Seventeenth—Audubon, Dallas, Guthrie ..	186,002.65	26,260.47		159,742.18
Eighteenth—Shelby, Cass	135,964.92	12,292.00		123,672.92
Nineteenth—Pottawattamie	158,200.44	129,847.36		28,353.08
Twentieth—Muscatine, Louisa	261,351.01	111,742.09		149,608.92
Twenty-first—Scott	192,830.33	953,970.93	761,140.60	
Twenty-second—Clinton	107,563.57	247,475.50	139,911.93	
Twenty-third—Jackson	5,105.00	63,708.51		58,603.51
Twenty-fourth—Jones, Cedar	135,629.32	25,646.34		109,982.98
Twenty-fifth—Iowa, Johnson	147,859.67	64,465.86		83,393.81
Twenty-sixth—Linn	192,035.86	478,695.25	286,659.39	
Twenty-seventh—Calhoun, Webster	191,130.20	139,869.73		51,260.47
Twenty-eighth—Marshall	86,934.94	144,494.51	57,559.57	
Twenty-ninth—Jasper	97,768.86	563,358.14	465,589.28	
Thirtieth—Polk	439,595.10	1,595,864.51	1,156,269.41	
Thirty-first—Boone, Story	165,425.78	57,395.80		108,029.98
Thirty-second—Woodbury	282,452.33	523,089.23	240,636.90	
Thirty-third—Buchanan, Delaware	119,804.76	14,470.39		105,334.37
Thirty-fourth—Monona, Crawford, Har- rison	225,815.58	26,179.36		199,636.22
Thirty-fifth—Dubuque	155,681.58	460,058.90	304,377.32	
Thirty-sixth—Clayton	79,491.63	18,713.25		60,778.38
Thirty-seventh—Wright, Hamilton, Hardin	214,248.61	38,006.77		176,241.84
Thirty-eighth—Grundy, Black Hawk	188,535.31	218,050.78	29,515.31	
Thirty-ninth—Butler, Bremer	123,756.21	25,332.76		98,423.45
Fortieth—Allamakee, Fayette	125,134.88	17,051.27		108,083.61
Forty-first—Winnebago, Worth, Mitchell	128,008.45	52,829.44		75,179.01
Forty-second—Howard, Winneshiek	109,650.79	18,427.14		91,223.65
Forty-third—Hancock, Cerro Gordo, Franklin	224,858.59	294,822.46	69,963.87	
Forty-fourth—Floyd, Chickasaw	103,829.32	22,382.38		81,446.94
Forty-fifth—Tama, Benton	176,377.44	18,510.47		157,866.97
Forty-sixth—Plymouth, Cherokee	175,208.75	37,072.74		138,136.01
Forty-seventh—Dickinson, Emmet, Clay, Palo Alto, Kossuth	297,500.82	50,220.81		247,280.01
Forty-eighth—Sac, Carroll, Greene	220,215.17	41,308.55		178,906.62
Forty-ninth—Lyon, Sioux, Osceola, O'Brien	287,344.86	43,234.58		244,110.28
Fiftieth—Buena Vista, Pocahontas, Hum- boldt	190,792.03	20,285.05		170,506.98

The foregoing data shows that income taxes are paid mostly by the industrial centers. This form of tax is light in the rural counties. The fifteen industrial counties of Black Hawk, Cerro Gordo, Clinton, Des Moines, Dubuque, Jasper, Lee, Linn, Marshall, Muscatine, Polk, Scott, Wapello, Webster and Woodbury, paid 27.8 per cent of the state tax on property and 86.3 per cent of the federal income tax. The remaining 84 counties, which can be designated the "rural counties" paid 12.7 per cent of the federal income tax and 72.2 per cent of the state tax on property.

The foregoing tables further show that the change in the revenue laws suggested would result in reductions in tax burdens for some eighty-four counties and increase for the remaining fifteen counties. This shift of

the tax load from the rural communities to the industrial centers would be about \$4,246,605.83.

For many years now all the increased cost of government resulting from a continuous enlargement and improvement in public service have been met with those forms of taxes which bear heaviest on the rural counties and lightest on the industrial counties. In commenting on this increased burden upon the rural people Dr. Richard T. Ely says, "Taxes on farm lands are rapidly approximating the annual value of farm lands. Unless there is a check on the movement the farmers' land in most states will be confiscated by the state and the farmers will become virtual tenants of the state." Dr. Ely further states that if the present tax tendencies continue, "the time will come when the whole net return of America's farm lands will be absorbed in tax payments."

The fact that the change in the revenue laws proposed would effect an increase in the tax burden on the industrial counties does not mean that the average person in these counties would pay more taxes. On the contrary, the vast majority would pay less.

Practically all small home owners would benefit. The increase in tax burden would be borne by those whose incomes are very large.

For example: In Cerro Gordo county the state tax on property in 1925 was \$144,947.26. This property tax is collected from thousands of home owners whether they make anything or not. If this property levy were removed or reduced most of these owners of visible property would benefit.

Of the \$286,996.59 of income tax collected in that county, 89 per cent of it was paid by the fourteen taxpayers having the largest incomes. One of these was the Northwestern States Portland Cement Company whose net taxable profit was \$1,100,355.00. Yet the total assessed value of the real and personal property of this concern was only \$937,664.00. The taxable valuation is one-fourth of this, or \$234,416.00. It is thus evident that this concern, like many others in the state, is not bearing anywhere near its share of the tax burden.

Farm lands and live stock in Cerro Gordo county are now furnishing 64 per cent of the general property tax for state purposes in that county.

Another illustration: Jasper county. The State Auditor's Report shows that farm lands and livestock furnish 76 per cent of the state tax on general property collected in that county. But these farmers who are paying the big end of the property taxes are not making very much of the profit as is shown by the fact that 96 per cent of some \$563,358.14 of income taxes collected in that county in 1925 was paid by only six individuals and four corporations—ten in all—located in Newton.

This same situation exists in all the other counties. The farmers and town people owning modest homes cannot hide their property so they pay most of the state and local taxes while somebody else makes most all the profit. Our revenue laws should be written with a view to the equitable distribution of the costs of government rather than with a view to protect a limited number of citizens in exorbitant gains.

G. W. PATTERSON.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend section one (1) of Senate File No. 78 by striking from line seven (7) the words, "twenty-five thousand", and inserting in lieu thereof the words, "fifteen thousand".

E. W. CLARK.

MR. PRESIDENT: We amend Senate File No. 152 by striking all of section three (3) thereof, and substituting the following:

"Section 3. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Telegraph Herald and Times Journal, a newspaper published at Dubuque, Iowa, and in the Nonpariel, a newspaper published at Council Bluffs, Iowa."

OTTO F. LANGE.

W. S. BAIRD.

MR. PRESIDENT: I move to amend S. F. No. 234 by inserting at the end of Section five (5) the following as a new paragraph:

"J.—Bonds or notes secured by mortgage upon real estate or tangible personal property situated within the state of Iowa where the bonds or notes are sold to not more than twenty purchasers and the total face amount of all bonds or notes secured by a single mortgage does not exceed fifty thousand dollars (\$50,000.00)."

C. A. BENSON.

On motion of Senator Rogers the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 21, 1929.

The Senate met in regular session, President Arch W. McFarland presiding.

Prayer was offered by Dr. Arthur E. Bennett, Dean of Des Moines University, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Topping indefinitely, on request of Senator Lange.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Stoddard, from the Sioux City Bar Association, favoring an increase in the salaries of district judges. Compensation of public officers.

INTRODUCTION OF BILLS

Senate File No. 281, by Senator Thompson, a bill for an act to amend section seventy-six hundred forty-nine (7649), Code, 1927, relating to the removal of trees from highways.

Read first and second times and referred to committee on highways.

Senate File No. 282, by Committee on Highways, a bill for an act to provide special legal services for the state highway commission.

Read first and second times and placed on the calendar.

Senate File No. 283, by Committee on Highways, a bill for an act to amend section forty-seven hundred fifty-five b twenty-six (4755-b26) of the Code, 1927, relating to the construction of extensions of primary roads in cities and towns.

Read first and second times and placed on the calendar.

Senate File No. 284, by Committee on Aeronautics, a bill for an act concerning the licensing of aircraft and airmen, the establishment of air traffic rules, and to make uniform the law with reference thereto.

Read first and second times and placed on the calendar.

Senate File No. 285, by Committee on Aeronautics, a bill for an act authorizing cities and towns to acquire, establish, improve, maintain and operate airports within or without their limits; to acquire property for such purpose, and to levy a tax and issue bonds in payment of the cost thereof.

Read first and second times and placed on the calendar.

Senate File No. 286, by Senator Carden, a bill for an act to prohibit the vending of drugs or medicines without obtaining a license, and providing a penalty for a violation thereof.

Read first and second times and referred to committee on public health.

Senate File No. 287, by Senator Shaff, a bill for an act to amend section forty-seven hundred fifty-five-b-twenty-nine (4755-b29), Code, 1927, relating to the maintenance of primary road extensions within cities.

Read first and second times and referred to committee on highways.

Senate File No. 288, by Senator Thompson, a bill for an act providing for the appointment of Board of Trustees in special charter cities, having a population of less than twenty-five thousand (25,000) and prescribing their powers and duties.

Read first and second times and referred to committee on cities and towns.

REPORTS OF COMMITTEES

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 149, a bill for an act to amend section forty-seven hundred fifty-five-b-twenty-nine (4755-b29) of the Code of 1927, relative to

the maintenance of primary roads, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Senator Langfitt submitted the following reports:

MR. PRESIDENT: Your committee on dairy and food, to which was referred Senate File No. 134, a bill for an act defining overrun and percentage of overrun in the manufacture of butter, limiting the percentage of overrun permissible in such manufacture, providing penalties and prescribing rules of evidence in prosecutions, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

In Section 2, line 3, strike out the words "twenty-four (24) per cent" and in lieu thereof insert the words "twenty-four and one-half (24½) per cent".

Also, in Section 5, line 10, strike out the words "twenty-four (24) per cent" and insert in lieu thereof the words "twenty-four and one-half (24½) per cent".

J. N. LANGFITT, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on dairy and food, to which was referred Senate File No. 170, a bill for an act relating to weights and measures and amending section three thousand two hundred seventy-four (3274) of the Code, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. N. LANGFITT, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

By unanimous consent on request of Senator Lange Senate File No. 152, a bill for an act to designate the number of members of school boards of school corporations in cities having a population of not less than thirty-eight thousand (38,000), nor more than fifty thousand (50,000), and provide that the terms of such school directors shall be for six (6) years, with report of committee recommending indefinite postponement, was taken up and considered.

On the question, "Shall the report of the committee be adopted?" the vote was:

Ayes, 13.

Anderson	Christophel	Gunderson	McLeland
Bissell	Clark of Linn	Leonard	Stanley
Blackford	Cole	MacDonald	Tabor
Carroll			

Nays, 28.

Baird	Clearman	Klemme	Rigby
Bennett	Cochrane	Lange	Rogers
Benson	Doran	Langfitt	Shaff
Bergman	Gilchrist	Lowe	Shane
Booth	Hager	Merritt	Stoddard
Carden	Ickis	Moen	Thompson
Clark of Marion	Kent	Patterson	Wilson of Page

Absent or not voting, 7.

Beatty	Brush	Kimberly	Wilson of Polk
Brookins	Clark of	Topping	
	Cerro Gordo		

Present, 2.

Frailey	Ulstad
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The report of the committee was rejected and the bill was placed on the calendar.

By unanimous consent on request of Senator Lange the bill was taken up and considered at this time.

Senators Baird and Lange offered the following amendments and moved their adoption:

Amend by striking sections one (1) and two (2) from the bill and substituting the following:

"Section 1. In each school corporation in a city having a population of not less than thirty-eight thousand (38,000), nor more than fifty thousand (50,000), the board shall be composed of seven (7) directors, and the term of each director shall be six (6) years. There shall be three (3) directors elected at the regular election in 1931, who shall each serve for six (6) years, there shall be two (2) directors elected at the regular election in 1933 who shall each serve for six (6) years, and there shall be two (2) directors elected at the regular election in 1935 who shall each serve six (6) years.

Sec. 2. In order that the terms of the present directors of any such school corporation may be adjusted to the plan provided in Section one (1) hereof, the successors to the two (2) directors whose terms expire in 1929, shall be elected at the regular election to be held in 1929, for terms of four (4) years each; the successors to the two directors whose terms expire in 1930, shall be elected at the regular election to be held in 1930 for terms of five (5) years each.

By unanimous consent on request of Senator Baird the words "in a city" in line 1 of section 1 were stricken and the words "comprising a city now" were inserted in lieu thereof.

The amendment was adopted.

Amend by striking all of section three (3) thereof, and substituting the following:

"Section 3. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Telegraph Herald and Times Journal, a newspaper published at Dubuque, Iowa, and in the Nonpariel, a newspaper published at Council Bluffs, Iowa."

The amendment was adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Carden	Gilchrist	Lowe
Baird	Christophel	Hager	Merritt
Beatty	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kent	Rogers
Benson	Clark of Marion	Kimberly	Shaff
Bergman	Clearman	Klemme	Shane
Booth	Cochrane	Lange	Stanley
Brookins	Cole	Langfitt	Stoddard
Brush	Doran	Leonard	Thompson
			Wilson of Page

Nays, 7.

Bissell	Carroll	Moen	Tabor
Blackford	MacDonald	Patterson	

Absent or not voting, 6.

Clark of Linn	McLeland	Ulstad	Wilson of Polk
Gunderson	Topping		

Present, 1.

Frailey

The bill having received a constitutional majority was declared to have passed the Senate. By unanimous consent on request of Senator Baird, the secretary was instructed to make the necessary corrections to the title to conform with the amendment to Sec. 1.

Senator Baird moved that the vote by which the bill passed the

Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 117, a bill for an act to provide for the levying and collecting of an income tax for state and public school purposes, and to prescribe a penalty for failure to pay such tax.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File No. 117, a bill for an act to provide for the levying and collecting of an income tax for state and public school purposes, and to prescribe a penalty for the failure to pay such tax.

Read first and second time.

Senator Baird raised the point of order that under rule 45 of the rules of the 43d G. A., House File No. 117 could not be brought before the Senate as the Senate file containing the same substance had been indefinitely postponed.

The President held the point was well taken.

Senator Patterson asked an appeal from the decision of the chair.

Senator Wilson of Page raised the point of order that the question was not debatable.

The President held that the point was well taken.

Senator Frailey invoked rule 8.

On the question "Shall the chair be sustained?" the vote was:

Ayes, 46.

Baird	Christophel	Ickis	Rigby
Beatty	Clark of	Kent	Rogers
Bennett	Cerro Gordo	Kimberly	Shaff
Benson	Clark of Marion	Klemme	Shane
Bergman	Clearman	Lange	Stanley
Bissell	Cochrane	Langfitt	Stoddard
Blackford	Cole	Leonard	Tabor
Booth	Doran	Lowe	Thompson
Brookins	Frailey	MacDonald	Ulstad
Brush	Gilchrist	McLeland	Wilson of Page
Carden	Gunderson	Merritt	Wilson of Polk
Carroll	Hager	Moen	

Nays, 2.

Anderson Patterson

Absent or not voting, 2.

Clark of Linn Topping

The chair was sustained.

The time having arrived for consideration of special order, House File No. 20, the prison labor bill, on motion of Senator Kimberly the Senate went into a committee of the whole.

COMMITTEE OF THE WHOLE

Speaking against the bill were:

Mr. J. C. Lewis, representing the State Federation of Labor.

Mr. James Steadman, representing the railroad transportation committee.

Former Lieutenant Governor Ernest R. Moore, appearing in the Senate chamber, was escorted to the chair and spoke briefly.

Mr. Walter L. Stewart, representing some of the manufacturers of Des Moines, Iowa.

Mr. P. K. Karberg, representing Dubuque wearing apparel company.

Mr. E. G. Disque, representing Chittenden & Eastman of Burlington, Iowa.

Mr. Barbour, representing Indiana Dearborn Corporation of Burlington, Iowa.

Speaking for the bill were:

Mr. J. H. Strief, chairman of the Board of Control.

Judge H. K. Evans, member of the Board of Parole.

Mr. Gerald Blake, Assistant Attorney General.

Mr. C. M. Roberts, member of the Board of Control.

Mr. Thomas P. Hollowell, warden of Fort Madison penitentiary.

Mr. J. N. Baumel, warden of penitentiary at Anamosa, Iowa.

On motion of Senator Kimberly the Senate arose from a committee of the whole.

On motion of Senator Doran the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shaff indefinitely, on request of Senator Frailey.

INTRODUCTION OF BILLS

Senate File No. 289, by Committee on Insurance, a bill for an act to amend subsection nine (9) of section eighty-seven hundred thirty-seven (8737) of the Code, 1927, relating to the deposit of certain securities by life insurance companies and associations with the Commissioner of Insurance, and the withdrawal thereof; and to amend section eighty-seven hundred thirty-six (8736) of the Code, 1927, so as to except the securities deposited under subsection nine (9) of section eighty-seven hundred thirty-seven (8737) of the Code, 1927, from the requirements thereof.

Read first and second times and placed on the calendar.

Senate File No. 290, by Senator Benson, a bill for an act so to amend chapter ninety-three (93), Code, 1927, as to transfer the powers and duties therein specified, from the secretary of state to the board of control of state institutions, said chapter relating to organizations which solicit public donations.

Read first and second times and referred to committee on board of control.

Senate File No. 291, by Senator Baird, a bill for an act to repeal section six thousand one hundred ninety-dash a two (6190-a2), six thousand one hundred ninety dash a four (6190-a4), and six thousand one hundred ninety dash a eleven (6190-a11), Code of 1927, and to enact a substitute therefor; relating to resolutions of necessity, installation and contracts, method of petitioning for extensions, notice of proposed extensions and providing a method of rebate to property owners, all in connection with waterworks extensions and water mains, and providing for publication hereof.

By unanimous consent on request of Senator Clark of Linn the rules were suspended which require reference of a bill to a committee.

Read first and second times and placed on the calendar.

REPORTS OF COMMITTEES

Senator Frailey submitted the following report:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 201, a bill for an act to protect investors, by regulating sales and purchases and attempted sales and purchases within the State of Iowa, of stocks, bonds, notes, debentures, evidences of indebtedness, investment contracts, interests, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. Frailey, *Chairman.*

Ordered passed on file.

Senator Merritt submitted the following reports:

MR. PRESIDENT: Your committee on insurance, to which was referred Senate File No. 279, a bill for an act to amend section eight thousand seven hundred eighty-five (8785) and to repeal section eight thousand seven hundred eighty-six (8786) of the Code, 1927, relating to Fraternal Beneficiary societies, Orders or associations, begs leave to report it has had the same under consideration and recommends the same do pass.

J. G. MERRITT, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance, to which was referred Senate File No. 255, a bill for an act to amend the law as it appears in section fourteen hundred seventy-seven (1477), chapter seventy-two (72) of the Code, 1927, relating to security for the payment of Workmen's Compensation, begs leave to report it has had the same under consideration and recommends the same do pass.

J. G. MERRITT, *Chairman.*

Ordered passed on file.

Senator Clark of Linn submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred House File No. 99, a bill for an act to repeal subdivision nine (9) of section sixty-two hundred eleven (6211) of the Code, 1927, and to enact a substitute therefor, relating to the tax levy for Fire Department Maintenance Fund in cities and towns, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That sub-division nine (9) of Section sixty-two hundred eleven (6211) of the Code, 1927, be and same is hereby repealed and the following enacted in lieu thereof:

Under Section One (1) of the Bill and after Sub-division Nine (9) strike all after period following the word "Fund" in line one (1) and substitute the following: "Any city regardless of the form of government thereof, with a population of more than thirty thousand (30,000) not exceeding ten mills; any such city with a population of more than nine thousand (9,000) and less than thirty thousand (30,000) not exceeding nine mills; any such city with a population of less than nine thousand (9,000), not exceeding five mills; and any town not exceeding two mills. The foregoing levies shall be used only to maintain a Fire Department, except that any city with a population under three thousand (3,000) and any town may also use such funds for the purchase of Fire Equipment."

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 228, a bill for an act to amend subdivision four (4) of section fifty-nine hundred two (5902), Code, 1927, relating to docks, and to authorize the levying of special assessments upon benefited property to pay the cost of street improvements and sewers, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 28, a bill for an act to amend section ten hundred ninety-a nineteen (1090-a19) of the Code, 1927, relating to the exemption from liability of surety on depository bonds, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 162, a bill for an act to legalize certain transfer of funds by the town of Hull, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 145, a bill for an act to repeal section seventy-

four hundred six (7406), Code, 1927, relating to the filing of bond by banks as security, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 146, a bill for an act to legalize a certain deed executed in the name of the State of Iowa by C. C. Carpenter and Josiah F. Young, Governor and Secretary of State, respectively, of the State of Iowa, on December 29, 1875, conveying to Maria S. Orwig certain real estate in City of Des Moines, Polk county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned members of the Senate request a call of the Senate for the consideration of House File No. 20:

C. L. RIGBY	E. W. CLARK
J. O. SHAFF	GEO. W. CHRISTOPHEL
A. V. BLACKFORD	W. E. MCLELAND
CHAS. D. BOOTH	C. A. BENSON
J. G. MERRITT	J. N. LANGFITT
O. P. BENNETT	WESLEY C. LOWE
GEO. W. TABOR	CHAS. T. ROGERS
LEW MACDONALD	F. C. STANLEY
WILLIAM CARDEN	FRANK BEATTY
W. S. BAIRD	

There being a call of the Senate on House File No. 20, the roll was called and revealed the presence of the following Senators:

Anderson	Carroll	Kimberly	Rigby
Baird	Clark of	Klemme	Rogers
Beatty	Cerro Gordo	Lange	Shane
Bennett	Clark of Linn	Langfitt	Stanley
Bergman	Clark of Marion	Leonard	Stoddard
Bissell	Clearman	Lowe	Tabor
Blackford	Cochrane	MacDonald	Thompson
Booth	Cole	McLeland	Ustad
Brookins	Doran	Merritt	Wilson of Page
Brush	Frailey	Moen	Wilson of Polk
Carden	Gilchrist	Patterson	

Absent:

Benson	Gunderson	Ickis	Kent
Christophel	Hager		

Topping and Shaff excused.

Senators Benson, Christophel, Gunderson, Hager, Ickis and Kent appeared in the Senate chamber and the call was declared complete.

THIRD READING OF BILLS

On motion of Senator Rigby House File No. 20, a bill for an act to amend section thirty-seven hundred fifty-seven (3757) of the Code, 1927, relating to the employment of prisoners, was taken up, considered, and the report of the committee adopted.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend by striking all following the enacting clause and substituting in lieu thereof the following: "That section thirty-seven hundred fifty-seven (3757) of the Code, 1927, be and the same is hereby amended by striking from line twenty-three (23) the date "July 1, 1929" and inserting in lieu thereof the date "July 1, 1931."

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 14.

Anderson	Gilchrist	Patterson	Thompson
Beatty	Lange	Stanley	Ulstad
Clark of Linn	Langfitt	Stoddard	Wilson of Polk
Fralley	Moen		

Nays, 33.

Baird	Carden	Cole	Leonard
Bennett	Carroll	Doran	Lowe
Benson	Christophel	Gunderson	MacDonald
Bergman	Clark of	Hager	McLeland
Bissell	Cerro Gordo	Ickis	Merritt
Blackford	Clark of Marion	Kent	Rigby
Booth	Clearman	Kimberly	Shane
Brookins	Cochrane	Klemme	Tabor
Brush			Wilson of Page

Absent or not voting, 3.

Rogers	Shaff	Topping
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The amendment was lost.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend Senate File No. 20 by adding thereto the following:

"Sec. 2. That section 3757 of the Code, 1927, be further amended by adding after the word "service" in line 26, a period and striking the balance of said section."

"Sec. 3. The minimum wage per day for each individual prisoner so engaged shall be computed at not less than \$2.00 per day; one dollar per day shall be paid by the Board of Control for the support and maintenance of the dependents of each prisoner so employed, and in the event such prisoner so employed shall have no dependents, then said wage shall be retained by the state."

Senator Wilson of Page raised the point of order that the amendment now pending was not germane to the original bill before the Senate at this time.

The President held that the point was not well taken.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 16.

Brookins	Frailey	Lange	Shane
Clark of Linn	Gilchrist	Leonard	Thompson
Clark of Marion	Gunderson	Merritt	Ulstad
Cochrane	Kent	Patterson	Wilson of Polk

Nays, 31.

Anderson	Booth	Cole	MacDonald
Baird	Brush	Doran	McLeland
Beatty	Carden	Hager	Moen
Bennett	Carroll	Ickis	Rigby
Benson	Christophel	Kimberly	Rogers
Bergman	Clark of	Klemme	Stoddard
Bissell	Cerro Gordo	Langfitt	Tabor
Blackford	Clearman	Lowe	Wilson of Page

Absent or not voting, 3.

Shaff	Stanley	Topping
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The amendment was lost.

COMMUNICATION

Senator Wilson of Polk asked that the following telegram be read, and printed in the Journal:

Senator G. A. Wilson,
State House, Des Moines, Iowa.

The following letter was received from the attorney general's office, dated February 9, 1928, relative to the validity of the contract between the Dearborn Company and the Board of Control:

"Honorable Clyde H. Topping,
Burlington, Iowa.

In reply to your letter of January 28th concerning the contract entered into between the Board of Control and Dearborn Company of Chi-

ago, Illinois, we will say that while the Board of Control entered into the contract terminating December 31, 1932, it is necessary to read in such contract section 3757, Code of 1927, and unless the Legislature extended the time beyond July 1, 1929, this contract would terminate at that time. In view of the fact that the limitation of July 1, 1929, is a statutory provision, all parties to the contract are charged with notice thereof and it therefore becomes part of said contract.

Gerald Blake, Assistant Attorney General."

(Signed) C. H. TOPPING.

Senator Cochrane offered the following amendment and moved its adoption:

Amend House File No. 20 by adding thereto the following:

Sec. 2. The minimum wage per day for each individual prisoner so engaged shall be computed at not less than \$1.50 per day; seventy-five cents (75) per day shall be paid by the Board of Control for the support and maintenance of the dependents of each prisoner so employed, and in the event such prisoner so employed shall have no dependents, then said wage shall be retained by the state.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 17.

Brookins	Gilchrist	Leonard	Stanley
Clark of Linn	Gunderson	Moen	Thompson
Clark of Marion	Kent	Patterson	Ulstad
Cochrane	Lange	Shane	Wilson of Polk
Frailey			

Nays, 28.

Baird	Brush	Hager	McLeland
Bennett	Carden	Ickis	Merritt
Benson	Carroll	Kimberly	Rigby
Bergman	Christophel	Klemme	Rogers
Bissell	Clearman	Langfitt	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Wilson of Page

Absent or not voting, 4.

Beatty	Clark of Cerro Gordo	Shaff	Topping
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Present, 1.

Anderson

The amendment was lost.

Senator Frailey moved the previous question, which motion prevailed.

The bill was read for information.

Senator Rigby moved that the reading just had be considered the third reading, which motion prevailed.

Senator Lange invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Baird	Brush	Hager	McLeland
Beatty	Carden	Ickis	Merritt
Bennett	Carroll	Kent	Moen
Benson	Christophel	Kimberly	Rigby
Bergman	Clearman	Klemme	Rogers
Bissell	Cochrane	Langfitt	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Gunderson	MacDonald	Wilson of Page

Nays, 16.

Anderson	Clark of Marion	Lange	Stanley
Brookins	Doran	Leonard	Thompson
Clark of Cerro Gordo	Frailey	Patterson	Ulstad
Clark of Linn	Gilchrist	Shane	Wilson of Polk

Absent or not voting, 2.

Shaff Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigby moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Patterson moved that 500 extra copies of the Senate Journal of February 20th be printed.

On the question "Shall the motion prevail?" the vote was:

Ayes, 36.

Anderson	Christophel	Gunderson	Patterson
Baird	Clark of Cerro Gordo	Kent	Rogers
Beatty	Clark of Linn	Klemme	Shane
Bennett	Cochrane	Lange	Stanley
Bergman	Cole	Langfitt	Stoddard
Bissell	Doran	Leonard	Tabor
Booth	Frailey	Lowe	Thompson
Brookins	Gilchrist	McLeland	Ulstad
Carden		Merritt	Wilson of Polk
Carroll			

Nays, 6.

Benson	Clearman	Ickis	Kimberly
Clark of Marion	Hager		

Absent or not voting, 8.

Blackford
Brush

MacDonald
Moen

Rigby
Shaff

Topping
Wilson of Page

The motion prevailed.

By unanimous consent on request of Senator Bergman action on Senate File No. 169 was deferred until March 6, at 10:00 a. m., at which time it will be a special order and the call of the Senate will be in effect.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 248 by adding at the end of Section one (1) the following sentence: "The secretary of state shall number consecutively all such certified copies filed in his office and shall maintain a card index thereof alphabetically arranged and shall preserve the same as permanent records of his office."

A. V. BLACKFORD.

MR. PRESIDENT: I move to amend Senate File No. 245 by striking all of Section one (1) and substituting the following: "Section 1. That the law as it appears in section eighty-four hundred eighty-one (8481), Code of 1927, be and is hereby amended by inserting after the word "state" in line seven (7) the following words, "and the county recorder of the county in which the principal place of business is located, amended and substituted articles of incorporation drawn in accordance with the provisions of this chapter and".

Amend Section two (2) by inserting after the word "incorporation" in line four (4) the following: "drawn in accordance with the provisions of this chapter".

A. V. BLACKFORD.

MR. PRESIDENT: I move to amend Senate File No. 236 as follows:

Amend Section one (1) by striking out of line eight (8) the words "thus indorsed".

Also strike out of lines nine (9), ten (10) and eleven (11) the following words "and be by him recorded in a book kept for that purpose."

Also insert after the word "incorporation" in line thirteen (13) the following words "and record the same in a book kept for that purpose."

Also strike out line twenty-four (24) and substitute the following "The objects for which it is formed."

Also in line twenty-eight (28) insert the word "when" after the word "time" and substitute the word "under" for the word "on" following the word "conditions".

Also in line thirty-three (33) after the word "officers" strike out the words "or persons" and substitute the words "and directors".

Also in line thirty-five (35) following the word "officers" insert the words "and directors".

Amend Section three (3) by inserting the words "at the end thereof," following the word "thereto".

A. V. BLACKFORD.

MR. PRESIDENT: I move to amend Senate File No. 235 by striking line two (2) of Section three (3) and substituting the following:

"eighty-three hundred eighty (8380) of chapter three hundred".

A. V. BLACKFORD.

MR. PRESIDENT: I move to amend Senate File No. 249 by striking the "period (.)" at the end of line five (5) of Section one (1) and adding the following: "who shall number consecutively all such contracts filed in his office and shall maintain a card index thereof alphabetically arranged, and shall preserve the same as permanent records of his office."

A. V. BLACKFORD.

MR. PRESIDENT: I move to amend section two (2) of Senate File No. 207 by striking all after the word "the" in line two thereof, and inserting in lieu thereof the following:

"Melbourne Record, a newspaper published in the town of Melbourne, Iowa, and the Marshalltownian, a newspaper published in the city of Marshalltown, Iowa."

W. E. McLELAND.

On motion of Senator Wilson of Polk the Senate adjourned until 9:30 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 22, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. A. B. Kern, pastor of the Christian Church of Lake City, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Baird for the day, on request of Senator Carden.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Doran, from the Kiwanis club of Ames, Iowa, favoring educational advantages for physically handicapped children. Schools.

PROOFS OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication for Senate File No. 162, a proposed bill to legalize the transfer of certain funds in Hull, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received proof of publication for Senate File No. 229, a proposed bill to legalize certain warrants of incorporation in the town of Carlisle, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received proof of publication for House File No. 180, to legalize the transfer of certain funds in Dubuque county, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received proof of publication for House File No. 14, to legalize certain ordinances in the city of Storm Lake, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received proof of publication for House File No. 147, legalizing the transfer of certain funds in Washington county, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received proof of publication for House File 120, to make permanent the transfer of money in Mills county, Iowa.

WALTER H. BEAM, *Secretary.*

REPORTS OF COMMITTEES.

Senator Anderson submitted the following reports:

MR. PRESIDENT: Your committee on suppression of intemperance, to which was referred Senate File No. 92, a bill for an act to make it a felony for any person, firm, or corporation to engage in the transportation into this state of intoxicating liquor, and to provide a punishment therefor, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Section 1 thereof by striking from lines one and two the words "firm or corporation, and the agent or employee thereof" and after the word "the" in line two, insert the word "unlawful".

C. E. ANDERSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on suppression of intemperance, to which was referred Senate File No. 163, a bill for an act to amend section nineteen hundred sixty-four (1964), Code, 1927, and to repeal section nineteen hundred sixty-five (1965), Code, 1927, and to enact a substitute therefor, relating to second and subsequent convictions of violations of laws relating to intoxicating liquors, to broaden the present provisions of law relative to such convictions, to prescribe the duties of county attorneys, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking all of Section 3 and substituting therefor the following:

"It is made the specific and special duty of the county attorney in all criminal prosecutions under title six (6) of the Code and under statutes amendatory thereof, or supplementary thereto, to make diligent and careful inquiry, search, and investigation for former convictions in this state, of the accused, and equally the duty of the county attorney properly and adequately to plead in the indictment or trial information all former convictions of the accused of which he has acquired knowledge. When there is a conviction under an indictment or trial information for an offense charged, a fee of no more than twenty-five dollars (\$25) shall be taxed in favor of the county attorney in each case where allegation of a former conviction of the accused is sustained, said costs to be paid in the

same manner as provided for the payment of fees by the county in the case of other criminal prosecutions.”

C. E. ANDERSON, *Chairman*.

Ordered passed on file.

Senator Clark of Linn submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 288, a bill for an act providing for the appointment of Board of Trustees in special charter cities, having a population of less than twenty-five thousand (25,000) and prescribing their powers and duties, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman*.

Ordered passed on file.

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 217, a bill for an act to provide an appropriation of two hundred seventy and 75/100 dollars (\$270.75) to compensate Ethel F. Katz, as additional compensation for reporting a special bridge investigation, Forty-second General Assembly of Iowa, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking all of Section three (3) and inserting in lieu thereof the following:

“Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Clinton Herald, a newspaper published at Clinton, Iowa, and the Sioux City Tribune, a newspaper published at Sioux City, Iowa.”

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 215, a bill for an act to make an appropriation to compensate W. L. Hall for apprehension of paroled prisoners, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 218, a bill for an act to reimburse the National Guardian Life Insurance Company of Madison, Wisconsin, for overpay-

ment of taxes for the year 1927, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Gunderson submitted the following report:

MR. PRESIDENT: Your committee on elections, to which was referred House File No. 28, a bill for an act to amend section eight hundred ninety-three (893), Code, 1927, relating to the duties of double election boards, begs leave to report it has had the same under consideration and recommends the same do pass.

O. E. GUNDERSON, *Chairman.*

Ordered passed on file.

Senator Cole submitted the following reports:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 191, a bill for an act to repeal chapter 124 of the Code, 1927, relating to the practice of embalming and to enact a substitute therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 97, a bill for an act to amend section 2761 of the Code, 1927, relating to the use and disposal of the bodies of dead animals, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 189, a bill for an act to regulate the practice of cosmetology and school of instruction in such profession and to provide for license fees for practitioners, itinerants, apprentices, practitioners in electrolysis, and for schools, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by striking the word "electrolysis" from line (4) and inserting in lieu thereof the words "the use of the electric needle".

Amend section ten (10) by striking from lines five (5) and six (6) the words "electricity, commonly defined as the practice of electrolysis", and inserting in lieu thereof the words "the electric needle"; and by striking from line seven (7) the words "or other like" and inserting in lieu thereof

the word "as"; and by striking from line seven (7) the comma (,) following the word "evidence"; and by striking from line ten (10) the word "electrolysis" and inserting in lieu thereof the words "the use of the electric needle".

C. G. COLE, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following Senate concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 11, fixing hour of joint convention for ten-thirty o'clock a. m.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 180, a bill for an act to legalize a transfer of funds by the Board of Supervisors of Dubuque county.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 196, a bill for an act to legalize the proceedings of The Jewell Farmers Elevator Company, Jewell, Iowa, respecting the renewal of their articles of incorporation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 194, a bill for an act to fix jurisdiction of offenses committed in aircraft.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 59, a bill for an act to regulate the operation of school and motor carrier busses and the purchase of same.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 59

Amend the title by striking from line one the words "outside cities and towns"; also by striking from line two thereof the words "and motor carrier".

Amend section 1 by striking from line one the following: "Stopping at rural places"; also by striking from lines three and four the words "or motor carrier bus, outside the limits of cities and towns"; also by striking from line six the words "or passengers".

INTRODUCTION OF BILLS

Senate File No. 292, by Committee on Cities and Towns, a bill for an act to amend sections five thousand nine hundred ninety-two (5992), five thousand nine hundred ninety-six (5996), and six thousand thirty-one (6031) of the Code, 1927, relating to street improvements, sewers, special assessments and bonds and certificates issued therefor.

Read first and second times and placed on the calendar.

Senate File No. 293, by Committee on Agriculture, a bill for an act to amend section twenty-nine hundred and twenty-six (2926), section twenty-nine hundred and twenty-six-b1 (2926-b1), section twenty-nine hundred and thirty (2930), and section twenty-nine hundred and thirty-eight (2938) of the Code, 1927, relating to articles of incorporation of farm aid associations, and to extend the powers of such associations, and providing for appropriation by board of supervisors to such associations, and relating to the annual reports of such associations.

Read first and second times and placed on the calendar.

Senate File No. 294, by Senator Stoddard, a bill for an act to transfer the capitol extension fund to the general fund of the state treasury.

Read first and second times and referred to committee on appropriations.

Senate File No. 295, by Senator Lange, a bill for an act to amend section eighty-seven hundred thirty-seven (8737), Code, 1927, relating to the investments of the funds of life insurance companies and associations.

Read first and second times and referred to committee on insurance.

Senate File No. 296, by Senator Bergman, a bill for an act defining and regulating the business of dry cleaning and dry dyeing; providing for the construction, maintenance and inspection of dry cleaning and dry dyeing buildings and establishments; to provide protection against fire hazard, and providing for enforcement and penalties for the violation thereof.

Read first and second times and referred to committee on commerce and trade.

By unanimous consent on request of Senator Clark of Cerro Gordo, Senate File No. 223, relating to life insurance; and Senate File No. 204, relating to the definition of "material" used in reference to public improvements, were withdrawn from further consideration.

The journal of February 21st was corrected and approved.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 64 and 158.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 64 and 158.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports they have on this 22nd day of February, 1929, sent to the governor for his approval, Senate Files Nos. 64 and 158.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

SENATE FILES REREFERRED

By unanimous consent on request of Senator Stoddard, Senate File No. 170 was rereferred to committee on dairy and food.

By unanimous consent on request of Senator Bergman, Senate File No. 117 was rereferred to committee on judiciary No. 1.

By unanimous consent on request of Senator Cole, Senate File No. 97 was rereferred to the committee on public health.

THIRD READING OF BILLS

By unanimous consent on request of Senator Ulstad, Senate File No. 209, a bill for an act to repeal section forty-two hundred and twenty (4220) of the Code of 1927, and to enact a law relating to the organization of the board of directors of school corporations, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Wilson of Polk Senate File No. 93 a bill for an act to amend section eleven thousand four hundred forty-one (11441) of the Code of 1927 relative to the clerk's calendar, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out all of Section 1, and inserting in lieu thereof the following:

Section 1. Section eleven thousand four hundred forty-one (11441) of the Code, 1927, is hereby amended by striking out the period at the end of said section and inserting a semicolon (;) and adding the following: "provided that in counties having a population of one hundred thousand (100,000), and over, the clerk shall, when ordered by the court, furnish the court and the bar, in such form as the court may direct, with copies of all or such part of the calendar as the court may deem necessary."

Senator Wilson of Polk moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Clark of	Ickis	Moen
Beatty	Cerro Gordo	Kent	Patterson
Bennett	Clark of Linn	Kimberly	Rigby
Benson	Clark of Marion	Klemme	Rogers
Bergman	Clearman	Lange	Shane
Bissell	Cochrane	Langfitt	Stanley
Blackford	Cole	Leonard	Stoddard
Booth	Doran	Lowe	Tabor
Brush	Frailey	MacDonald	Thompson
Carden	Gilchrist	McLeland	Ulstad
Carroll	Gunderson	Merritt	Wilson of Polk
	Hager		

Nays, none.

Absent or not voting, 6.

Baird	Christophel	Topping	Wilson of Page
Brookins	Shaff		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Ulstad, House File No. 41, a bill for an act authorizing certain city manager cities to establish, maintain and operate swimming pools, to acquire land therefor and to incur indebtedness on account thereof as provided by chapter 319 of the Code, 1927, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend the title by striking out the title and inserting in lieu thereof the following:

"A bill for an act authorizing cities and towns to build or purchase, establish, maintain, and operate swimming pools."

The bill was read for information.

Senator Ulstad moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Bennett	Clark of	Iekis	Moen
Benson	Cerro Gordo	Kent	Patterson
Bergman	Clark of Linn	Kimberly	Rogers
Bissell	Clearman	Klemme	Shane
Blackford	Cochrane	Lange	Stanley
Booth	Cole	Langfitt	Stoddard
Brush	Doran	Leonard	Tabor
Carden	Frailey	Lowe	Thompson
Carroll	Gilchrist	MacDonald	Ulstad
Christophel	Gunderson	McLeland	Wilson of Polk
	Hager	Merritt	

Nays, none.

Absent or not voting, 9.

Anderson	Brookins	Rigby	Topping
Baird	Clark of Marion	Shaff	Wilson of Page
Beatty			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Ulstad moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Ulstad, Senate File No. 110, a companion bill to House File No. 41, authorizing certain city manager cities to establish swimming pools, was withdrawn from further consideration.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and informed the Senate that the House was ready to receive the Senate in joint convention.

The Senate formed under direction of the Sergeant-at-Arms and proceeded to the House Chamber.

JOINT SESSION

In accordance with concurrent resolution duly adopted the joint convention was called to order by Lieutenant Governor McFarlane, President of the Senate, presiding.

President McFarlane announced a quorum present and the joint convention duly organized.

Senator Doran of Boone moved that a committee of three be appointed, one from the Senate and two from the House, to notify National Commander Paul V. McNutt, that the joint convention was ready to receive him.

Motion prevailed and the President appointed as such committee: Senator Doran of Boone, Representatives McCaulley of Calhoun and Knudson of Hamilton.

Senator Doran, from the committee appointed to notify National Commander Paul V. McNutt, that the joint convention was ready to receive him, appeared with the visiting guest accompanied by Governor Hammill and party.

President McFarlane announced that Representative Greene of Pottawattamie county would act as Chairman of the Joint Convention.

Representative Greene then presented National Commander Paul V. McNutt, who addressed the joint convention.

Stoddard of Woodbury moved that the remarks of National Commander Paul V. McNutt be printed in the journal.

Motion prevailed.

Moen of Lyon moved that the joint convention be now dissolved.

Motion prevailed.

The Senate returned to the Senate chamber and resumed session.

On motion of Senator Frailey the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

THIRD READING OF BILLS

On motion of Senator Moen, Senate Joint Resolution No. 2, proposing an amendment to article three (3) of the Constitution of the State of Iowa, by striking therefrom section twelve (12) thereof, relating to the filling of vacancies in either house of the General Assembly, and adopting a substitute therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

A joint resolution proposing an amendment to article three (3) of the Constitution of the State of Iowa, by striking therefrom section twelve (12) thereof, relating to the filling of vacancies in either house of the General Assembly, and adopting a substitute therefor.

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

Sec. 1. That the following amendment to Article three (3) of the Constitution of the State of Iowa, be and the same is hereby proposed:

That section twelve (12) of Article three (3) of the Constitution of the State of Iowa be stricken and the following adopted as a substitute therefor:

"The General Assembly shall, by general law, and in such manner as it may see fit, provide for the filling of vacancies in the membership of either house."

Sec. 2. *Bt it further resolved that the foregoing proposed amendment be and the same is hereby referred to the legislature to be chosen at the next general election for members for the next general assembly, and that the Secretary of State cause the same to be published for three (3) months previous to the date of said election, as provided by law.*

Senator Moen moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question, "Shall the resolution pass?" the vote was:

Ayes, 39.

Anderson	Christophel	Iekis	Moen
Bennett	Clark of	Kent	Patterson
Benson	Cerro Gordo	Kimberly	Rigby
Bergman	Clearman	Klemme	Rogers
Bissell	Cochrane	Langfitt	Stanley
Blackford	Cole	Leonard	Stoddard
Booth	Doran	Lowe	Tabor
Brookins	Frailey	MacDonald	Ulstad
Carden	Gilchrist	McLeland	Wilson of Page
Carroll	Hager	Merritt	Wilson of Polk

Nays, 5.

Beatty	Lange	Shane	Thompson
Clark of Marion			

Absent or not voting, 6.

Baird	Clark of Linn	Shaff	Topping
Brush	Gunderson		

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the resolution passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, House File No. 14, a bill for an act to legalize certain ordinances and certain ordinances amending other ordinances of the City of Storm Lake, Buena Vista County, and State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of Linn	Kent	Patterson
Beatty	Clark of Marion	Kimberly	Rigby
Bennett	Clearman	Klemme	Rogers
Benson	Cochrane	Lange	Shane
Bergman	Cole	Leonard	Stanley
Bissell	Doran	Lowe	Stoddard
Blackford	Frailey	MacDonald	Tabor
Booth	Gilchrist	McLeland	Thompson
Carroll	Gunderson	Merritt	Ulstad
Clark of	Hager	Moen	Wilson of Polk
Cerro Gordo	Iekis		

Nays, none.

Absent or not voting, 9.

Baird	Carden	Langfitt	Topping
Brookins	Christophel	Shaff	Wilson of Page
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Stoddard, House File No. 95, a bill for an act to make an emergency appropriation for the purpose of paying the necessary expenses of worthy and deserving blind students, who are residents of the state, and who attend institutions of higher learning, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Clark of Marion	Kent	Rigby
Beatty	Clearman	Kimberly	Rogers
Bennett	Cochrane	Klemme	Shane
Benson	Cole	Lange	Stoddard
Bergman	Doran	Leonard	Tabor
Bissell	Frailey	Lowe	Thompson
Blackford	Gilchrist	McLeland	Ulstad
Carroll	Gunderson	Moen	Wilson of Page
Clark of	Hager	Patterson	Wilson of Polk
Cerro Gordo	Ickis		

Nays, none.

Absent or not voting, 13.

Baird	Brush	Langfitt	Shaff
Booth	Carden	MacDonald	Stanley
Brookins	Christophel	Merritt	Topping
	Clark of Linn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Cochrane, House File No. 120, a bill for an act to make permanent the temporary transfer of money from the county bridge fund, county hospital insane fund and the county poor fund to the county general fund of Mills County, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cochrane moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Clark of	Ickis	Moen
Beatty	Cerro Gordo	Kent	Patterson
Bennett	Clark of Marion	Kimberly	Rigby
Benson	Clearman	Klemme	Rogers
Bergman	Cochrane	Lange	Shane
Bissell	Cole	Leonard	Stoddard
Blackford	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Thompson
Brookins	Gilchrist	McLeland	Ulstad
Carroll	Gunderson	Merritt	Wilson of Page
Hager			

Nays, none.

Absent or not voting, 10.

Baird	Christophel	Shaff	Topping
Brush	Clark of Linn	Stanley	Wilson of Polk
Carden	Langfitt		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Cochrane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Frailey, House File No. 23, a bill for an act to amend section sixty-five hundred eighty (6580) of the Code, 1927, relating to leasing of property of cities acting under the commission form of government, under

twenty thousand (20,000) inhabitants, and to authorize leases for industrial purposes, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend Section 1 by striking out of line five (5) thereof the words and figures "twenty thousand (20,000)", and inserting in lieu thereof the words and figures "thirty thousand (30,000)".

Amend by adding the following section:

Sec. 2. Cities in excess of twenty thousand (20,000) population organized under chapter three hundred twenty-eight (328), Code, 1927, as provided in section sixty-five hundred eighty (6580), Code, 1927, may lease property owned by such cities in the manner provided by section sixty-five hundred eighty (6580), Code, 1927, as herein amended.

Also strike out the title and insert in lieu thereof the following:

"An act to amend section sixty-five hundred eighty (6580), Code, 1927, relating to the leasing of property owned by cities acting under the Commission form of Government so as to empower certain of such cities to lease such property for industrial purposes; and all cities in excess of twenty thousand (20,000) population organized under chapter three hundred twenty-eight (328), Code, 1927, to exercise such powers."

Senator Frailey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Clark of	Ickis	Moen
Beatty	Cerro Gordo	Kent	Patterson
Bennett	Clark of Marion	Kimberly	Rigby
Benson	Clearman	Klemme	Rogers
Bergman	Cochrane	Lange	Shane
Bissell	Cole	Leonard	Stoddard
Blackford	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Thompson
Brookins	Gilchrist	McLeland	Ulstad
Carroll	Gunderson	Merritt	
	Hager		

Nays, none.

Absent or not voting, 11.

Baird	Christophel	Shaff	Wilson of Page
Brush	Clark of Linn	Stanley	Wilson of Polk
Carden	Langfitt	Topping	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Frailey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Christophel for the rest of the week, on request of Senator Shane.

By unanimous consent, on their own request, Senators Doran and Carroll were excused for the remainder of the day, in order to go on a junketing trip to Mitchellville, Iowa.

On motion of Senator Anderson the Senate adjourned until 1:15 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

REPORTS OF COMMITTEES

Senator Tabor submitted the following reports:

MR. PRESIDENT: Your committee on printing, to which was referred Senate File No. 187, a bill for an act to amend section 237, Code, 1927, relating to the gratuitous distribution of laws, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. W. TABOR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on printing, to which was referred Senate File No. 195, a bill for an act defining legal newspapers for the purpose of state, county and other official publications, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. W. TABOR, *Chairman.*

Ordered passed on file.

Senator Merritt submitted the following reports:

MR. PRESIDENT: Your committee on insurance, to which was referred Senate File No. 295, a bill for an act to amend section eighty-seven hundred thirty-seven (8737), Code, 1927, relating to the investments of the funds of life insurance companies and associations, begs leave to report

it has had the same under consideration and recommends the same do pass.

J. G. MERRITT, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance, to which was referred Senate File No. 232, a bill for an act to amend section eighty-nine eighty-two (8982), Code, 1927, relating to stipulation for arbitration of loss under contracts of insurance, begs leave to report it has had the same under consideration and recommends the same do pass.

J. G. MERRITT, *Chairman.*

Ordered passed on file.

Senator Patterson submitted the following report:

MR. PRESIDENT: Your committee on drainage, to which was referred House File No. 12, a bill for an act to repeal the law as it appears in section seventy-five seventy-eight (7578) of the Code, and to enact a substitute in lieu thereof relating to drainage outlets in other states, begs leave to report that it has had the same under consideration and recommends the same do pass.

G. W. PATTERSON, *Chairman.*

Ordered passed on file.

Senator Gunderson submitted the following reports:

MR. PRESIDENT: Your committee on elections, to which was referred House File No. 34, a bill for an act to repeal the law as it appears in section five hundred eighty-four (584), Code of 1927, and to enact a substitute in lieu thereof relative to the recount of ballots in primary elections, begs leave to report it has had the same under consideration and recommends the same do pass.

O. E. GUNDERSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on elections, to which was referred House File No. 202, a bill for an act to provide for filling vacancies in nominations of presidential electors, begs leave to report it has had the same under consideration and recommends the same do pass.

O. E. GUNDERSON, *Chairman.*

INTRODUCTION OF BILLS

Senate File No. 297, by Senator Carroll, a bill for an act to amend the law as it appears in sections forty-one hundred twenty-

nine (4129), forty-one hundred thirty (4130), and forty-one hundred fifty-one (4151) of the Code, 1927, relating to the time that changes in subdistrict boundaries, and when new school township organizations, shall become effective.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 298, by Committee on Fish and Game, a bill for an act to repeal the law as it appears in section seventeen hundred sixty-six (1766), section seventeen hundred sixty-six-a one (1766-a1), and section seventeen hundred sixty-six-a two (1766-a2) of the Code, 1927, and to enact substitutes therefor; and to amend the law as it appears in chapter eighty-six (86) of the Code, 1927, relating to the killing, trapping, or ensnaring of certain fur-bearing animals and the destruction of their houses, nests, or dens, and relating to the buying and selling of carcasses and skins or furs of such animals, so as to provide a closed season therefor.

Read first and second times and placed on the calendar.

Senate File No. 299, by Committee on Fish and Game, a bill for an act providing for the regulation of the operation of boats on the inland waters of this state; and for a penalty for violation thereof; and for the enforcement thereof.

Read first and second times and placed on the calendar.

Senate File No. 300, by Committee on Fish and Game, a bill for an act to regulate the operation of boats on inland waters of this state; providing penalty for violation thereof; and for the enforcement of the same.

Read first and second times and placed on the calendar.

Senate File No. 301, by Committee on Fish and Game, a bill for an act to repeal the following sections of the Code, 1927, and to enact substitutes therefor, to wit: seventeen hundred nine-A two (1709-A2), seventeen hundred fourteen (1714), seventeen hundred sixteen (1716), seventeen hundred eighteen (1718), seventeen hundred nineteen (1719), seventeen hundred twenty (1720), seventeen hundred twenty-three (1723) to seventeen hundred twenty-five (1725), inclusive, seventeen hundred twenty-seven (1727) to seventeen hundred twenty-nine (1729), inclusive, seventeen hundred thirty-one (1731) to seventeen hundred thirty-four (1734),

inclusive, seventeen hundred fifty-one (1751) to seventeen hundred fifty-three (1753), inclusive, seventeen hundred fifty-six (1756), seventeen hundred fifty-eight (1758), seventeen hundred sixty (1760), seventeen hundred sixty-one (1761), seventeen hundred sixty-three (1763), seventeen hundred sixty-four (1764), seventeen hundred sixty-seven (1767), seventeen hundred sixty-seven A one (1767-A1), seventeen hundred sixty-eight (1768), seventeen hundred seventy-two (1772), seventeen hundred eighty (1780), seventeen hundred eighty-one (1781), seventeen hundred eighty-three (1783), seventeen hundred eighty-seven (1787), seventeen hundred ninety-four (1794), to amend section seventeen hundred forty-five (1745) of said Code, all said sections relating to the propagation, and protection of fish, game, wild birds and animals, to provide for a license to trap fur-bearing animals, to provide the legal method of measuring the length of fish, to prohibit the act of fishing during certain hours of the night, to prohibit the use of ferrets in hunting, taking, killing or capturing wild animals, to prohibit the shooting or spearing of certain fur-bearing animals, to require persons to exhibit, on demand, fish and game in their possession, to define the term "gun", to prohibit the shooting of rifles on or over the public waters of the state, to declare certain public offenses relative to the protection of fish and game, and to provide penalties for such offenses.

Read first and second times and placed on calendar.

Senate File No. 302, by Senator Bennett, a bill for an act providing for the regulation of all persons, co-partnerships, associations or corporations engaged in the business or occupation of soliciting or accepting contributions, gifts or donations of any kind or character for any purpose whatsoever, except for religious, charitable, benevolent, educational, recreational, historical or memorial purposes, and acquiring a permit therefor, and fixing a penalty for violation thereof.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 303, by committee on claims, a bill for an act to make an appropriation to Gerald L. Bolen to compensate him for injuries received while an employee and working under the direction of the Iowa State Highway Commission on or about June 14, 1923, on federal highway No. 30 about four miles east of State Center, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 304, by committee on claims, a bill for an act to make an appropriation to compensate William Sexton, Stewart Baker, William Lynch, William Brown and William Drew, for horses slaughtered under the authority and direction of the Secretary of Agriculture because of glanders infection.

Read first and second times and referred to committee on appropriations.

Senate File No. 305, by committee on claims, a bill for an act to make an appropriation to Albert Sharp for the care and policing of Spirit Lake Monument property for the seasons of 1927 and 1928.

Read first and second times and referred to committee on appropriations.

Senate File No. 306, by committee on claims, a bill for an act to make an appropriation to Carl N. Neiderman, for injuries received while in service of the state at the annual encampment of the Iowa National Guard at the August, 1928, encampment.

Read first and second times and referred to committee on appropriations.

Senate File No. 307, by committee on claims, a bill for an act to make an appropriation to the Iowa Bridge Company for claims arising out of construction work in Project B-86, Washington county, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 308, by committee on claims, a bill for an act to make appropriation to Mrs. John Laskewitz for one hundred seventy-two and 31/100 dollars (\$172.31) and G. V. Lyon for forty-one and 45/100 dollars (\$41.45).

Read first and second times and referred to committee on appropriations.

Senate File No. 309, by committee on claims, a bill for an act to make an appropriation to compensate Kai Sommer for injury

resulting from a collision with a tractor driven by an employee of the Iowa State Highway Commission on or about November 5, 1928, on primary highway No. 61, at or near Key West, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 310, by committee on public utilities, a bill for an act to amend section six thousand one hundred forty-three (6143), Code of Iowa, 1927, relating to regulation of rates of public utilities.

Read first and second times and placed on the calendar.

Senate File No. 311, by committee on public utilities, a bill for an act relating to the construction of the tracks of street railway companies and providing for the payment of said companies of certain portions of the cost of pavement within and along their tracks in cities and towns, including cities under special charters providing for the letting of contracts for such work and the assessment of the cost thereof; amending sections six thousand fifty-two (6052) and six thousand fifty-four (6054) of the Code, 1927; repealing sections six thousand fifty-seven (6057) and six thousand fifty-eight (6058) of the Code of 1927; and making said act applicable to cities acting under special charter.

Read first and second times and placed on the calendar.

Senate File No. 312, by committee on motor vehicles, a bill for an act to repeal paragraphs one (1), seven (7), and nineteen (19) of section forty-eight hundred sixty-three (4863), and to enact substitutes for said paragraphs one (1) and seven (7); to amend sections forty-eight hundred sixty-five (4865), forty-eight hundred sixty-six (4866), forty-eight hundred eighty-six (4886), forty-eight hundred ninety-nine (4899), forty-nine hundred twenty-six (4926), forty-nine hundred sixty-eight (4968), forty-nine hundred seventy-one (4971), forty-nine hundred seventy-three (4973), forty-nine hundred ninety-nine (4999); to repeal sections forty-eight hundred seventy-three (4873), forty-eight hundred seventy-nine (4879), forty-eight hundred ninety-six (4896), forty-nine hundred twenty (4920), forty-nine hundred thirty-eight (4938), and to enact substitutes for said repealed sections; all of said sections relating to motor vehicles and to the regulation,

taxation, and licensing thereof, and all of said sections being of the Code, 1927.

Read first and second times and placed on the calendar.

Senate File No. 313, by committee on insurance, a bill for an act to amend section fifty-one hundred five-a twenty-six (5105-a26) of the Code, 1927, relating to the liability bond for motor carrier.

Read first and second times and placed on the calendar.

Senate File No. 314, by committee on insurance, a bill for an act to amend sub-section nine (9), of section eighty-eight hundred twenty-nine (8829), of the Code, 1927, relating to the deposits of certain securities by fraternal beneficiary societies, orders or associations with the commissioner of insurance, and the withdrawal thereof.

Read first and second times and placed on the calendar.

Senate File No. 315, by Senator Beatty, a bill for an act providing for the licensing of employment agents by labor commissioner.

Read first and second times and referred to committee on labor.

Senate File No. 316, by Senator Beatty, a bill for an act to repeal section thirteen hundred eighty-seven (1387) of the Code, 1927, and to enact a substitute therefor, relative to surgical, medical and hospital services to be furnished injured employees and providing for the regulation of the fees and charges for such services.

Read first and second times and referred to committee on labor.

Senate File No. 317, by Senator Beatty, a bill for an act to amend the law as it appears in section ten thousand seven hundred one (10701), of the Code, 1927, relating to the payment of costs of bond, given by superior judge when acting as clerk.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 318, by Senator Bergman, a bill for an act providing for a survey of the industries and natural resources of Iowa and making an appropriation therefor.

Read first and second times and referred to committee on appropriations.

Senate File No. 319, by Committee on Fish and Game, a bill for an act to authorize the state game warden to set aside portions of state waters for spawning grounds, to provide the procedure therefor, to prohibit fishing in, or interfering with, such spawning grounds, and to provide penalties for violations of such prohibitions.

Read first and second times and placed on the calendar.

Senate File No. 320, by Committee on Fish and Game, a bill for an act to require person engaged in the business of guiding or rowing hunters or fishermen to obtain a license as such guide or oarsman, to regulate the conduct of such licenses and to provide penalties for violations.

Read first and second times and placed on the calendar.

Senate File No. 321, by Claims Committee, a bill for an act to make appropriation to Frank Melka for injuries received as an employee of the Iowa State Hospital for the Insane at Independence, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 322, by Committee on Claims, a bill for an act to make appropriation to James Berry and J. F. McCoy for injuries received while confined at the Iowa State Penitentiary, Fort Madison, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 323, by Committee on Claims, a bill for an act to make appropriation to Henry Schwarek for loss of a horse as a result of injury when struck by a state owned truck.

Read first and second times and referred to committee on appropriations.

Senate File No. 324, by Senator Wilson of Polk, a bill for an act to amend the law as it appears in paragraph four (4) of section three thousand six hundred twelve (3612), Code, 1927, relating to the employment of probation officers in cities of the first class having a population in excess of 125,000.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 325, by Senator Wilson of Polk, a bill for an act to amend the law as it appears in section three thousand six hundred thirty three (3633) of the Code, 1927, relating to the commitment of minors to any jail, juvenile home or place of confinement.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 326, by Senators Gilchrist and Clark of Linn, a bill for an act to amend, revise and codify sections thirteen thousand seven hundred thirty three (13733), thirteen thousand seven hundred thirty four (13734), thirteen thousand seven hundred thirty five (13735), thirteen thousand seven hundred thirty six (13736), thirteen thousand seven hundred thirty nine (13739), thirteen thousand seven hundred forty (13740), thirteen thousand seven hundred forty one (13741), thirteen thousand seven hundred forty two (13742), thirteen thousand seven hundred forty three (13743), thirteen thousand seven hundred forty nine (13749), thirteen thousand seven hundred fifty (13750), thirteen thousand seven hundred fifty three (13753), thirteen thousand seven hundred fifty four (13754), thirteen thousand seven hundred fifty five (13755), thirteen thousand seven hundred fifty six (13756), and thirteen thousand seven hundred fifty eight (13758) of the Code, 1927, relating to the form, contents and sufficiency of indictments, and to provide for bills of particular in aid of indictments."

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 327, by Senator Clark of Linn, a bill for an act to amend the law as it appears in section fifty-five hundred eighty-two, (5582), of the Code of Iowa, 1927.

Read first and second times and referred to committee on police regulations.

HOUSE MESSAGES CONSIDERED

House File No. 194, a bill for an act to amend section thirteen thousand four hundred fifty-three (13453), Code, 1927, and to fix jurisdiction of offenses committed in aircraft.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 180, a bill for an act to legalize the transfer by the board of supervisors of Dubuque county, of fifteen thousand seven hundred fifty-six dollars and seventy-nine cents (\$15,756.79) from the county general fund to the widows' pension fund of said county, said transfer being made by the said board of supervisors at a meeting held on February 28, 1928.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 196, a bill for an act to legalize the proceedings of The Jewell Farmers Elevator Company, Jewell, Iowa; with respect to the renewal of their articles or incorporation.

Read first and second times and referred to committee on judiciary No. 1.

THIRD READING OF BILLS

On motion of Senator Rogers Senate File No. 84, a bill for an act to amend the law as it appears in sections fifty-two hundred twenty-one (5221), fifty-two hundred twenty-three (5223), and fifty-two hundred thirty-one (5231) of the Code, 1927, relating to compensation of county officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rogers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of	Kimberly	Patterson
Beatty	Cerro Gordo	Klemme	Rigby
Bennett	Clark of Linn	Lange	Rogers
Benson	Clearman	Langfitt	Shane
Bergman	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Tabor
Blackford	Gilchrist	MacDonald	Thompson
Booth	Hager	McLeland	Ulstad
Brush	Kent	Moen	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 14.

Baird	Clark of Marion	Iekis	Stanley
Brookins	Doran	Merritt	Topping
Carroll	Frailey	Shaff	Wilson of Page
Christophel	Gunderson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, House File No. 125, a bill for an act to amend the law as it appears in section ten thousand eight hundred four (10804), of the Code, 1927, relating to salaries of district judges, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking from line four the word "five" and inserting in lieu thereof the word "six".

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

Senator Gilchrist invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Beatty	Clearman	Klemme	Rogers
Benson	Cochrane	Lange	Shane
Bergman	Cole	MacDonald	Stoddard
Brookins	Frailey	McLeland	Tabor
Brush	Gilchrist	Merritt	Thompson
Clark of	Hager	Moen	Wilson of Page
Cerro Gordo	Iekis	Rigby	Wilson of Polk
Clark of Linn	Kimberly		

Nays, 13.

Anderson	Carden	Kent	Lowe
Bissell	Clark of Marion	Langfitt	Patterson
Blackford	Gunderson	Leonard	Ulstad
Booth			

Absent or not voting, 7.

Baird	Christophel	Shaff	Topping
Carroll	Doran	Stanley	

Present, 1.

Bennett

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent on his own request Senator Tabor was excused until after the recess.

On motion of Senator Wilson of Polk, Senate File No. 179, a bill for an act to amend the law as it appears in section one thousand sixty-eight (1068) of the Code, 1927, relating to expense of certain bonds for city officials and employees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Beatty	Brush	Cole	Merritt
Bennett	Carden	Gunderson	Rogers
Benson	Clark of	Hager	Shane
Bergman	Cerro Gordo	Ickis	Stoddard
Bissell	Clark of Linn	Kimberly	Thompson
Blackford	Clearman	Lange	Wilson of Page
Booth	Cochrane	Lowe	Wilson of Polk

Nays, 6.

Gilchrist	Klemme	Patterson	Ulstad
Kent	Moen		

Absent or not voting, 17.

Anderson	Clark of Marion	Leonard	Shaff
Baird	Doran	MacDonald	Stanley
Brookins	Frailey	McLeland	Tabor
Carroll	Langfitt	Rigby	Topping
Christophel			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 10 CONSIDERED

Senator Anderson called up for consideration Senate Concurrent Resolution No. 10 and moved its adoption.

Whereas, The prices of agricultural commodities are not on a parity with prices of other products and especially with the prices of those commodities which farmers must buy; and

Whereas, Present tariff schedules on agricultural commodities are inadequate to protect the American farmer from foreign competition; and

Whereas, Present tariff schedules do protect numerous other industries against foreign competition; and

Whereas, We favor tariff schedules which are based on the principles of equality, justice and fairness to all;

Resolved by the Senate, the House concurring, That the legislature of Iowa requests the readjustment of tariff schedules affecting agricultural commodities, so that the American farmer will be placed on a parity with those engaged in other industries and which will insure him the full benefit of the American Market for his products, and thus enable him to secure cost of production plus a reasonable profit, based on American standards of living; and

Be It Further Resolved, That we respectfully urge action on this matter in the present session of Congress, or in a special session, to be called for the consideration of emergency tariff and general agricultural relief legislation; and

Be It Further Resolved, That the secretary of state of the state of Iowa be instructed to send a copy of this resolution to the President of the United States, President-elect Herbert Hoover, the Speaker of the House, the Vice President of the United States, to the Ways and Means Committee of the House of Representatives and to each member in Congress from the state of Iowa.

The resolution was adopted.

By unanimous consent Senator Brookins was recorded as voting "aye" on House File No. 125, as he was absent when the bill was voted upon.

THIRD READING OF BILLS

On motion of Senator Gunderson, Senate File No. 220, a bill for an act to amend section five hundred forty-six (546), and section five hundred forty-nine (549), Code, 1927, relating to nominations by primary elections, with report of committee recommend-

ing passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Carden	Kimberly	Moen
Beatty	Clark of	Klemme	Patterson
Bennett	Cerro Gordo	Lange	Rigby
Benson	Clearman	Langfitt	Rogers
Bergman	Cole	Leonard	Shane
Bissell	Gilchrist	Lowe	Stoddard
Blackford	Gunderson	MacDonald	Thompson
Booth	Ickis	McLeland	Ulstad
Brookins	Kent	Merritt	Wilson of Page
Brush			

Nays, none.

Absent or not voting, 14.

Baird	Clark of Marion	Frailey	Stanley
Carroll	Cochrane	Hager	Tabor
Christophel	Doran	Shaff	Topping
Clark of Linn			Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clearman, Senate File No. 21, a bill for an act to permit the issuance, at places other than at the county seat, of licenses to hunt and of licenses to fish, to prescribe the rights, powers, duties and liability of the county recorder and other persons with reference to the issuance of such licenses and to prescribe a penalty for the violation of such rights, powers and duties, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend by striking out the word and figure "ten (10)" in line six (6) of Section 1, and substituting in lieu thereof the word and figure "twenty-five (25)".

Senator Iekis moved to amend the amendment by striking from lines 2 and 3 of the amendment as printed the words and figures "twenty-five (25)" and inserting in lieu thereof the word and figures "fifty (50)".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Clearman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Carden	Iekis	Merritt
Bennett	Clark of	Kent	Moen
Benson	Cerro Gordo	Kimberly	Rigby
Bergman	Clearman	Klemme	Rogers
Bissell	Cochrane	Lange	Stoddard
Blackford	Cole	Langfitt	Thompson
Booth	Gilchrist	Lowe	Ulstad
Brookins	Gunderson	McLeland	Wilson of Polk
Brush	Hager		

Nays, none.

Absent or not voting, 17.

Baird	Clark of Marion	MacDonald	Stanley
Beatty	Doran	Patterson	Tabor
Carroll	Frailey	Shaff	Topping
Christophel	Leonard	Shane	Wilson of Page
Clark of Linn			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clearman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Langfitt, Senate File No. 121, a bill for an act to amend the law as it appears in section forty-four hundred twenty-six (4426), Code of 1927, relating to assessors' returns on blind and deaf children, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend Section 1 by striking from line three (3) the word and figure "four (4)" and the word and figure "five (5)" and inserting in lieu

thereof the word and figure "three (3)" and the word and figure "four (4)".

Senator Langfitt moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of	Kent	Merritt
Bennett	Cerro Gordo	Kimberly	Moen
Benson	Clark of Linn	Klemme	Patterson
Bergman	Clearman	Lange	Rigby
Bissell	Cochrane	Langfitt	Rogers
Blackford	Cole	Leonard	Shane
Booth	Gilchrist	Lowe	Stoddard
Brookins	Gunderson	MacDonald	Thompson
Brush	Hager	McLeland	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 14.

Baird	Clark of Marion	Shaff	Topping
Beatty	Doran	Stanley	Ulstad
Carroll	Frailey	Tabor	Wilson of Page
Christophel	Ickis		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Langfitt moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Patterson, Senate File No. 168 a bill for an act to legalize the Farmers Creamery Company of Lone Rock, Lone Rock, Iowa, and all of its acts and proceedings and declaring the same to be as legal, sufficient and binding in all respects as if a sufficient notice of the incorporation thereof had been published, and proof of such publication filed in the office of the Secretary of the State of Iowa as provided by law and all other requirements of law had been fulfilled, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Patterson offered the following amendment and moved its adoption:

Amend by adding the following section:

Sec. 3. This act being deemed of immediate importance shall be in force from and after its passage and publication in the Kossuth County Ad-

vance, a newspaper published in Algona, Iowa; and the Upper Des Moines Republican, a newspaper published in Algona, Iowa, without expense to the state.

The amendment was adopted.

The bill was read for information.

Senator Patterson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of	Kent	Patterson
Bennett	Cerro Gordo	Kimberly	Rigby
Benson	Clark of Linn	Klemme	Rogers
Bergman	Clearman	Lange	Shane
Bissell	Cochrane	Langfitt	Stanley
Blackford	Cole	Leonard	Stoddard
Booth	Gilchrist	Lowe	Thompson
Brookins	Gunderson	MacDonald	Ulstad
Brush	Hager	McLeland	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 14.

Baird	Clark of Marion	Merritt	Tabor
Beatty	Doran	Moen	Topping
Carroll	Frailey	Shaff	Wilson of Page
Christophel	Ickis		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Patterson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, House File No. 171, a bill for an act to make permanent the temporary transfer of money from the court fund to general county fund of Clinton county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend by changing the period after the word "Iowa" in line five (5) of section two (2) to a comma and adding the following: "without expense to the state."

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Clark of	Kimberly	Rigby
Bennett	Cerro Gordo	Klemme	Rogers
Benson	Clark of Linn	Lange	Shane
Bergman	Clearman	Langfitt	Stoddard
Bissell	Cochrane	Leonard	Thompson
Booth	Cole	Lowe	Ulstad
Brookins	Gunderson	MacDonald	Wilson of Page
Brush	Hager	McLeland	Wilson of Polk
Carden	Kent	Moen	

Nays, none.

Absent or not voting, 16.

Baird	Christophel	Gilchrist	Shaff
Beatty	Clark of Marion	Ickis	Stanley
Blackford	Doran	Merritt	Tabor
Carroll	Frailey	Patterson	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Carden, House File No. 147, a bill for an act to make permanent the temporary transfer of money from the hospital maintenance fund of the Washington county hospital to the hospital building fund of said hospital, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Carden moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Blackford	Clark of	Cole
Bennett	Booth	Cerro Gordo	Gilchrist
Benson	Brookins	Clark of Linn	Gunderson
Bergman	Brush	Clearman	Hager
Bissell	Carden	Cochrane	Kent

Kimberly	Lowe	Rigby	Thompson
Klemme	MacDonald	Rogers	Ulstad
Lange	McLeland	Shane	Wilson of Page
Langfitt	Moen	Stoddard	Wilson of Polk
Leonard	Patterson		

Nays, none.

Absent or not voting, 13.

Baird	Christophel	Ickis	Stanley
Beatty	Clark of Marion	Merritt	Tabor
Carroll	Doran	Shaff	Topping
	Frailey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carden moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Thompson, Senate File No. 130, a bill for an act to regulate the filing and approval of bonds when required in appeals to any court, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Thompson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Carden	Klemme	Rogers
Bennett	Clark of Linn	Lange	Shane
Benson	Clearman	Langfitt	Stoddard
Bergman	Cochrane	Leonard	Thompson
Bissell	Cole	MacDonald	Topping
Blackford	Gilchrist	McLeland	Ulstad
Booth	Gunderson	Moen	Wilson of Page
Brookins	Kent	Patterson	Wilson of Polk
Brush	Kimberly	Rigby	

Nays, none.

Absent or not voting, 15.

Baird	Clark of	Frailey	Merritt
Beatty	Cerro Gordo	Hager	Shaff
Carroll	Clark of Marion	Ickis	Stanley
Christophel	Doran	Lowe	Tabor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Thompson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, House File No. 96, a bill for an act relative to the suspension of the license of physicians and pharmacists because of violations of federal statutes and regulations relating to intoxicating liquors or to narcotics, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Carden	Kent	McLeland
Bennett	Clark of	Kimberly	Rigby
Benson	Cerro Gordo	Klemme	Rogers
Bergman	Clark of Linn	Lange	Shane
Bissell	Clearman	Langfitt	Thompson
Blackford	Cochrane	Leonard	Ulstad
Booth	Cole	Lowe	Wilson of Page
Brookins	Gilchrist	MacDonald	Wilson of Polk
	Gunderson		

Nays, none.

Absent or not voting, 18.

Baird	Clark of Marion	Ickis	Stanley
Beatty	Doran	Merritt	Stoddard
Brush	Frailey	Moen	Tabor
Carroll	Hager	Patterson	Topping
Christophel		Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 154, a bill for an act to repeal section eleven thousand two hundred forty-two (11242) of the Code, 1927, and to enact a substitute therefor relating to judge's orders made in vacation and to validate such orders and fix a period of limitations after which such orders cannot be attacked, with report of committee recommending

passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Clark of	Gunderson	McLeland
Bennett	Cerro Gordo	Hager	Merritt
Benson	Clark of Linn	Ickis	Moen
Bergman	Clark of Marion	Kent	Rogers
Bissell	Clearman	Kimberly	Shane
Blackford	Cochrane	Klemme	Thompson
Booth	Cole	Lange	Ulstad
Brush	Frailey	Langfitt	Wilson of Page
Carden	Gilchrist	MacDonald	Wilson of Polk

Nays, none.

Absent or not voting, 15.

Baird	Christophel	Patterson	Stoddard
Beatty	Doran	Rigby	Tabor
Brookins	Leonard	Shaff	Topping
Carroll	Lowe	Stanley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Linn, House File No. 127, a bill for an act to repeal paragraph one (1) of section thirteen thousand nine hundred forty-six (13946), Code, 1927, relating to motions in arrest of judgment in criminal cases, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clark of Linn moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Bergman	Booth	Clark of
Bennett	Bissell	Brush	Cerro Gordo
Benson	Blackford	Carden	Clark of Linn

Clark of Marion	Gunderson	Lange	Moen
Clearman	Hager	Langfitt	Rigby
Cochrane	Ickis	Lowe	Rogers
Cole	Kent	MacDonald	Shane
Frailey	Kimberly	McLeland	Thompson
Gilchrist	Klemme	Merritt	Ulstad
			Wilson of Page

Nays, none.

Absent or not voting, 14.

Baird	Christophel	Shaff	Tabor
Beatty	Doran	Stanley	Topping
Brookins	Leonard	Stoddard	Wilson of Polk
Carroll	Patterson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Clark of Marion, Senate File No. 206, a bill for an act to amend section thirty-six hundred sixty-one-a forty-three (3661-a43), of the Code of Iowa, 1927, relating to the age of children in children's boarding homes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clearman offered the following amendment and moved its adoption:

Amend by striking out all after the enacting clause and inserting the following:

"Section 1. Section thirty-six hundred sixty-one-a43 (3661-a43), Code, 1927, is amended by striking from said section the words "more than two children under the age of three," and by inserting in lieu thereof the following: "one or more children under the age of fourteen."

The amendment was adopted.

Senator Wilson of Page moved to reconsider the vote by which the amendment was adopted, which motion prevailed.

By unanimous consent on request of Senator Clearman the amendment was withdrawn.

Senator Clark of Marion moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Clark of Marion invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Bennett	Clark of	Hager	Merritt
Benson	Cerro Gordo	Ickis	Moen
Bergman	Clark of Marion	Kent	Patterson
Blackford	Clearman	Klemme	Rigby
Booth	Cochrane	Lange	Rogers
Brookins	Frailey	Langfitt	Ulstad
Brush	Gilchrist	Lowe	Wilson of Page
Carden	Gunderson	McLeland	

Nays, 4.

Bissell	Shane	Thompson	Wilson of Polk
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Present, 2.

Clark of Linn	MacDonald
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Absent or not voting, 14.

Anderson	Christophel	Leonard	Stoddard
Baird	Cole	Shaff	Tabor
Beatty	Doran	Stanley	Topping
Carroll	Kimberly		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator McLeland, House File No. 136, a bill for an act to amend section seventy-one hundred twenty (7120), Code, 1927, relating to the plat book for the assessor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator McLeland moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Carden	Hager	Merritt
Bennett	Clark of	Ickis	Moen
Benson	Cerro Gordo	Kent	Patterson
Bergman	Clark of Linn	Kimberly	Rigby
Bissell	Clark of Marion	Klemme	Rogers
Blackford	Clearman	Langfitt	Shane
Booth	Cochrane	Lowe	Thompson
Brookins	Frailey	MacDonald	Ulstad
Brush	Gilchrist	McLeland	Wilson of Polk

Nays, none.

Absent or not voting, 15.

Baird	Cole	Leonard	Tabor
Beatty	Doran	Shaff	Topping
Carroll	Gunderson	Stanley	Wilson of Page
Christophel	Lange	Stoddard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator McLeland moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bennett, Senate File No. 198, a bill for an act to legalize and make permanent the transfer of money from the grading fund to the fire fund of the city of Missouri Valley, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bennett moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of	Kent	Moen
Bennett	Cerro Gordo	Kimberly	Patterson
Benson	Clark of Linn	Klemme	Rigby
Bergman	Clark of Marion	Lange	Rogers
Bissell	Clearman	Langfitt	Shane
Blackford	Cochrane	Lowe	Thompson
Booth	Gilchrist	MacDonald	Ulstad
Brookins	Hager	McLeland	Wilson of Page
Brush	Ickis	Merritt	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 14.

Baird	Cole	Leonard	Stoddard
Beatty	Doran	Shaff	Tabor
Carroll	Frailey	Stanley	Topping
Christophel	Gunderson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, House File No. 41.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

AMENDMENT FILED

MR. PRESIDENT: I move to amend House File No. 12 as follows: By striking the title and substituting the following:

"A BILL FOR

An Act to repeal section seventy-five hundred seventy-eight (7578) as it appears in the Code of 1927, and to enact a substitute in lieu thereof authorizing the board of supervisors of a county in which a drainage ditch is established to purchase right of way for an outlet thereof in an adjoining state, and to contribute to the cost of construction of a drainage ditch in the adjoining state that is to be used as an outlet for the ditch in this state."

By striking all after the enacting clause and substituting the following:

"Section 1. That section seventy-five hundred seventy-eight (7578) as it appears in the Code of 1927 is hereby repealed and the following enacted in lieu thereof: 'When a district is, or has been established in this state and no practicable outlet therefor can be obtained except through lands in an adjoining state, the board of supervisors of the county where said district is situated shall, as drainage commissioners, have power to purchase a right of way and to construct a ditch for such outlet in an adjoining state, or to contribute to the construction of such a ditch in an adjoining state and to pay for the same out of the funds of such district.'

"Sec. 2. The board of supervisors shall have authority to levy a tax on the lands in said drainage district established in this state to provide funds from which to pay for the improvement referred to in section one (1) hereof should such levy be necessary."

"Sec. 3. All acts or parts of acts in conflict herewith are hereby repealed."

A. V. BLACKFORD.

EXTRA COPIES OF S. F. 169 ORDERED

By unanimous consent, on request of Senator Bergman, 500 extra copies of Senate File No. 169 were ordered printed.

Senator Gilchrist moved that the Senate adjourn until 9:30 a. m. Saturday.

Senator Bergman moved to amend by making the time 9:00 a. m.

The amendment was lost.

The motion prevailed and the Senate adjourned until 9:30 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 23, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. W. J. Fowler, pastor of the Methodist church of Knoxville, Iowa.

By unanimous consent on request of Senator Merritt all the absent Senators were excused.

On motion of Senator Shane the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate confirmed the following appointments:

Hon. T. J. O'Donnell of Dubuque county, Dubuque, as a member of the State Highway Commission for the term of four years beginning July 1, 1929.

Hon. H. E. Dean of Osceola county, Osceola, as a member of the State Highway Commission for the term of four years beginning July 1, 1929.

The Senate arose from executive session and resumed regular session.

BILL CALLED FROM COMMITTEE

Senate File No. 23 by Senator Lange, relating to indebtedness of Iowa corporations was called out of committee under rule 35 and placed on the calendar.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor, announcing that on February 22, 1929, he had signed Senate File No. 64, relating to the eradication of bovine tuberculosis.

President pro tem Frank Shane took the chair at 9:50 a. m.

On motion of Senator Lange Senate File No. 158 was recalled from the Governor for the purpose of correction.

INTRODUCTION OF BILLS

Senate File No. 328, by Senator Frailey, a bill for an act to provide for and regulate the issue of shares of stock of corporations without nominal or par value.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 329, by Senator Wilson of Page, a bill for an act to amend sections ten thousand seven hundred five (10705), ten thousand seven hundred thirteen (10713), ten thousand seven hundred twenty-three (10723), ten thousand seven hundred forty-three (10743), ten thousand seven hundred forty-four (10744), thirteen thousand six hundred forty-five (13645), thirteen thousand six hundred seventy-seven-b one (13677-b1) and thirteen thousand six hundred seventy-seven-b two (13677-b2), Code, 1927, relating to the jurisdiction of superior courts in criminal cases, to the fees, challenges, and appeals in such courts, to the filing of informations by the county attorney and to the transfer of such cases to the superior court for trial.

Read first and second times and referred to committee on judiciary No. 1.

HOGUE MEMORIAL RESOLUTION

Senator Bennett offered the following resolution:

Whereas, The Honorable E. L. Hogue, of Blencoe, Iowa, a member of the Senate in the Twenty-ninth, Thirtieth, and Thirty-first General Assemblies, and who served as Director of the Budget of the State of Iowa from August, 1924, up to the time of his death at Des Moines, Iowa, died on the seventeenth day of December, 1928;

Therefore, Be It Resolved by the Senate of the Forty-third General Assembly, That a committee of three be appointed to draft suitable resolutions commemorating his life, character and service to the state.

By unanimous consent, on request of Senator Bennett, the resolution was taken up and considered.

The resolution was adopted and the President appointed as such committee, Senators Bennett, Frailey and Merritt.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House requests the return of Senate File No. 158, legalizing certain franchises of the Iowa-Illinois Telephone Company in certain Iowa towns.

On motion of Senator Lange Senate File No. 158 was returned to the House as requested.

HOUSE AMENDMENT CONSIDERED

Senator Doran called up for consideration Senate File No. 59, amended by the House, and moved that the Senate concur in the following amendments:

Amend the title by striking from line one the words "outside cities and towns"; also by striking from line two thereof the words "and motor carrier".

Amend section 1 by striking from line one the following: "Stopping at rural places"; also by striking from lines three and four the words "or motor carrier bus, outside the limits of cities and towns"; also by striking from line six the words "or passengers".

President Arch W. McFarlane returned to the chair at 10:05 a. m.

On the question "Shall the Senate concur?" the vote was:

Ayes, 30.

Bennett	Clark of Linn	Hager	McLeland
Bergman	Clark of Marion	Ickis	Merritt
Bissell	Clearman	Kimberly	Moen
Booth	Cochrane	Lange	Rigby
Brookins	Doran	Langfitt	Shane
Carroll	Frailey	Leonard	Thompson
Clark of	Gilchrist	Lowe	Wilson of Polk
Cerro Gordo	Gunderson	MacDonald	

Nays, none.

Absent or not voting, 20.

Anderson	Brush	Klemme	Stoddard
Baird	Carden	Patterson	Tabor
Beatty	Christophel	Rogers	Topping
Benson	Cole	Shaff	Ulstad
Blackford	Kent	Stanley	Wilson of Page

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Shane, House File No. 86, a bill for an act to amend section eighty-six hundred seventy-one (8671) of the Code, 1927, relating to life insurance and medical examinations therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking from section one (1), line seven (7), the words "annuities or to".

Also by striking all of section two (2) and renumbering section three (3) as section two (2).

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clark of Linn	Gunderson	MacDonald
Bergman	Clark of Marion	Hager	McLeland
Bissell	Clearman	Ickis	Merritt
Booth	Cochrane	Kimberly	Moen
Brookins	Doran	Lange	Rigby
Carroll	Frailey	Leonard	Shane
Clark of	Gilchrist	Lowe	Thompson
Cerro Gordo			

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Patterson	Tabor
Baird	Christophel	Rogers	Topping
Beatty	Cole	Shaff	Ulstad
Benson	Kent	Stanley	Wilson of Page
Blackford	Klemme	Stoddard	Wilson of Polk
Brush	Langfitt		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 162, a bill for an act to legalize certain transfer of funds by the town of Hull,

Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Clark of Linn	Hager	MacDonald
Bissell	Clearman	Ickis	McLeland
Booth	Cochrane	Kimberly	Merritt
Brookins	Doran	Lange	Moen
Carroll	Frailley	Langfitt	Rigby
Clark of	Gilchrist	Leonard	Shane
Cerro Gordo	Gunderson	Lowe	Thompson

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Klemme	Tabor
Baird	Carden	Patterson	Topping
Beatty	Christophel	Rogers	Ulstad
Benson	Clark of Marion	Shaff	Wilson of Page
Bergman	Cole	Stanley	Wilson of Polk
Blackford	Kent	Stoddard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 181, a bill for an act to amend section eighty-seven hundred thirty-seven (8737), Code, 1927, relating to the investment in public utility bonds of funds of life insurance companies and associations contemplated by chapters three hundred ninety-eight (398) and four hundred (400) of the Code, 1927, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clearman	Ickis	McLeland
Bissell	Cochrane	Kimberly	Merritt
Booth	Doran	Lange	Moen
Brookins	Frailey	Langfitt	Rigby
Carroll	Gilchrist	Leonard	Shane
Clark of Cerro Gordo	Gunderson	Lowe	Thompson
Clark of Marion	Hager	MacDonald	Wilson of Polk

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Klemme	Tabor
Baird	Carden	Patterson	Topping
Beatty	Christophel	Rogers	Ulstad
Benson	Clark of Linn	Shaff	Wilson of Page
Bergman	Cole	Stanley	
Blackford	Kent	Stoddard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 228, a bill for an act to amend subdivision four (4) of section fifty-nine hundred two (5902), Code, 1927, relating to docks, and to authorize the levying of special assessments upon benefited property to pay the cost of street improvements and sewers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clark of Marion	Hager	MacDonald
Bissell	Clearman	Ickis	McLeland
Booth	Cochrane	Kimberly	Merritt
Brookins	Doran	Lange	Moen
Carroll	Frailey	Langfitt	Rigby
Clark of Cerro Gordo	Gilchrist	Leonard	Shane
	Gunderson	Lowe	Thompson
			Wilson of Polk

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Klemme	Stoddard
Baird	Carden	Patterson	Tabor
Beatty	Christophel	Rogers	Topping
Benson	Clark of Linn	Shaff	Ulstad
Bergman	Cole	Stanley	Wilson of Page
Blackford	Kent		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 116, a bill for an act to authorize the issuance of a patent to certain lands in Marion county, Iowa.

Also: That the House has concurred in senate amendment to the following bill in which the concurrence of the House was asked:

House File No. 41, a bill for an act authorizing certain City Manager Cities to establish, maintain and operate swimming pools and to acquire land thereof.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 11, a bill for an act relating to the apportionment of the compensation of persons employed to discover property not listed or assessed for taxation.

Also: That the House has amended and passed Senate File No. 158, legalizing certain franchises of the Iowa-Illinois Telephone Company in certain towns in Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 116

Amend by inserting after the word "Iowa" and before the period in the last line of section two, the words "without expense to the State".

HOUSE AMENDMENT TO SENATE FILE NO. 158

Amend Section one, paragraph five, line two, by striking therefrom the figures "1929" and substituting in lieu thereof the figures "1928".

HOUSE AMENDMENT CONSIDERED

Senator Lange called up for consideration Senate File No. 158, amended by the House, and moved that the Senate concur in the following amendments:

Amend Section one, paragraph 5, line two, by striking therefrom the figures "1929" and substituting in lieu thereof the figures "1928".

On the question "Shall the Senate concur?" the vote was:

Ayes, 27.

Bennett	Clark of Linn	Gunderson	MacDonald
Bissell	Clark of Marion	Hager	McLeland
Booth	Clearman	Ickis	Merritt
Brookins	Cochrane	Lange	Moen
Carroll	Doran	Langfitt	Shane
Clark of	Frailey	Leonard	Thompson
Cerro Gordo	Gilchrist	Lowe	Wilson of Polk

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Klemme	Stoddard
Baird	Carden	Patterson	Tabor
Beatty	Christophel	Rigby	Topping
Benson	Cole	Rogers	Ulstad
Bergman	Kent	Shaff	Wilson of Page
Blackford	Kimberly	Stanley	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

HOUSE AMENDMENT CONSIDERED

Senator Clark of Marion called up for consideration Senate File No. 116, amended by the House, and moved that the Senate concur in the following amendment:

Amend by inserting after the word "Iowa" and before the period in the last line of section two, the words "without expense to the State."

On the question "Shall the Senate concur?" the vote was:

Ayes, 26.

Bennett	Carroll	Clark of Linn	Cochrane
Booth	Clark of	Clark of Marion	Doran
Brookins	Cerro Gordo	Clearman	Frailey

Gilchrist	Lange	MacDonald	Shane
Gunderson	Langfitt	McLeland	Thompson
Hager	Leonard	Merritt	Wilson of Polk
Ickis	Lowe	Moen	

Nays, none.

Absent or not voting, 24.

Anderson	Blackford	Kimberly	Stanley
Baird	Brush	Klemme	Stoddard
Beatty	Carden	Patterson	Tabor
Benson	Christophel	Rigby	Topping
Bergman	Cole	Rogers	Ulstad
Bissell	Kent	Shaff	Wilson of Page

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, Senate File No. 146, a bill for an act to legalize a certain deed executed in the name of the State of Iowa by C. C. Carpenter and Josiah F. Young, Governor and Secretary of State respectively of the State of Iowa, on December 29, 1875, conveying to Maria S. Orwig certain real estate in City of Des Moines, Polk County, Iowa, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bissell	Clark of Marion	Hager	McLeland
Booth	Clearman	Ickis	Merritt
Brookins	Cochrane	Kimberly	Moen
Carroll	Doran	Lange	Rigby
Clark of	Frailey	Leonard	Shane
Cerro Gordo	Gilchrist	Lowe	Thompson
Clark of Linn	Gunderson	MacDonald	Wilson of Polk

Nays, none.

Absent or not voting, 23.

Anderson	Blackford	Klemme	Stoddard
Baird	Brush	Langfitt	Tabor
Beatty	Carden	Patterson	Topping
Bennett	Christophel	Rogers	Ulstad
Benson	Cole	Shaff	Wilson of Page
Bergman	Kent	Stanley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on his own request, Senator Kimberly was excused for the remainder of the day.

On motion of Senator MacDonald, Senate File No. 250, a bill for an act to amend sections four hundred eighty-eight (488) and four hundred eighty-nine (489), Code 1927, relating to liberty memorial bonds, a committee bill, was taken up and considered.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 23.

Bennett	Clark of Marion	Hager	McLeland
Bissell	Clearman	Ickis	Merritt
Booth	Cochrane	Lange	Moen
Brookins	Doran	Langfitt	Rigby
Carroll	Frailey	Leonard	Shane
Clark of	Gilchrist	Lowe	Thompson
Cerro Gordo	Gunderson	MacDonald	Wilson of Polk
Clark of Linn			

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Klemme	Stoddard
Baird.	Carden	Patterson	Tabor
Beatty	Christophel	Rogers	Topping
Benson	Cole	Shaff	Ulstad
Bergman	Kent	Stanley	Wilson of Page
Blackford	Kimberly		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator MacDonald moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator MacDonald, Senate File No. 251, a bill for an act to amend sections ninety-five hundred fifty-six (9556) and

ninety-six hundred nine (9609), Code 1927, relating to negotiable instruments, a committee bill, was taken up and considered.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Clark of Linn	Hager	McLeland
Bissell	Clark of Marion	Ickis	Merritt
Booth	Clearman	Lange	Moen
Brookins	Cochrane	Langfitt	Rigby
Carroll	Doran	Leonard	Shane
Clark of	Gilchrist	Lowe	Wilson of Page
Cerro Gordo	Gunderson	MacDonald	Wilson of Polk

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Kimberly	Stoddard
Baird	Carden	Klemme	Tabor
Beatty	Christophel	Patterson	Thompson
Benson	Cole	Rogers	Topping
Bergman	Frailey	Shaff	Ulstad
Blackford	Kent	Stanley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator MacDonald moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator MacDonald, Senate File No. 252, a bill for an act to amend, revise, and codify section ten thousand one hundred two (10102), Code, 1927, relating to acknowledgments, a committee bill, was taken up and considered.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Clark of Linn	Gunderson	MacDonald
Bissell	Clark of Marion	Hager	McLeland
Booth	Clearman	Ickis	Merritt
Brookins	Cochrane	Lange	Moen
Carroll	Doran	Langfitt	Shane
Clark of	Frailey	Leonard	Thompson
Cerro Gordo	Gilchrist	Lowe	Wilson of Polk

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Klemme	Stoddard
Baird	Carden	Patterson	Tabor
Beatty	Christophel	Rigby	Topping
Benson	Cole	Rogers	Ulstad
Bergman	Kent	Shaff	Wilson of Page
Blackford	Kimberly	Stanley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator MacDonald moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator MacDonald, Senate File No. 253, a bill for an act to amend section ten thousand four hundred eighty-six (10486), Code, 1927, relating to annulment of marriages, a committee bill, was taken up and considered.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 26.

Bennett	Clark of Linn	Gunderson	McLeland
Bissell	Clark of Marion	Hager	Merritt
Booth	Clearman	Ickis	Moen
Brookins	Cochrane	Lange	Shane
Carroll	Doran	Langfitt	Thompson
Clark of	Frailey	Leonard	Wilson of Polk
Cerro Gordo	Gilchrist	MacDonald	

Nays, none.

Absent or not voting, 24.

Anderson	Brush	Klemme	Stanley
Baird	Carden	Lowe	Stoddard
Beatty	Christophel	Patterson	Tabor
Benson	Cole	Rigby	Topping
Bergman	Kent	Rogers	Ulstad
Blackford	Kimberly	Shaff	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator MacDonald moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator MacDonald, Senate File No. 254, a bill for an act to amend section two hundred thirty-five (235), Code, 1927, relating to the distribution of Codes and session laws, a committee bill, was taken up and considered.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Clark of Linn	Gunderson	MacDonald
Bissell	Clark of Marion	Hager	McLeland
Booth	Clearman	Ickis	Merritt
Brookins	Cochrane	Lange	Moen
Carroll	Doran	Langfitt	Shane
Clark of	Frailey	Leonard	Thompson
Cerro Gordo	Gilchrist	Lowe	Wilson of Polk

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Klemme	Stoddard
Baird	Carden	Patterson	Tabor
Beatty	Christophel	Rigby	Topping
Benson	Cole	Rogers	Ulstad
Bergman	Kent	Shaff	Wilson of Page
Blackford	Kimberly	Stanley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator MacDonald moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 259, a bill for an act to amend the law as it appears in subsection eight (8) of section eighty-nine hundred forty (8940) of the Code of Iowa,

relating to the subject of credit insurance, a committee bill, was taken up and considered.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

Senator Lange invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Clark of Linn	Gunderson	McLeland
Bissell	Clark of Marion	Hager	Merritt
Booth	Clearman	Ickis	Moen
Brookins	Cochrane	Lange	Rigby
Carroll	Doran	Langfitt	Shane
Clark of Cerro	Frailey	Leonard	Thompson
Gordo	Güchrist	Lowé	Wilson of Polk

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Klemme	Stoddard
Baird	Carden	MacDonald	Tabor
Beatty	Christophel	Patterson	Topping
Benson	Cole	Rogers	Ulstad
Bergman	Kent	Shaff	Wilson of Page
Blackford	Kimberly	Stanley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

INTRODUCTION OF BILLS

Senate File No. 330, by Senator Bissell, a bill for an act to amend the law as it appears in section forty-six hundred forty-one (4641) of the Code of Iowa, 1927, relating to the compensation of the county engineer.

Read first and second times and referred to the committee on compensation of public officers.

Senate File No. 331, by Committee on Code Revision, a bill for an act to amend, revise, and codify sections fifty-nine hundred sixty-four (5964) and fifty-nine hundred sixty-five (5965), Code, 1927, relating to assessments for permanent sidewalks.

Read first and second times and placed on the calendar.

Senate File No. 332, by Senator Doran, a bill for an act to amend section eighteen hundred fifty-five (1855) of the Code, 1927, relating to the different practices of engineering.

Read first and second times and referred to committee on aeronautics.

Senate File No. 333, by Senator Wilson of Polk, a bill for an act to amend the law as it appears in section three thousand six hundred thirteen (3613), Code, 1927, relating to the employment of physicians and nurses by the juvenile home in cities of the first class having a population of 125,000 or more.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 334, by Senator Wilson of Polk, a bill for an act to amend the law as it appears in section five thousand four hundred ninety-nine (5499) of the Code of 1927, relating to the detention of minors while in an intoxicated condition.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 335, by Senator Wilson of Page, a bill for an act to amend section ten thousand five hundred one b six (10501-b-6), Code, 1927, relating to status of adopted children and to provide for the adoption of adult persons.

Read first and second times and referred to committee on judiciary No. 1.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, House File No. 41.

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 159, a bill for an act to amend section ten thousand three hundred ninety-eight (10398), Code, 1927, relating to the legalization of certain tax sale proceedings so as to extend the provision of such legalization to the year nineteen hundred fifteen (1915) and providing a statute of limitations, begs leave to report it has had the same

under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section two by inserting before the word "affected" in line one of section one thereof the word "adversely".

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 210, a bill for an act to amend section thirteen thousand four hundred seventeen b one (13417-b1) of the Code, 1927, relative to the taking of fingerprints and palmprints of certain violators of the criminal laws, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 94, a bill for an act to repeal the law as it appears in section seven thousand two hundred twenty-six (7226) of the Code, 1927, relating to the collection of delinquent taxes, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out section one and inserting in lieu thereof the following: Section 1. That section seventy-two hundred twenty-six (7226) of the Code, 1927, be amended by adding to said section the following: "The provisions of this section shall not apply to counties having a population of eighty thousand or more."

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 14, by Benson, a bill for an act to authorize the issuance of a patent to certain lands in Clayton county, Iowa, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all of said bill after the enacting clause and inserting in lieu thereof the following:

Section 1. That the Governor and the Secretary of State be and they are hereby authorized and directed in the name of the State of Iowa and under its seal, to convey by patent to the United States of America, the following described real estate situated in the county of Clayton, State of Iowa, to-wit:

The West fractional part of the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$); the East fractional part of the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the West fractional part of the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the East fractional part of the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the West fractional part of the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the East fractional part of the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) and government lot Three (3), all in Section Two (2), Township 91, N. R. 2 West of the 5th P. M. Iowa; and government lots Five (5), Six (6), Seven (7), and Eight (8) in Section Three (3), Township 91, N. R. 2 West of the 5th P. M. Iowa;

and thereby transfer to the United States of America any and all right, title and interest which the State of Iowa may have in and to the above described real estate; subject, however, to the provisions and limitations of the approval of acquisition by the Government of the United States of America of certain real estate for the purposes of the Upper Mississippi River Wild Life and Fish Refuge Act, said approval having been executed by the State of Iowa by the Executive Council of the State of Iowa and the State Board of Conservation of the State of Iowa, on January 18, 1927; and provided also, that the said patent shall not become effective until the grantee in said patent has paid to the said G. J. Graf all amounts paid by him for taxes and abstract of title on said real estate, together with interest on each such payment from the date thereof.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

MOTION TO RECONSIDER FILED

Feb. 22, 1929.

MR. PRESIDENT: I move to reconsider the vote by which House File No. 125 passed the Senate and also reconsider the vote by which House File No. 125 passed to its third reading.

GEO. A. WILSON.

MR. PRESIDENT: I move to reconsider the vote by which the Senate adopted the amendment to House File No. 125.

GEO. A. WILSON.

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File 92 as follows:

By striking the period (.) at the end of line five, section one (1) and substituting a comma (,) and adding the following: "or by a fine not exceeding one thousand dollars (\$1,000) or by both such fine and imprisonment."

FRANK SHANE.

On motion of Senator Shane the Senate adjourned until Monday, March 4, at 2 p. m.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 4, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Dean Marmaduke Hare, dean emeritus of Trinity Cathedral of Davenport, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committee:

By Senator Clark of Cerro Gordo, from citizens of Hampton, Mason City, Clear Lake, Rockwell, Ventura and Dougherty, Iowa, and from citizens of Hancock, Franklin and Cerro Gordo counties, urging support of the American Legion boxing bill. Police regulations.

RESIGNATION OF COMMITTEE CLERKS

MR. PRESIDENT: I hereby resign my position as committee clerk to Senator Wm. H. Klemme.

MARIAN B. GREEN.

MR. PRESIDENT: I hereby resign my position as committee clerk to Senator C. F. Clark.

HAZEL CARRYL.

The resignations were accepted.

Hazel Marshall was sworn in as committee clerk for Senator Wm. H. Klemme.

INTRODUCTION OF BILLS

Senate File No. 336, by Senator Clark of Linn, a bill for an act to amend sections four thousand seven hundred forty-eight (4748) and four thousand seven hundred fifty-two (4752) of the Code, 1927, relating to the grading and surfacing of township roads and apportioning and collecting the cost thereof.

Read first and second times and referred to committee on highways.

Senate File No. 337, by Senator Clark of Linn, a bill for an act to amend section five thousand ninety-three a five (5093-a5) of the Code, 1927, relating to rebates of gasoline fees.

Read first and second times and referred to committee on highways.

Senate File No. 338, by Senator Thompson, a bill for an act to relinquish and quit-claim any claim of right, title or interest of the state of Iowa in or to certain real estate situated in the city of Muscatine, Iowa, known as Muscatine Slough, to the city of Muscatine, or to persons in actual or constructive possession thereof.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 339, by committee on cities and towns, a bill for an act to repeal section three hundred eighty-eight (388) and to enact a substitute therefor and to amend sections three hundred fifty-four (354), three hundred fifty-seven (357), three hundred sixty-six (366), and three hundred seventy-eight (378), all of the Code, 1927, and relating to appeals to the director of the budget, to hearings before said director on the question of the issuance of bonds by municipalities, to the duty of tax certifying and tax levying boards, and to the matter of transfer of municipal funds with the approval of said director of the budget.

Read first and second times and placed on the calendar.

Senate File No. 340, by Senator Clark of Cerro Gordo, a bill for an act to require any defendant in a criminal case, who intends to rely upon the defense of insanity or alibi, to serve notice thereof before the trial, and to provide for the appointment by the court of experts to examine and offer evidence on the trial of persons claiming insanity as a defense to crime.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 341, by Senator Booth, a bill for an act to make permanent a transfer of funds by the Board of Supervisors of Shelby County, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 342, by Senator Wilson of Page, a bill for an act to require the sheriff of counties in which is situated a city, not a county seat, with a population of over five thousand or over to appoint a resident deputy sheriff in such city and to fix the amount of his salary.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 343, by Senator Wilson of Page, a bill for an act to encourage commerce and trade and to exempt from taxation certain industries within the State of Iowa for a period of five years.

Reads first and second times and referred to committee on ways and means.

Senate File No. 344, by Senator Brookins, a bill for an act permitting the State Department of Health to accept financial aid from the government of the United States for public health work in the State of Iowa.

Read first and second times and referred to committee on public health.

REPORT OF COMMITTEE

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 326, a bill for an act to amend, revise and codify sections relating to the form, contents and sufficiency of indictments, and to provide for bills of indictments, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

The journal of February 23rd was corrected and approved.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 221, a bill for an act to authorize the issuance of a patent to certain lands in Appanoose county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 190, a bill for an act to legalize a bond issue in the sum of five thousand dollars voted by the town of Dike, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 122, a bill for an act to make permanent the temporary transfer of certain moneys from the County Insane Fund to the General County Fund of Dallas county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 198, a bill for an act to legalize and make permanent the transfer of money from the Grading Fund to the Fire Fund of the city of Missouri Valley, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 178, a bill for an act to make permanent a transfer of funds in Marion county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 177, a bill for an act to make legal and permanent a transfer of funds in Monroe county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 75, a bill for an act to make permanent the temporary transfer of money from the county bridge fund to the county general fund of Osceola county, Iowa.

Also: That the House has passed the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 6, extending greetings to President-elect Herbert Hoover.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 6

By unanimous consent, on request of Senator Shaff, the following resolution was taken up and considered:

Whereas, The Honorable Herbert Hoover who has this day become the Chief Executive of our Nation, was born in Iowa, and

Whereas, The Agricultural Industry of the Middle West has been deprived of its share of the national income, and

Whereas, President Hoover has expressed his purpose and desire to attempt to reestablish the Agricultural Industry on a parity with other industries, and

Whereas, It is the avowed intention of President Hoover to call an extra session of Congress for the purpose of devising means to adjust the disparity between the Agricultural Industry and other industries, now therefore,

Be It Resolved by the House of Representatives of the State of Iowa, the Senate Concurring, That we hereby extend to Iowa's own President, our most cordial greetings and heartiest congratulations upon his inauguration, and

Be It Further Resolved, That we do hereby express our utmost confidence in the ability of President Hoover through his wide experience and his inborne ingenuity to cooperate with Congress in the coming session in accomplishing the readjustment of the Agricultural situation for which this session is to be called, and

Be It Further Resolved, That the General Assembly of Iowa and the people of Iowa, do hereby express their eagerness to cooperate at any time in any way that may seem available for the purpose of adapting our State to a program whereby our great industry may accept the advantages which other industries now enjoy, and

Be It Further Resolved, That if it seems advisable, we will urge our Governor to call an extraordinary session of the 43rd General Assembly of Iowa for the purpose of adjusting our State to the program laid out by the coming extra session of the 70th Congress, and

Be It Further Resolved, That the President of the Senate and the Speaker of the House of the General Assembly of Iowa be authorized to extend this day by wire a copy of these resolutions to Iowa's Son and President, the Honorable Herbert Hoover.

The resolution was adopted.

HOUSE MESSAGES CONSIDERED

House File No. 221, a bill for an act to authorize the issuance of a patent to certain lands in Appanoose County, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 190, a bill for an act to legalize a bond issue in the sum of five thousand dollars voted by the town of Dike, Iowa, for the purpose of building, erecting and equipping a memorial building in Dike, Iowa, in conjunction with the county.

Read first and second times and referred to committee on judiciary No. 1.

ALLISON MEMORIAL RESOLUTION

Senator Lange offered the following resolution:

Whereas, The one hundredth anniversary of the birth of William Boyd Allison occurred during the recess just ended, and

Whereas, Our state was especially distinguished in the councils of the nation and benefited as a commonwealth by the loyal, efficient public services of Mr. Allison, and

Whereas, It is becoming in the people of our state to recall with gratitude the contributions to them of services such as these of Mr. Allison,

Resolved, That the Senate take notice of the life and services of William B. Allison, which, briefly stated were as follows:

William Boyd Allison was born in Wayne county, Ohio, March 2, 1829; he died at his home in Dubuque, Iowa, August 4, 1908. He was educated at Wooster academy and Allegheny college, Meadville, Pa., and at Western Reserve College, Hudson, Ohio. He was a law student in the office of Hemphill & Turner, Wooster, Ohio, and began the practice at Ashland in 1850. He was a delegate to the Ohio Whig convention of 1855 and a secretary of that body. He removed to Dubuque, Iowa, in 1857. Senator Allison became an active and influential factor in Iowa politics almost at once on his arrival. He was a delegate to the Republican State Convention in 1859 and to the national convention that nominated Lincoln at Chicago in 1859. He was a member of the staff of Governor Kirkwood and an efficient aid in the raising of troops under the various calls of President Lincoln. He was nominated for Congress in 1862, elected and re-elected, serving until 1871 with distinction on the floor and in the committee on ways and means. In 1873 he was elected over James Harlan to the United States Senate. Besides the distinction of serving longer continuously than any other member of that body since the organization of the government, he took front rank as an effective legislator. He was a member of the appropriations committee throughout his service. He was made its chairman in 1881, serving as such for eight years, then again became chairman in 1895, remaining such until his death. He also served continuously on the committee on finance after 1877. He was chairman of the international monetary conference in Brussels in 1892. He was favorably considered by Presidents Garfield and Harrison as Secretary of the Treasury and by McKinley as Secretary of State. He was a prominent candidate for President and once almost settled upon in a conference whose choice became the nominee. He was first married to Miss Anna Carter in 1854, who died in 1860. In 1873 he was married to Miss Mary Neally, an adopted daughter of James W. Grimes, Governor and United States Senator of Iowa. She died in 1883. Senator Allison left no direct descendants.

Of Senator Allison and his long life of public service it is to his lasting credit that he left but a very modest estate.

Be It Further Resolved, That as a mark of special respect to the memory of Mr. Allison the Senate do now adjourn.

By unanimous consent, on request of Senator Lange, the resolution was taken up and considered.

The resolution was adopted.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication for Senate File No. 341, a bill to make permanent the transfer of funds in Shelby county, Iowa.

WALTER H. BEAM, *Secretary*.

Senator Benson moved that a vote of thanks be extended to Younker Bros. for the use of a radio installed in the Senate Chamber to hear the inaugural ceremonies in Washington, D. C., and the Secretary of the Senate be instructed to convey the same.

The motion prevailed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File No. 3 by inserting after the words "record owner of the real estate" in lines eight (8) and nine (9) the following, to-wit:

"As shown by the transfer books in the office of the County Auditor."
C. F. CLARK.

MR. PRESIDENT: I move to amend Senate File No. 169 (as amended by the Senate) as follows:

(1) By striking out the last two (2) sentences of Section 24 and adding to Section 26 the following:

"The Board of Supervisors in planning said construction program shall take into consideration the mileage of primary roads and county trunk roads in each township and shall distribute the improvements in such manner as will give to each township, as soon as may be, an equitable mileage of improved roads."

(2) Amend Section 34 by striking out of line 4 the word "adopted" and inserting in lieu thereof the word "approval", and by striking out of line 5 thereof the word "adopted" and inserting in lieu thereof the word "approval."

(3) Amend Section 37 by striking out of line 2 thereof the word "and", and by inserting in lieu thereof the words "where the grading and draining is".

(4) Amend said Senate File No. 169 by striking out Section 16 thereof.

(5) Amend Section 25 by striking out of lines 6 and 7 the words "those which they would have second in improvement" and inserting in lieu thereof the words "those which should be thereafter improved."

C. F. CLARK.

MR. PRESIDENT: I move to amend House File No. 201 by inserting at the end of section five (5) the following as a new paragraph:

"J.—Bonds or notes secured by mortgage upon real estate or tangible personal property situated within the State of Iowa where the bonds or notes are sold to not more than twenty purchasers and the total face amount of all bonds or notes secured by a single mortgage does not exceed fifty thousand dollars (\$50,000.00)."

Further amend by striking line six (6) of section seventeen (17) and inserting in lieu thereof:

"personally participated in making such sales and at the time knew of such violations shall be".

Further amend by adding and inserting after the word "leaseholds" and before the word "a" in line ninety-five (95) of section seven (7) the words "upon which".

Further amend by striking from line eleven (11) of section thirteen A (13A) the word "on" and inserting in lieu thereof the word "or".

C. A. BENSON.

MR. PRESIDENT: I move to amend Senate File 169, by Bergman, known as the Secondary Road bill, as follows:

"Amend Section 79 by inserting in line three (3), immediately following the word "road" the word "fund". Also amend by striking out subsection three (3) of section fourteen (14).

J. O. SHAFF.

MR. PRESIDENT: Amend Senate File No. 313 as follows:

Strike all after the enacting clause and substitute in lieu thereof the following:

Section 1. Section fifty-one hundred five-A twenty-six (5105-A26) is amended by inserting after the word "some" in line five (5) the words "stock or mutual".

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

Cresco Plain Dealer, a newspaper published at Cresco, Iowa, and the Advertiser, a newspaper published at Farley, Iowa.

OTTO F. LANGE.

On motion of Senator Shaff the Senate adjourned until 9:30 a. m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 5, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. John E. De Long, pastor of the Methodist Episcopal Church of Greeley, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Brush for the day, on request of Senator Wilson of Polk; Senator Hager for the day, on request of Senator Doran.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Anderson, from citizens of Lohrville, favoring tax on oleomargarine. Agriculture.

By Senator Doran, from the Ames Chamber of Commerce, opposing Senate File No. 194, the accounting bill. Judiciary No. 2.

By Senator Wilson of Page, from citizens of Hamburg, opposing the boxing bill. Police regulations.

By Senator Bennett, from citizens of Magnolia, favoring the Tabor College bill. Educational institutions.

By Senator Doran, from citizens of Luther, Iowa, opposing the boxing bill. Police regulations.

By Senator Cole, from citizens of Earlville, Iowa, favoring House File No. 246, the abandoned cemetery lot law. Judiciary.

By Senator Doran, from the Ames Chamber of Commerce, approving a special tax on amusements or sales tax on near beer and tobacco. Ways and means.

By Senator Doran from citizens of Story county, opposing House File No. 186, relating to the work of abstracters. Judiciary.

By Senator Doran, from the Ames Chamber of Commerce, opposing House File No. 296, relating to the labeling of wool content on textiles. Commerce and trade.

INTRODUCTION OF BILLS

Senate File No. 345, by Senator Cochrane, a bill for an act to amend the law as it appears in section eighty-nine hundred and fifty-nine (8959) of the Code, 1927, relating to insurance other than life.

Read first and second times and referred to committee on insurance.

Senate File No. 346, by Senator Kimberly, a bill for an act to amend the law as it appears in section fifty-two hundred sixty-two (5262) of the Code of Iowa, 1927, relating to expenditures by counties for erection of court house, jail, or county home.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 347, by Senator Doran, a bill for an act to amend section ten thousand six hundred fifty-five (10655) of the Code, 1927, relating to the jurisdiction of municipal courts in civil matters and providing for the jurisdiction thereof in civil matters.

Read first and second times and referred to committee on judiciary No. 1.

REPORT OF COMMITTEE

Senator Blackford submitted the following report:

MR. PRESIDENT: Your committee on corporations, to which was referred Senate File No. 23, a bill for an act to amend section eighty-three hundred fifty-two (8352) of the Code of 1927, by adding thereto two additional paragraphs, relating to indebtedness of Iowa corporations, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by striking the words "by adding thereto two additional paragraphs" as they occur in line two (2).

Amend Section one (1) by striking the words "at the end" as they occur in line two (2) and the words "thereof two" as they occur in line three (3) and substituting the word "an". By striking the letter "s" at the end of the word "paragraph" as it occurs in line three (3) and in-

serting a period"." after same and striking the balance of line three (3) and all of line four (4).

Amend by inserting after the word "property" as it occurs in line nine (9) the words "located in the State of Iowa" and by striking all of lines twelve (12) to seventeen (17), inclusive.

A. V. BLACKFORD, *Chairman.*

Ordered passed on file.

The journal of March 4th was corrected and approved.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, Senate File No. 221, a bill for an act to amend section fifty-two hundred twenty-four (5224) of the Code of Iowa, 1927, relating to salary of county recorder, a committee bill, was taken up and considered.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Clearman	Kimberly	Shane
Baird	Cochrane	Klemme	Stoddard
Bennett	Cole	Lange	Tabor
Benson	Doran	Langfitt	Thompson
Blackford	Frailey	Lowe	Topping
Booth	Gilchrist	Merritt	Ulstad
Clark of	Hager	Patterson	Wilson of Page
Cerro Gordo	Ickis	Rigby	Wilson of Polk
Clark of Linn	Kent	Rogers	

Nays, 1.

Christophel

Absent or not voting, 14.

Beatty	Brush	Gunderson	McLeland
Bergman	Carden	Leonard	Shaff
Bissell	Carroll	MacDonald	Stanley
Brookins	Clark of Marion		

Voting present, 1.

Moen

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Page, Senate File No. 139, a bill for an act to amend section eleven thousand seven hundred sixty (11760), Code, 1927, sub-division eighteen (18) thereof, relating to general exemptions from executions to heads of families, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend the title to said bill by striking therefrom the following:

"To amend section eleven thousand seven hundred and sixty (11760), Code, 1927, sub-division eighteen (18) thereof."

Amend section one (1) by striking out the entire section and substituting in lieu thereof the following: "No motor vehicle shall be held exempt from any order, judgment or decree for damages occasioned by the use of said motor vehicle upon a public highway of this state."

Senator Wilson of Page moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Clark of Linn	Kimberly	Rigby
Baird	Clearman	Klemme	Rogers
Bennett	Cochrane	Lange	Shane
Benson	Cole	Langfitt	Stanley
Bissell	Doran	Leonard	Stoddard
Blackford	Frailey	Lowe	Tabor
Booth	Gilchrist	MacDonald	Thompson
Brookins	Gunderson	McLeland	Topping
Carroll	Hager	Merritt	Wilson of Page
Clark of	Ickis	Moen	Wilson of Polk
Cerro Gordo	Kent	Patterson	

Nays, none.

Absent or not voting, 8.

Beatty	Brush	Christophel	Shaff
Bergman	Carden	Clark of Marion	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Page moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Blackford, House File No. 52, a bill for an act to render the homestead liable in certain instances for relief furnished the owner by public authorities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent, on request of Senator Blackford, action was deferred.

On motion of Senator Carroll, House File No. 150, a bill for an act to amend the law as it appears in section forty-two hundred eighteen (4218) of the Code, 1927, relating to submission of proposition to vote of school electors, was taken up, considered, it having been substituted for Senate File No. 140, a companion bill which had been recommended for passage.

The bill was read for information.

Senator Carroll moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Cochrane	Lange	Rogers
Beatty	Cole	Langfitt	Shane
Bennett	Doran	Leonard	Stanley
Benson	Frailey	Lowe	Stoddard
Bissell	Gilchrist	MacDonald	Tabor
Blackford	Gunderson	McLeland	Thompson
Booth	Ickis	Merritt	Topping
Carroll	Kent	Moen	Ulstad
Clark of	Kimberly	Patterson	Wilson of Page
Cerro Gordo	Klemme	Rigby	Wilson of Polk
Clearman			

Nays, none.

Absent or not voting, 10.

Anderson	Brush	Clark of Linn	Hager
Bergman	Carden	Clark of Marion	Shaff
Brookins	Christophel		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carroll moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Carroll, Senate File No. 140, was withdrawn from further consideration.

On motion of Senator Stoddard, House File No. 66, a bill for an act to amend section six thousand thirty-three (6033), of the Code, 1927, relating to the payment of street improvements, sewers and special assessments of the same, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of Linn	Lange	Rogers
Baird	Clearman	Langfitt	Shane
Bennett	Cochrane	Leonard	Stanley
Benson	Cole	Lowe	Stoddard
Bissell	Doran	MacDonald	Tabor
Blackford	Frailey	McLeland	Thompson
Booth	Gilchrist	Merritt	Topping
Carroll	Gunderson	Moen	Ulstad
Christophel	Ickis	Patterson	Wilson of Page
Clark of Cerro Gordo	Kimberly	Rigby	Wilson of Polk
	Klemme		

Nays, none.

Absent or not voting, 9.

Beatty	Brush	Clark of Marion	Kent
Bergman	Carden	Hager	Shaff
Brookins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Thompson, House File No. 143, a bill for an act making section sixty-two hundred seventeen (6217), Code 1927, relating to certain tax levies for general, grading, sewer and other funds in cities and towns and authorizing a consolidated levy for such purposes, applicable to cities acting under special

charter, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Thompson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Clark of Linn'	Lange	Shane
Baird	Clearman	Langfitt	Stanley
Beatty	Cochrane	Leonard	Stoddard
Bennett	Cole	Lowe	Tabor
Benson	Doran	MacDonald	Thompson
Bissell	Frailey	McLeland	Topping
Blackford	Gilchrist	Merritt	Ulstad
Booth	Gunderson	Moen	Wilson of Page
Carroll	Ickis	Patterson	Wilson of Polk
Christophel	Kimberly	Rogers	

Nays, none.

Absent or not voting, 11.

Bergman	Carden	Clark of Marion	Klemme
Brookins	Clark of	Hager	Rigby
Brush	Cerro Gordo	Kent	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Thompson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Thompson, Senate File No. 102, a companion bill to House File No. 143, was withdrawn from further consideration.

On motion of Senator Blackford, Senate File No. 235, a bill for an act to repeal section eighty-three hundred fifty-one (8351), of chapter three hundred eighty-four (384), Code of 1927, relating to the limit of indebtedness that a corporation for pecuniary profit may incur; to repeal section eighty-three hundred fifty-two (8352), of chapter three hundred eighty-four (384), Code of 1927, relating to the exceptions to section eighty-three hundred fifty-one (8351), of chapter three hundred eighty-four (384), Code of 1927; to repeal section eighty-three hundred eighty (8380), of chapter three hundred eighty-four (384), Code of 1927, relating to the

liability of officers and directors on excessive indebtedness; to repeal section eighty-four hundred eighty-five (8485), of chapter three hundred eighty-nine (389), relating to the limit of indebtedness that cooperative associations may incur, a committee bill, was taken up and considered.

Senator Blackford offered the following amendment and moved its adoption:

Amend by striking line two (2) of Section three (3) and substituting the following:

"eighty-three hundred eighty (8380) of chapter three hundred".

The amendment was adopted.

Senator Blackford moved to reconsider the vote by which the amendment was adopted, which motion prevailed.

By unanimous consent, on request of Senator Blackford, the amendment was withdrawn.

Senator Lange moved to amend by adding the following as section 5 and renumbering section 5 as section 6:

"Sec. 5. Nothing in this act shall affect pending litigation or existing liabilities."

The amendment was adopted.

Senator Clark of Linn moved to amend by inserting as section 6 and renumbering section 6 as section 7 the following:

"Sec. 6. Section eighty-three hundred fifty-seven (8357) is amended by striking therefrom subdivision six (6) thereof."

The amendment was adopted.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

Senator Lange invoked rule 8.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Baird	Clark of	Frailey	Rogers
Beatty	Cerro Gordo	Gilchrist	Shaff
Bergman	Clark of Linn	Ickis	Shane
Bissell	Clark of Marion	Kent	Stanley
Blackford	Clearman	Kimberly	Stoddard
Booth	Cochrane	Lange	Topping
Carroll	Cole	Rigby	Wilson of Polk

Nays, 19.

Anderson	Doran	Lowe	Patterson
Bennett	Gunderson	MacDonald	Tabor
Benson	Klemme	McLeland	Ulstad
Brookins	Langfitt	Merritt	Wilson of Page
Christophel	Leonard	Moen	

Absent or not voting, 4.

Brush	Carden	Hager	Thompson
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The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent on request of Senator Blackford, the Secretary was instructed to make the necessary corrections to the title, in conformity with amendments adopted.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Blackford, Senate File No. 236, a bill for an act to repeal section eighty-three hundred forty-three (8343), and to enact a substitute therefor; to amend section eighty-three hundred forty-nine (8349), section eighty-three hundred fifty-three (8353), section eighty-three hundred fifty-four (8354), section eighty-three hundred sixty-seven (8367), section eighty-three hundred sixty-eight (8368) and section eighty-three hundred sixty-nine (8369), Code of 1927, relating to the adoption and recording of articles of incorporation, incorporation fees, place of business of corporations, place of meetings of corporation directors, recording of articles of renewal and the exemption from incorporation fee, a committee bill, was taken up and considered.

Senator Blackford offered the following amendments and moved their adoption:

Amend Section one (1) by striking out of line eight (8) the words "thus indorsed".

Also strike out of lines nine (9), ten (10) and eleven (11) the following words "and be by him recorded in a book kept for that purpose."

Also insert after the word "incorporation" in line thirteen (13) the following words "and record the same in a book kept for that purpose."

Also strike out line twenty-four (24) and substitute the following "The objects for which it is formed."

Also in line twenty-eight (28) insert the word "when" after the word "time" and substitute the word "under" for the word "on" following the word "conditions".

Also in line thirty-three (33) after the word "officers" strike out the words "or persons" and substitute the words "and directors".

Also in line thirty-five (35) following the word "officers" insert the words "and directors".

Amend Section three (3) by inserting the words "at the end thereof," following the word "thereto".

Senator Lange offered the following amendment to the amendment as printed and moved its adoption:

Amend the amendment by striking out the proposed amendments to lines 33 and 35 of section 1.

The amendment to the amendment was adopted.

Senator Blackford offered the following amendment to the amendment and moved its adoption:

Amend by striking in line 6 of the printed amendment the words "the same" and inserting in lieu thereof the words "said articles."

The amendment to the amendment was adopted.

The amendments as amended were adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend by striking paragraph six (6) of Section one (1) and renumbering the paragraphs following.

The amendment was adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend line 11 of section 1 by striking the word "approval" and inserting in lieu thereof the words "the filing".

The amendment was adopted.

Senator Blackford moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Christophel	Ickis	Rigby
Beatty	Clark of	Kimberly	Rogers
Bennett	Cerro Gordo	Lange	Shane
Benson	Clark of Linn	Langfitt	Stanley
Bergman	Clearman	Lowe	Stoddard
Bissell	Cochrane	McLeland	Tabor
Blackford	Cole	Merritt	Topping
Booth	Frailey	Moen	Wilson of Polk
Carroll	Gilchrist	Patterson	

Nays, 2.

Anderson	MacDonald
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Absent or not voting, 14.

Brookins	Doran	Klemme	Thompson
Brush	Gunderson	Leonard	Ulstad
Carden	Hager	Shaff	Wilson of Page
Clark of Marion	Kent		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Blackford, Senate File No. 237, was withdrawn from further consideration.

On motion of Senator Blackford, Senate File No. 238, a bill for an act to provide for the approval by the superintendent of banking of all articles of incorporation, including articles of renewal of state and savings banks, a committee bill, was taken up and considered.

Senator Blackford offered the following amendment and moved its adoption:

Amend by striking out line 5 and inserting in lieu thereof the following: "renewal articles of incorporation shall also be submitted to and".

The amendment was adopted.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Clearman	Klemme	Rigby
Bennett	Cochrane	Lange	Rogers
Benson	Cole	Langfitt	Shane
Bergman	Doran	Lowe	Stanley
Blackford	Frailey	MacDonald	Stoddard
Booth	Gunderson	McLeland	Tabor
Christophel	Ickis	Merritt	Wilson of Page
Clark of Linn	Kimberly	Moen	Wilson of Polk
Clark of Marion			

Nays, 2.

Beatty	Bissell
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Absent or not voting, 15.

Anderson	Carroll	Hager	Shaff
Brookins	Clark of	Kent	Thompson
Brush	Cerro Gordo	Leonard	Topping
Carden	Gilchrist	Patterson	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Blackford, the Secretary of the Senate was instructed to make the necessary correction to the title of Senate File No. 238 as just passed.

On motion of Senator Blackford, Senate File No. 239, a bill for an act to amend the law as it appears in section eighty-four hundred sixteen (8416), Code of 1927, relative to the filing of a certificate of issuance of stock, a committee bill, was taken up and considered.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Bissell	Clark of	Cochrane
Beatty	Blackford	Cerro Gordo	Cole
Bennett	Booth	Clark of Linn	Doran
Benson	Carroll	Clark of Marion	Frailey
Bergman	Christophel	Clearman	Gunderson

Ickis
Kimberly
Klemme
Lange
Langfitt

Lowe
MacDonald
McLeland
Merritt
Moen

Rigby
Shane
Stanley
Stoddard

Tabor
Ulstad
Wilson of Page
Wilson of Polk

Nays, none.

Absent or not voting, 13.

Baird
Brookins
Brush
Carden

Gilchrist
Hager
Kent

Leonard
Patterson
Rogers

Shaff
Thompson
Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. NO. 240 RE-REFERRED

By unanimous consent, on request of Senator Blackford, Senate File No. 240 was re-referred to the committee on corporations.

THIRD READING OF BILLS

On motion of Senator Blackford, Senate File No. 241, a bill for an act to amend the law as it appears in section eighty-three hundred seventy-three (8373), Code of 1927, relating to the execution of renewal of articles of incorporation, a committee bill, was taken up and considered.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson
Baird
Beatty
Bennett
Benson
Bissell
Blackford
Booth
Carroll
Christophel

Clark of
Cerro Gordo
Clark of Marion
Clearman
Cochrane
Cole
Doran
Frailey
Gilchrist
Gunderson

Ickis
Kimberly
Klemme
Lange
Langfitt
Lowe
MacDonald
McLeland
Merritt
Moen

Patterson
Rigby
Rogers
Shane
Stanley
Stoddard
Tabor
Ulstad
Wilson of Page

Nays, none.

Absent or not voting, 12.

Bergman	Carden	Kent	Thompson
Brookins	Clark of Linn	Leonard	Topping
Brush	Hager	Shaff	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Blackford, Senate File No. 242, a bill for an act to amend the law as it appears in section eighty-four hundred fifty-one (8451), Code of 1927, relating to the compromise authorized to be made with delinquent corporations, a committee bill, was taken up and considered.

Senator Blackford offered the following amendment and moved its adoption:

Amend by striking in lines 4 and 5 the words and figures "lines six (6) and seven (7)" and inserting in lieu thereof the words and figure "line six (6)".

The amendment was adopted.

Senator Blackford moved to reconsider the vote by which the amendment was adopted, which motion prevailed.

By unanimous consent, on request of Senator Blackford, the amendment was withdrawn.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking the quotation marks in line 3 after the word "council" and inserting the quotation marks after the words and figures "two hundred eighty-eight (288)" in line 4.

The amendment was adopted.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark of	Gunderson	Rigby
Bennett	Cerro Gordo	Ickis	Rogers
Benson	Clark of Linn	Klemme	Shane
Bergman	Clark of Marion	Lange	Stanley
Bissell	Clearman	Leonard	Tabor
Blackford	Cochrane	Lowe	Thompson
Booth	Cole	MacDonald	Ulstad
Carroll	Doran	McLeland	Wilson of Page
Christophel	Frailey	Merritt	Wilson of Polk
	Gilchrist	Moen	

Nays, none.

Absent or not voting, 13.

Anderson	Carden	Kimberly	Shaff
Beatty	Hager	Langfitt	Stoddard
Brookins	Kent	Patterson	Topping
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Blackford, Senate File No. 243, a bill for an act to amend the law as it appears in section eighty-four hundred sixty-two (8462), section eighty-four hundred ninety (8490), and section ninety-two hundred eighty-three dash b four (9283-b4), Code of 1927, relating to fees to be charged for recording, a committee bill, was taken up and considered.

Senator Blackford offered the following amendment and moved its adoption:

Amend by striking section 4, the publication clause.

The amendment was adopted.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Bennett	Bissell	Booth
Beatty	Bergman	Blackford	Carroll

Christophel	Gilchrist	MacDonald	Stanley
Clark of	Gunderson	McLeland	Stoddard
Cerro Gordo	Iekis	Merritt	Tabor
Clark of Marion	Klemme	Moen	Thompson
Clearman	Lange	Patterson	Topping
Cochrane	Langfitt	Rigby	Ulstad
Cole	Leonard	Rogers	Wilson of Page
Doran	Lowe	Shane	Wilson of Polk
Frailey			

Nays, none.

Absent or not voting, 10.

Anderson	Brush	Hager	Kimberly
Benson	Carden	Kent	Shaff
Brookins	Clark of Linn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to House File No. 171, a bill for an act to make permanent the temporary transfer of money from the court fund to the general county fund of Clinton county, Iowa.

Also: That the House has concurred in Senate amendment to House File No. 23, a bill for an act relating to leasing of property of cities acting under the commission form of government and to authorize leases for industrial purposes.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 24, a bill for an act to make permanent the temporary transfer of money from the State Insane Fund to the General County Fund of Decatur county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 37, a bill for an act relating to the filing of claims in assignments for benefit of creditors.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 197, a bill for an act relating to the duty of the secretary of state to maintain in his office certain files relating to motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 25, a bill for an act to make permanent the temporary transfer of money from the Court Expense Fund to the General County Fund of Decatur county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 47, a bill for an act relating to the filing of articles of incorporation of cooperative associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 6, a bill for an act relating to claims for labor, and the rights of laborers thereunder.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 7, a bill for an act relating to normal training exceptions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 177, a bill for an act relative to the lien of personal taxes on real estate, also relative to the lien of poll taxes on real estate.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 47, a bill for an act relating to insurance and policies of insurance on automobiles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 151, a bill for an act relating to payment of special assessments against property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 155, a bill for an act relating to definitions and rules of construction for commercial feeds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 175, a bill for an act relating to the purchase of supplies by a rural school board.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 244, a bill for an act relating to motions to set aside indictments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 215, a bill for an act relating to the sale of commodities by weight or in United States standard containers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 153, a bill for an act relating to holding court and providing for same to be at the expense of the county.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 168, a bill for an act relating to the issuance of attachments, the value of the property to be attached and to attachment bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 267, a bill for an act relating to the trial of appeals from the awards of commissioners in condemnation proceedings, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 133, a bill for an act relating to the education of children of state, or federal employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 132, a bill for an act relating to salaries and fees of justices of the peace.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 24

Amend by substituting wherever the words "State Insane Fund" appear, in either the title or main bill, the words "County Insane Fund".

Senator Naplin, the only lady Senator of Minnesota, being present in the Senate Chamber, was escorted to the chair and spoke briefly.

On motion of Senator Shane the Senate adjourned until 1:30 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

INTRODUCTION OF BILLS

Senate File No. 348, by Senator Doran, a bill for an act to amend sections six thousand nine hundred eighty-five (6985), six thousand nine hundred eighty-seven (6987) and six thousand nine hundred ninety-six (6996) of the Code, 1927, relating to the taxation of moneys and credits, and providing for the taxation of moneys and credits, and to amend section six thousand eight hundred sixty-five (6865) relating to general taxation under special charter cities.

Read first and second times and referred to committee on ways and means.

Senate File No. 349, by Senator Doran, a bill for an act to amend section six thousand nine hundred fifty-six (6956) of the Code, 1927, relating to the listing of property for the purpose of taxation, and to provide for the listing of all property claimed to be exempt from taxation.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 350, by Senator Clark of Linn, a bill for an act to amend section eleven thousand six hundred sixty-eight (11668) of the Code, 1927, to require notice of levy of execution in certain cases to be entered in encumbrance book of the clerk of the district court.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 351, by Senator Rogers, a bill for an act to authorize the expenditure and investment of tax funds raised

for the erection and maintenance of memorial buildings and monuments when such funds have remained unexpended for a period of five (5) years or more.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 352, by Senator Patterson, a bill for an act to make military training and discipline at the State University of Iowa and Iowa State College optional.

Read first and second times and referred to committee on educational institutions.

Senate File No. 353, by Senator Rogers, a bill for an act to amend section seventy-two hundred eighty-six (7286) of the Code, 1927, relating to the execution and effect of tax deeds.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 354, by Senator Topping, a bill for an act to amend section 7109 of the Code of Iowa, of 1927, relative to assessed and taxable valuations of property and changing the limits heretofore prescribed in the rates of taxation to correspond with such changes in assessed and taxable value.

Read first and second times and referred to committee on judiciary No. 2.

Senate Joint Resolution No. 5, by Senator Frailey, a joint resolution providing for the appointment of a commission on county homes and old age pensions to investigate present conditions and to make recommendations as to any necessary legislation to remedy them, and providing funds for the work of said commission.

Read first and second times and referred to committee on appropriations.

HOUSE MESSAGES CONSIDERED

House File No. 6, a bill for an act to amend sections eleven thousand seven hundred seventeen (11717), eleven thousand nine hundred seventy-one (11971), and twelve thousand seven hundred thirty-two (12732) of the Code 1927, relating to claims for labor, and the rights of laborers thereunder.

Read first and second times and referred to committee on labor.

House File No. 7, a bill for an act to amend the law as it appears in section thirty-eight hundred eighty-five (3885) of the Code, 1927, relating to normal training exceptions.

Read first and second times and referred to committee on schools.

House File No. 177, a bill for an act to repeal section seventy-one hundred ninety-two (7192) of the Code, 1927, relative to the lien of personal taxes on real estate, and to amend section seventy-two hundred three (7203) of the Code, 1927, relative to the lien of poll taxes on real estate.

Read first and second times and referred to committee on ways and means.

House File No. 47, a bill for an act to amend the law as it appears in sections eighty-nine hundred forty (8940) and nine thousand seventeen (9017) of the Code, 1927, relating to insurance and policies of insurance on automobiles.

Read first and second times and referred to committee on insurance.

House File No. 151, a bill for an act to amend section six thousand thirty-five (6035) of the Code, 1927, relating to payment of special assessments against property.

Read first and second times and referred to committee on cities and towns.

House File No. 155, a bill for an act to amend section thirty-one hundred thirteen (3113) of the Code, 1927, relating to definitions and rules of construction for commercial feeds.

Read first and second times and referred to committee on agriculture.

House File No. 175, a bill for an act to amend section forty-two hundred thirty-eight (4238) of the Code, 1927, relating to the purchase of supplies by a rural school board.

Read first and second times and referred to committee on schools.

House File No. 244, a bill for an act to amend section thirteen thousand seven hundred eighty-one (13781), Code, 1927, relating to motions to set aside indictments.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 215, a bill for an act to amend the law as it appears in section thirty-two hundred thirty-six (3236) of the Code of Iowa, 1927, relating to the sale of food commodities by weight or in United States standard containers.

Read first and second times and referred to committee on dairy and food.

House File No. 153, a bill for an act to amend the law as it appears in section ten thousand seven hundred seventy-one (10771), Code of Iowa, 1927, relating to holding court and providing for same to be at the expense of the county.

Read first and second times and referred to committee on county and township affairs.

House File No. 168, a bill for an act to amend, revise, and codify sections twelve thousand eighty-three (12083), twelve thousand eighty-four (12084), and twelve thousand eighty-eight (12088) of the Code, 1927, relating to the issuance of attachments, the value of the property to be attached, and to attachment bonds.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 267, a bill for an act to amend section seventy-eight hundred forty-one (7841) of the Code, 1927, relating to the trial of appeals from the awards of commissioners in condemnation proceedings; and to amend section seventy-eight hundred fifty-two (7852) of the Code, 1927, relating to the assessment of costs and attorney fees in condemnation proceedings.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 132, a bill for an act to amend the law as it appears in section ten thousand six hundred thirty-nine (10639), relating to salaries and fees of justices of the peace.

Read first and second times and referred to committee on compensation of public officers.

House File No. 133, a bill for an act to amend, revise and recodify the law as it appears in chapter two hundred fifteen-b one of the Code, 1927, relating to the education of children of state or federal employees.

Read first and second times and referred to committee on schools.

REPORT OF COMMITTEE

Senator Leonard submitted the following report:

MR. PRESIDENT: Your committee on constitutional amendments, to which was referred Senate Joint Resolution No. 3, Senate Joint Resolution proposing an amendment to the constitution of Iowa, relating to income or occupation taxation, begs leave to report it has had the same under consideration and recommends the same do pass.

ARTHUR LEONARD, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Blackford, Senate File No. 244, a bill for an act to amend the law as it appears in section eighty-four hundred eighty dash a three (8480-a3) and section eighty-five hundred eight dash a three (8508-a3) Code of 1927, relating to notice to be given to delinquent corporations, a committee bill, was taken up and considered.

Senator Blackford offered the following amendment and moved its adoption:

Amend by striking the word "dash" in lines 2 and 3 of the title and line 2 of section 1, and line 2 of section 2 of the bill, and by inserting in lieu thereof a hyphen.

The amendment was adopted.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Christophel	Frailey	Merritt
Baird	Clark of	Gunderson	Moen
Beatty	Cerro Gordo	Iekis	Patterson
Bennett	Clark of Linn	Kimberly	Rogers
Benson	Clark of Marion	Lange	Shane
Bergman	Clearman	Leonard	Stoddard
Bissell	Cochrane	Lowe	Tabor
Blackford	Cole	MacDonald	Ulstad
Booth	Doran	McLeland	Wilson of Page
			Wilson of Polk

Nays, none.

Absent or not voting, 14.

Brookins	Gilchrist	Langfitt	Stanley
Brush	Hager	Rigby	Thompson
Carden	Kent	Shaff	Topping
Carroll	Klemme		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Blackford, Senate File No. 245, a bill for an act to amend section eighty-four hundred eighty-one (8481) and section eighty-five hundred nine (8509), Code of 1927, relating to the filing of amended and substituted articles of incorporation by cooperative associations, a committee bill, was taken up and considered.

Senator Blackford offered the following amendments and moved their adoption:

Amend by striking all of Section one (1) and substituting the following: "Section 1. That the law as it appears in section eighty-four hundred eighty-one (8481), Code of 1927, be and is hereby amended by inserting after the word "state" in line seven (7) the following words, "and the county recorder of the county in which the principal place of business is located, amended and substituted articles of incorporation drawn in accordance with the provisions of this chapter and".

Amend Section two (2) by inserting after the word "incorporation" in line four (4) the following: "drawn in accordance with the provisions of this chapter".

The amendments were adopted.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Clark of	Kimberly	Rogers
Baird	Cerro Gordo	Lange	Shane
Bennett	Clearman	Lowe	Stanley
Benson	Cochrane	MacDonald	Stoddard
Bergman	Cole	McLeland	Tabor
Bissell	Doran	Merritt	Topping
Blackford	Frailey	Moen	Ulstad
Booth	Gilchrist	Patterson	Wilson of Page
Carroll	Gunderson	Rigby	Wilson of Polk
Christophel	Ickis		

Nays, none.

Absent or not voting, 13.

Beatty	Clark of Linn	Kent	Leonard
Brookins	Clark of Marion	Klemme	Shaff
Brush	Hager	Langfitt	Thompson
Carden			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Blackford, Senate File No. 246, a bill for an act to amend the law as it appears in section eighty-four hundred eighty-eight (8488), Code of 1927, relative to accumulation of a reserve fund and a permanent educational fund, a committee bill, was taken up and considered.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 13.

Baird	Blackford	Clearman	Merritt
Benson	Booth	Lange	Shane
Bergman	Carroll	Langfitt	Stanley
Bissell			

Nays, 30.

Anderson	Christophel	Clark of Marion	Gilchrist
Beatty	Clark of	Cochrane	Gunderson
Bennett	Cerro Gordo	Cole	Ickis
Brookins	Clark of Linn	Doran	Kimberly

Klemme	McLeland	Rogers	Ulstad
Leonard	Moen	Stoddard	Wilson of Page
Lowe	Patterson	Tabor	Wilson of Polk
MacDonald	Rigby	Topping	

Absent or not voting, 7.

Brush	Frailey	Kent	Thompson
Carden	Hager	Shaff	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

By unanimous consent, on request of Senator Blackford, Senate File No. 247 was withdrawn from further consideration.

On motion of Senator Blackford, Senate File No. 248, a bill for an act to amend the law as it appears in section eighty-six hundred one (8601), Code of 1927, relating to the filing of articles of incorporation of foreign non-pecuniary corporations, a committee bill, was taken up and considered.

Senator Blackford offered the following amendment and moved its adoption:

Amend by adding at the end of Section one (1) the following sentence: "The secretary of state shall number consecutively all such certified copies filed in his office and shall maintain a card index thereof alphabetically arranged and shall preserve the same as permanent records of his office."

The amendment was adopted.

By unanimous consent, on request of Senator Blackford, the amendment was amended by adding after the colon in line 2 the following: "Said section is further amended by adding at the end thereof the following:"

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Booth	Gilchrist	Leonard
Baird	Christophel	Gunderson	Lowe
Beatty	Clark of	Ickis	McLeland
Bennett	Cerro Gordo	Kimberly	Rigby
Benson	Clark of Marion	Klemme	Rogers
Bissell	Cole	Lange	Shane
Blackford	Doran	Langfitt	Stanley

Stoddard
Tabor

Topping
Ulstad

Wilson of Page

Wilson of Polk

Nays, none.

Absent or not voting, 17.

Bergman
Brookins
Brush
Carden
Carroll

Clark of Linn
Clearman
Cochrane
Frailey

Hager
Kent
MacDonald
Merritt

Moen
Patterson
Shaff
Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Blackford, Senate File No. 249, a bill for an act to repeal section ten thousand thirty-six (10036), Code of 1927, and to enact a substitute therefor, relating to the filing of contracts pertaining to public utility equipment; and to repeal section ten thousand thirty-eight (10038), Code of 1927, and to enact a substitute therefor, relating to fees to be charged by the secretary of state, a committee bill, was taken up and considered.

Senator Blackford offered the following amendment and moved its adoption:

Amend by striking the "period (.)" at the end of line five (5) of Section one (1) and adding the following: "who shall number consecutively all such contracts filed in his office and shall maintain a card index thereof alphabetically arranged, and shall preserve the same as permanent records of his office.":

The amendment was adopted.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson
Baird
Beatty
Bennett
Benson
Bergman
Bissell
Blackford
Booth
Carroll

Christophel
Clark of
Cerro Gordo
Clark of Marion
Clearman
Cole
Doran
Frailey
Gilchrist
Gunderson

Iekis
Kimberly
Klemme
Lange
Langfitt
Leonard
Lowe
McLeland
Merritt
Moen

Rigby
Rogers
Shane
Stanley
Stoddard
Tabor
Topping
Ulstad
Wilson of Page
Wilson of Polk

Nays, none.

Absent or not voting, 11.

Brookins	Clark of Linn	Kent	Shaff
Brush	Cochrane	MacDonald	Thompson
Carden	Hager	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. NO. 258 REREFERRED

Senator Wilson of Polk moved that Senate File No. 258 be referred to the committee on insurance.

The motion prevailed.

THIRD READING OF BILLS

On motion of Senator Lowe, Senate File No. 260, a bill for an act to repeal the law as it appears in chapter two hundred ninety-nine (299) of the Code, 1927, and to enact a substitute therefor relating to the establishment by counties and cities and towns, of libraries, and providing for the management and control of such libraries when so established, and to make provision for the levy of a tax for the carrying out of the provisions of the act, a committee bill, was taken up and considered.

Senator MacDonald moved that action be deferred and that the bill hold its place on the calendar.

On the question, "Shall the motion prevail?" the vote was:

Ayes, 24.

Anderson	Christophel	Hager	Merritt
Baird	Clark of Marion	Ickis	Patterson
Beatty	Cole	Klemme	Rigby
Bennett	Doran	Leonard	Tabor
Booth	Gilchrist	MacDonald	Ulstad
Carroll	Gunderson	McLeland	Wilson of Page

Nays, 17.

Benson	Cochrane	Langfitt	Shane
Bissell	Frailey	Lowe	Stanley
Clark of	Kimberly	Moen	Stoddard
Cerro Gordo	Lange	Rogers	Topping
Clearman			Wilson of Polk

Absent or not voting, 9.

Bergman	Brush	Clark of Linn	Shaff
Blackford	Carden	Kent	Thompson
Brookins			

Senator Shane raised the point of order that it takes a two-thirds majority to suspend the rules.

The President held the point well taken, and the motion was declared lost.

AMENDMENTS FILED

MR. PRESIDENT: Amend Senate File No. 258 by striking section two (2) and substituting in lieu thereof the following:

Section 2. Section nine thousand one hundred and one (9101) of the Code, 1927, is amended by striking all after the word "substance" in lines nine (9) and ten (10) to and including the period following the word "law" in line thirteen (13) and by inserting a period after the word "substance", and section nine thousand and one (9101) is further amended by adding thereto the following: "The power of attorney given by the subscribers to the attorney shall be printed in the policy".

OTTO F. LANGE.

MR. PRESIDENT: I move to amend Senate File No. 169 by striking all of the sections from forty-eight (48) to fifty-seven (57), inclusive, and re-numbering Sec. 58 as Sec. 48, and all following sections accordingly.

J. H. HAGER.

MR. PRESIDENT: I move to amend Senate File No. 289 as follows:

1. Strike from Section 1, lines 17 and 18, the words, "only for the amount" and insert in lieu thereof "not in excess of the amount".
2. Strike from section 1, lines 24 and 25 thereof, the words and punctuation as follows, "and the Company required at such time to replace such security with other approved securities,".
3. Strike from section 1, line 31, thereof the words, "on a" and insert in lieu thereof the word "in".

J. G. MERRITT, Chairman of Committee on Insurance.

MR. PRESIDENT: I move to amend Senate File No. 314 by striking from line one (1) of the title, after the word "sub-section", the word and figure "nine (9)," and inserting in lieu thereof the word and figure "eight (8)". Also amend Section One (1), by striking from line one (1), after the word "sub-section", the word and figure "nine (9)" and inserting in lieu thereof the word and figure "eight (8)".

E. W. CLARK.

MR. PRESIDENT: Amend Senate File No. 301 as follows:

1. Amend by inserting after line 6 in Sec. 9 the following: and re-numbering sub-division (1) as sub-division (2), etc.

"1. For resident of the state for fishing with hook and line and hunting, \$1.00."

2. Amend by inserting a comma “,” after the word “person” in line 15 of Sec. 9 and adding “resident or non-resident”.

3. Amend by adding the word “protection” after the word “game” in line 16 of Sec. 17.

4. Amend by striking the words “knowing” and “said animals” in line 22 of Sec. 27.

5. Amend by striking the words “August thirty-first” in line 24 of Sec. 27 and inserting in lieu thereof the words “September thirtieth”.

6. Amend by striking the period “.” at the end of line 7 of Sec. 30 and inserting in lieu thereof a comma “,” and the words “and taken down or contained in a case.”

F. D. ICKIS.

MR. PRESIDENT: Amend Senate File No. 298 by striking the word “coon” in line 6 of Section 1 and inserting in lieu thereof the word “raccoon”.

F. D. ICKIS.

MR. PRESIDENT: Amend S. F. No. 303 by striking Section 3 and inserting in lieu thereof the following:

Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its publication in The Grinnell Register, a newspaper published in Grinnell, Iowa, and the Mapleton Press, a newspaper published at Mapleton, Iowa, without expense to the state.

Amend S. F. No. 304 by striking Section 3 and inserting in lieu thereof the following:

Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its publication in The Inwood Herald, a newspaper published at Inwood, Iowa, and the Anthon Herald, a newspaper published at Anthon, Iowa, without expense to the state.

Amend S. F. No. 306 by striking Section 3 and inserting in lieu thereof the following:

Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Rock Rapids Reporter, a newspaper published at Rock Rapids, Iowa, and the Harwarden Independent, a newspaper published at Independence, Iowa, without expense to the state.

Amend S. F. No. 307 by striking Section 3 and inserting in lieu thereof the following:

Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Danbury Review, a newspaper published at Danbury, Iowa, and the Sibley Gazette, a newspaper published at Sibley, Iowa, without expense to the state.

Amend S. F. No. 309 by striking Section 3 and inserting in lieu thereof the following:

Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Correctionville News, a newspaper published at Correctionville, Iowa, and the Baxter New Era, a newspaper published at Baxter, Iowa, without expense to the state.

Amend S. F. No. 322 by striking Section 4 and inserting in lieu thereof the following:

Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its publication in The Knoxville Journal, a newspaper published at Knoxville, Iowa, and the Sloan Star, a newspaper published at Sloan, Iowa, without expense to the state.

B. M. STODDARD.

MR. PRESIDENT: I move to amend Senate File No. 169 (as amended by the Senate) by striking the period and quotation mark after the word "fund" in section 73, line 12, and adding the following: "unless heretofore pledged".

CHAS. D. BOOTH.

MR. PRESIDENT: I move to amend Senate File No. 169 as follows:

1. By striking from section six all after the period in line five.
2. By striking from section nineteen all after the period in line five.
3. By striking all after the second period in line eight of section forty-two.
4. By striking all of section forty-four.
5. By striking the following words from line two of section forty-eight: "with the approval of the state highway commission."

T. E. MOEN.

MR. PRESIDENT: I move to amend Senate File No. 169 as follows:

1. Amend section 12 by striking from paragraph two the words "seven and one-half" and inserting in lieu thereof the word "eight".
2. Amend by striking therefrom section 13 and renumbering the sections to correspond therewith.
3. Amend section 57 by inserting after the word "and" in line six thereof the words "thirty days".

W. A. CLARK.

MR. PRESIDENT: I move to amend Senate File No. 314 as follows:

1. Strike from section 1, line 18, the words "only for the amount" and insert in lieu thereof "not in excess of the amount".
2. Strike from section 1, lines 25 and 26 thereof the words and punctuation as follows: "and the company required at such time to replace such security with other approved securities,".
3. Strike from section 1, line 32 thereof the words, "on a" and insert in lieu thereof the word "in".

J. G. MERRITT, *Chairman Committee on Insurance.*

COMMITTEE CLERK SWORN IN

Adeline Havel was sworn in as committee clerk for Senator Clark of Linn.

On motion of Senator MacDonald the Senate adjourned until 9:30 a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 6, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. L. B. Shannon, representative from Cass County, Iowa.

PETITIONS

The following petitions were presented and referred to the designated committees:

By Senator Christophel, from citizens of Frederika, Ionia and Sumner, Iowa, opposing House File 114, relating to the licensing of veterinarians. Agriculture.

By Senator Wilson of Polk, from representative of the Brotherhood of Railroad Trainmen, favoring the full crew bill, S. F. 171. Railroads.

By Senator Wilson of Polk, from Local 75, American Federation of Musicians of United States, favoring the full crew bill. Railroads.

By Senator Wilson of Polk, from Local 75, American Federation of Musicians of United States, opposing S. F. 173, relating to exemptions from debt. Judiciary No. 1.

By Senator Gilchrist, from citizens of Rolfe, Iowa, opposing the legalization of franchise of the Mutual Telephone Co. of Rolfe. Judiciary No. 2.

By Senator Leonard, from citizens of Clearfield, Iowa, opposing the boxing bill. Police regulations.

By Senator Clark of Cerro Gordo, from citizens of Thornton, Iowa, favoring the boxing bill. Police regulations.

By Senator Wilson of Polk, from the recreation and social standards committee of Des Moines Council of Parent-Teachers Associations, opposing the boxing bill. Police regulations.

By Senator Wilson of Polk, from Local 75, American Federation of Musicians of the United States, favoring the bill relating to licensing of plumbers. Public health.

By Senator Wilson of Polk, from Local 75, American Federation of Musicians of the United States, favoring House File 305, relating to handicapped children. Schools.

INTRODUCTION OF BILLS

Senate File No. 355, by Senators Clark of Linn and Gilchrist, a bill for an act to amend the law as it appears in section eleven thousand four hundred thirty two (11432) of the Code, 1927, relating to the granting of continuances in actions cognizable in equity when evidence is taken in the form of depositions.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 356, by Senators Clark of Linn and Gilchrist, a bill for an act to amend the law as it appears in sections seven thousand one hundred ninety two (7192) and seven thousand two hundred three (7203) of the Code, 1927, relating to the lien of personal taxes upon real estate.

Read first and second times and referred to committee on ways and means.

Senate File No. 357, by Senator Beatty, a bill for an act to repeal section ten thousand seven hundred forty-eight (10748) of the Code, 1927, and to enact a substitute therefor, relating to the salary of superior court judges.

Read first and second times and referred to committee on compensation of public officers.

Senate File No. 358, by Senator Beatty, a bill for an act to legalize and make permanent the transfer of money from certain funds to other funds by the Board of Supervisors of Keokuk County, Iowa.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 359, by Senator Wilson of Polk, a bill for an act to amend sections fifty-six hundred ninety-five (5695), fifty-six hundred ninety-eight (5698), fifty-seven hundred four (5704),

and fifty-seven hundred eleven (5711), Code, 1927, relating to civil service in cities, to the powers and duties of civil service commissioners, and to the rights of those under civil service regulations.

Read first and second times and referred to committee on cities and towns.

Senate File No. 360, by Senator Wilson of Polk, a bill for an act to amend section sixty-one seventy-seven (6177), Code, 1927, relating to examinations of the account of waterworks operated by a board of waterworks trustees.

Read first and second times and referred to committee on cities and towns.

Senate File No. 361, by Senator Wilson of Polk, a bill for an act to amend section one hundred thirteen (113), Code, 1927, relating to examinations by the auditor of state of the accounts of cities and towns.

Read first and second times and referred to committee on cities and towns.

Senate File No. 362, by Senator Wilson of Polk, a bill for an act to provide for the registration and protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this act.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 363, by Senator Wilson of Polk, a bill for an act to amend sections fifty-three hundred forty-eight (5348); fifty-three hundred fifty-three (5353); fifty-three fifty-nine (5359) paragraph ten (10); fifty-three sixty-three (5363); and fifty-three hundred sixty-four (5364), Code, 1927, relating to county public hospitals.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 364, by Senator Carden, a bill for an act to declare that sections sixty-seven hundred thirty-three (6733) to sixty-seven hundred thirty-five (6735), inclusive, Code, 1927, relating to the time in which actions may be brought against cities acting under special charters and to the liability of persons and corporations to such cities because of the negligence of such persons and corporations, shall be applicable to all cities and towns throughout the state.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 365, by Senator Shane, a bill for an act to amend section sixty-six hundred sixteen (6616) relating to the city managership plan by popular election.

Read first and second times and referred to committee on cities and towns.

Senate File No. 366, by Senator Blackford, a bill for an act to amend section four thousand seven hundred fifty-five b-two (4755 b-2) Code, 1927, relating to the primary road system, to amend section five thousand ninety-three a-nine (5093 a-9) Code, 1927, relating to the distribution of funds derived from the tax on gasoline to regulate the distribution and use of the fund derived from said tax, and to provide for the establishment of the sub-primary road system and the improvement of said system.

Read first and second times and referred to committee on highways.

Senate File No. 367, by Senator Iekis, a bill for an act authorizing and directing the Curator of the Historical, Memorial and Art Department of Iowa to acquire and preserve materials illustrative of early Iowa, processes and events, now the property of the widow of George Shull and making an appropriation therefor.

Read first and second times and referred to committee on appropriations.

Senate File No. 368, by Senator MacDonald, a bill for an act to amend section ten thousand seven hundred sixty-eight (10768)

of the Code, 1927, relative to judicial districts and the number of judges.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 369, by Senator Cochrane, a bill for an act to amend sections three hundred fifty-one (351) and three hundred sixty-three (363) of chapter twenty-three (23) of the Code of 1927, relating to public contracts and bonds.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 370, by Senator Shaff, a bill for an act to amend section thirty hundred fifty-eight (3058) of the Code of 1927, relating to the adulteration of foods.

Read first and second times and referred to committee on dairy and food.

Senate File No. 371, by Senator Shaff, a bill for an act to promote the development of better education in the rural schools of Iowa up to and including the eighth grade and providing funds therefor, and to amend section fifteen hundred seventy-four (1574) of the Code of 1927.

Read first and second times and referred to committee on schools.

Senate File No. 372, by Senator Shaff, a bill for an act to amend section ninety-eight hundred eighty-six (9886) of the Code of 1927, relating to unfair discrimination in purchases.

Read first and second times and referred to committee on agriculture.

Senate File No. 373, by Senator Gilchrist, a bill for an act to amend sections of the Code, 1927, numbered as follows: three hundred fifty-two (352), three hundred sixty-three (363), one thousand one hundred seventy-two (1172), five thousand nine hundred ninety-seven (5997), six thousand four (6004), six thousand twenty-six (6026), six thousand sixty-six dash a seven (6066-a7), six thousand seventy (6070), six thousand eighty-three (6083), six thousand eighty-five (6085), six thousand one hundred thirty-three (6133), six thousand one hundred forty-five (6145), and

six thousand two hundred forty-four (6244), relating to the publishing of notices pertaining to street improvements, sewers, special assessments, elections and bonds issued therefor.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 374, by Senator Gunderson, a bill for an act to amend sections five hundred sixty-five (565) and seven hundred ninety-one (791), Code, 1927, relating to the time of opening and closing the polls at elections.

Read first and second times and referred to committee on elections.

Senate File No. 375, by Senator Lowe, a bill for an act to provide that any mutual hail insurance association which fails to pay losses within a stated period, shall be deemed insolvent and liquidated by the insurance commissioner, and providing for the appointment of an examiner in charge and the taking over of the management of any such an association, and making further provision for the liquidation and settling up of its business.

Read first and second times and referred to committee on insurance.

Senate File No. 376, by Senator Wilson of Page, a bill for an act to amend section four thousand six hundred forty-seven (4647), Code 1927, relating to contracts for construction of culverts, bridges, grading, drainage and repair work on highways.

Read first and second times and referred to committee on highways.

Senate File No. 377, by Senator Clark of Linn, a bill for an act to amend, revise, and codify section sixteen hundred thirty-two (1632), Code, 1927, relating to the inspection of buildings and premises by the state fire marshal, his deputies and inspectors and other officers, and to define the duties and powers of said officers.

Read first and second times and referred to committee on cities and towns.

Senate File No. 378, by Senator Rogers, a bill for an act to amend section six hundred ninety (690) of the Code, 1927, in

relation to registrars acting in the dual duty of registrar and clerk of election.

Read first and second times and referred to committee on elections.

Senate File No. 379, by Senator Shane, a bill for an act to amend section two thousand nine hundred one (2901) and two thousand nine hundred two (2902) of the Code, 1927, relating to publication of financial statements and requirements for state aid to county and district fairs.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 380, by Senator Bergman, a bill for an act to provide for and establish a state correctional farm at Clive, Iowa, to provide for the erection and construction of suitable buildings and equipment thereat, to provide for the commitment to said institution, and the detention, treatment, and employment of certain persons convicted of crime, to provide for the control and management thereof, to authorize the transfer of prisoners from the state penitentiary and from the state reformatory to said farm, and to make an appropriation therefor.

Read first and second times and referred to committee on appropriations.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

Mr. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 107, a bill for an act providing for prisoners in the county jail and relating to the salary of the sheriff.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 48, a bill for an act relating to the trimming and destruction of trees and hedges and the cost therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 252, a bill for an act relating to correction of errors made by county auditor and treasurer in tax sales.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 212, a bill for an act relating to exemption from taxation of soldiers, sailors, marines and nurses who participated in the war with Spain.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 293, a bill for an act relating to assistant attorneys general.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 165, a bill for an act providing for the imposition and collection of an estate tax upon the transfer of estates, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 170, a bill for an act relating to annual reports to the board of parole and to duties of the county auditor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 166, a bill for an act relating to capital and surplus required for the organization of stock life insurance companies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 165, a bill for an act relating to organization and authorization of mutual life insurance companies.

A. C. GUSTAFSON, *Chief Clerk.*

The Journal of March 5th was corrected and approved.

On motion of Senator Shane, Senator Kent was excused temporarily from the call.

By unanimous consent Senator Brush was excused on account of illness in his family.

There being a call of the Senate on Senate File No. 169, the roll was called and revealed the presence of all Senators, except Senators Brush and Kent, who were previously excused.

THIRD READING OF BILLS

On motion of Senator Bergman, Senate File No. 169, a bill for an act to define and designate the secondary roads of the state, to pro-

vide for the construction and maintenance of such roads, to authorize levies of taxes in order to effect such construction and maintenance, to set aside certain public funds in order to supplement said taxes, to provide for a road poll tax, and for the collection thereof, to provide for and regulate the anticipation and expenditure of said funds, to define the powers and duties of public officers and employes in reference to such work, to coordinate and harmonize various statutes which relate to roads and highways, and to this end to repeal sections forty-five hundred ninety (4590), forty-six hundred fifty-nine (4659), seventy-six hundred forty-three (7643), and seventy-six hundred forty-five (7645), and to enact substitutes therefor; to amend sections three hundred fifty-one (351), forty-six hundred five (4605), forty-six hundred eight (4608), forty-six hundred fifty-three (4653), forty-six hundred sixty (4660), forty-six hundred sixty-two-a three (4662-a3), forty-six hundred sixty-six (4666), forty-six hundred sixty-nine (4669), forty-six hundred seventy (4670), five thousand ninety-three-a nine (5093-a9), seventy-four hundred seventy (7470), seventy-five hundred thirty-nine (7539), seventy-six hundred thirty-eight (7638), seventy-six hundred forty-two (7642), seventy-six hundred forty-four (7644), seventy-six hundred forty-seven (7647), seventy-six hundred forty-nine (7649), seventy-six hundred fifty (7650), and section one (1) of chapter three (3), acts special session of the forty-second (42) general assembly (said last section being a substitute for section forty-seven hundred fifty-five-b five (4755-b5), Code, 1927); to repeal sections forty-six hundred thirty-five (4635) to forty-six hundred fifty (4650), inclusive, forty-six hundred sixty-two-a two (4662-a2), forty-six hundred sixty-four (4664), forty-six hundred sixty-five (4665), forty-six hundred seventy-five (4675), seventy-four hundred eighty-five (7485); and to repeal chapters two hundred forty-four (244) and two hundred forty-five (245), relating to highways, all of said sections and chapters, except as otherwise indicated, being of the Code, 1927, was taken up and considered.

Senator Shaff offered the following amendments and moved their adoption:

"Amend Section 79 by inserting in line three (3), immediately following the word "road" the word "fund". Also amend by striking out subsection three (3) of section fourteen (14).

The amendments were adopted.

Senator Clark of Linn offered the following amendments and moved their adoption:

(1) Amend by striking out the last two (2) sentences of Section 24 and adding to Section 26 the following:

"The Board of Supervisors in planning said construction program shall take into consideration the mileage of primary roads and county trunk roads in each township and shall distribute the improvements in such manner as will give to each township, as soon as may be, an equitable mileage of improved roads."

Senator Doran offered the following amendment to the amendment and moved its adoption.

Amend by striking out the period following the word "roads" in said amendment, and inserting in lieu thereof a comma (,), and adding thereto the following: "and those townships which have heretofore improved their township roads shall not be discriminated against in this new improvement program."

The amendment to the amendment was adopted.

The amendment as amended was adopted.

By unanimous consent on his own request, Senator Leonard was excused for a few minutes.

(2) Amend Section 34 by striking out of line 4 the word "adopted" and inserting in lieu thereof the word "approval", and by striking out of line 5 thereof the word "adopted" and inserting in lieu thereof the word "approval."

By unanimous consent on request of Senator Clark of Linn the word "approval" in lines 2 and 4 was changed to the word "approved".

The amendment was adopted.

(3) Amend Section 37 by striking out of line 2 thereof the word "and", and by inserting in lieu thereof the words "where the grading and draining is".

The amendment was adopted.

(4) Amend said Senate File No. 169 by striking out Section 16 thereof.

By unanimous consent on request of Senator Clark of Linn, the amendment was withdrawn.

(5) Amend Section 25 by striking out of lines 6 and 7 the words "those which they would have second in improvement" and inserting in lieu thereof the words "those which should be thereafter improved."

The amendment was adopted.

Senator Hager offered the following amendment and moved its adoption:

Amend by striking all of the sections from forty-eight (48) to fifty-seven (57), inclusive, and renumbering Sec. 58 as Sec. 48, and all following sections accordingly.

Senator Wilson of Page offered the following as a substitute for the amendment and moved its adoption:

Amend section 48 by striking from line 6 the word and figure "three (3)" and inserting in lieu thereof the word and figure "two (2)".

Senator Benson offered the following amendment to the substitute amendment and moved its adoption:

Amend by striking all of the proposed amendment after the word "from" and inserting in lieu thereof "lines 5 and 6 the words 'during any stated period from one (1) to three (3) years' and inserting in lieu thereof the words 'for a period of one (1) year'."

Senator Wilson of Page raised the point of order that the substitute motion is not amendable until it is determined whether or not it shall be substituted for the original amendment.

The President held the point of order not well taken.

On the question, "Shall the amendment to the substitute amendment be adopted?" the vote was:

Ayes, 20.

Anderson	Carroll	Gilchrist	MacDonald
Baird	Christophel	Gunderson	McLeland
Bennett	Clearman	Langfitt	Moen
Benson	Cole	Leonard	Thompson
Bissell	Doran	Lowe	Ulstad

Nays, 27.

Beatty	Cochrane	Lange	Stanley
Bergman	Frailey	Merritt	Stoddard
Blackford	Hager	Patterson	Tabor
Booth	Ickis	Rigby	Topping
Carden	Kent	Rogers	Wilson of Page
Clark of Linn	Kimberly	Shaff	Wilson of Polk
Clark of Marion	Klemme	Shane	

Absent or not voting, 3.

Brookins	Brush	Clark of Cerro Gordo
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The amendment to the substitute amendment was lost.

On the question, "Shall the substitute amendment be adopted?" the vote was:

Ayes, 36.

Baird	Carroll	Kimberly	Shaff
Beatty	Clark of Linn	Klemme	Stanley
Bennett	Clearman	Langfitt	Stoddard
Benson	Cochrane	Lowe	Tabor
Bergman	Cole	McLeland	Thompson
Bissell	Frailey	Merritt	Topping
Blackford	Gilchrist	Moen	Ulstad
Booth	Gunderson	Rigby	Wilson of Page
Carden	Ickis	Rogers	Wilson of Polk

Nays, 12.

Anderson	Clark of Marion	Kent	MacDonald
Christophel	Doran	Lange	Patterson
Clark of	Hager	Leonard	Shane
Cerro Gordo			

Absent or not voting, 2.

Brookins Brush

The substitute amendment was adopted.

Senator Booth offered the following amendment and moved its adoption:

Amend by striking the period and quotation mark after the word "fund" in section 73, line 12, and adding the following: "unless heretofore pledged".

The amendment was adopted.

Senator Moen offered the following amendments and moved their adoption:

1. Amend by striking from section six all after the period in line five.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 11.

Anderson	Gilchrist	MacDonald	Thompson
Bissell	Gunderson	Moen	Ulstad
Brookins	Leonard	Patterson	

Nays, 34.

Baird	Clark of Linn	Kimberly	Shaff
Bennett	Clark of Marion	Klemme	Shane
Benson	Clearman	Lange	Stanley
Bergman	Cochrane	Langfitt	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	Merritt	Topping
Carden	Frailey	Rigby	Wilson of Page
Carroll	Ickis	Rogers	Wilson of Polk
Christophel	Kent		

Absent or not voting, 5.

Beatty Brush	Clark of Cerro Gordo	Hager	McLeland
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The amendment was lost.

2. Amend by striking from section nineteen all after the period in line five.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 19.

Anderson	Carroll	Gunderson	Moen
Beatty	Christophel	Langfitt	Patterson
Bennett	Doran	Leonard	Thompson
Bissell	Frailey	MacDonald	Ulstad
Brookins	Gilchrist	McLeland	

Nays, 27.

Benson	Cochrane	Lange	Stanley
Bergman	Cole	Lowe	Stoddard
Blackford	Hager	Merritt	Tabor
Booth	Ickis	Rigby	Topping
Carden	Kent	Rogers	Wilson of Page
Clark of Marion	Kimberly	Shaff	Wilson of Polk
Clearman	Klemme	Shane	

Absent or not voting, 4.

Baird	Brush	Clark of Cerro Gordo	Clark of Linn
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The amendment was lost.

3. Amend by striking all after the second period in line eight of section forty-two.

By unanimous consent, on request of Senator Moen, the word "period" was changed to the word "comma".

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 14.

Anderson	Gunderson	MacDonald	Thompson
Bissell	Kent	McLeland	Ulstad
Brookins	Langfitt	Moen	
Clark of Cerro Gordo	Leonard	Patterson	

Nays, 30.

Baird	Blackford	Clark of Linn	Cole
Bennett	Booth	Clark of Marion	Doran
Benson	Carden	Clearman	Frailey
Bergman	Christophel	Cochrane	Hager

Ickis	Lowe	Shaff	Tabor
Kimberly	Merritt	Stanley	Topping
Klemme	Rigby	Stoddard	Wilson of Page
Lange	Rogers		

Absent or not voting, 6.

Beatty	Carroll	Shane	Wilson of Polk
Brush	Gilchrist		

The amendment was lost.

4. Amend by striking all of section forty-four.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 14.

Anderson	Doran	MacDonald	Patterson
Brookins	Gilchrist	McLeland	Thompson
Clark of Cerro Gordo	Gunderson	Merritt	Ulstad
	Leonard	Moen	

Nays, 35.

Baird	Carroll	Ickis	Shaff
Beatty	Christophel	Kent	Shane
Bennett	Clark of Linn	Kimberly	Stanley
Benson	Clark of Marion	Klemme	Stoddard
Bergman	Clearman	Lange	Tabor
Bissell	Cochrane	Langfitt	Topping
Blackford	Cole	Lowe	Wilson of Page
Booth	Frailey	Rigby	Wilson of Polk
Carden	Hager	Rogers	

Absent or not voting, 1.

Brush

The amendment was lost.

5. Amend by striking the following words from line two of section forty-eight: "with the approval of the state highway commission."

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 13.

Anderson	Clark of Cerro Gordo	Leonard	Patterson
Bissell	Gilchrist	MacDonald	Thompson
Brookins	Gunderson	McLeland	Ulstad
		Moen	

Nays, 34.

Baird	Booth	Clark of Marion	Frailey
Bennett	Carden	Clearman	Hager
Benson	Carroll	Cochrane	Ickis
Bergman	Christophel	Cole	Kent
Blackford	Clark of Linn	Doran	Kimberly

Klemme
Lange
Lowe
Merritt

Rigby
Rogers
Shaff
Shane

Stanley
Stoddard
Tabor

Topping
Wilson of Page
Wilson of Polk

Absent or not voting, 3.

Beatty

Brush

Langfitt

The amendment was lost.

Senator Clark of Marion offered the following amendment and moved its adoption:

Amend section 57 by inserting after the word "and" in line six thereof the words "thirty days".

The amendment was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend by striking section sixteen (16) and substituting in lieu thereof the following:

"In any county where the combined estimated proceeds of the mandatory levies required to be levied for the construction and maintenance funds by this act shall exceed the total amounts collected by direct property taxation in the county from levies imposed during the year 1927 for collection in 1928 for county and township road, bridge, drainage and dragging funds, the board of supervisors may, at their discretion, reduce the mandatory levies for the construction fund or the maintenance fund, or both, to such a point where the estimated revenues from the levies shall not produce a greater amount than that raised for all road and bridge purposes in such counties by the levies imposed in 1927 for collection in 1928.

By unanimous consent, on request of Senator Shaff, the amendment was amended by striking "Amend by striking section sixteen (16) and substituting in lieu thereof the following:" and inserting in lieu thereof the following: "Amend by inserting the following as Sec. 16, and renumbering the sections following."

Senator Wilson of Page moved to amend the amendment by adding immediately after the word "raised" in line 10 the words "by levies". Further amend by striking the word "and" following the word "road" in line 11 and inserting a comma, and by inserting immediately after the word "bridge" in line 11 the words "and drainage".

The amendments to the amendment were adopted.

The amendment as amended was adopted.

By unanimous consent, on request of Senator Clark of Marion, the following amendments were withdrawn:

1. Amend section 12 by striking from paragraph two the words "seven and one-half" and inserting in lieu thereof the word "eight".

2. Amend by striking therefrom section 13 and renumbering the sections to correspond therewith.

Senator Shaff moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Clark of Linn	Hager	Shaff
Benson	Clark of Marion	Ickis	Shane
Bergman	Clearman	Kent	Stanley
Blackford	Cochrane	Kimberly	Stoddard
Booth	Cole	Lange	Tabor
Carden	Doran	Lowe	Topping
Carroll	Frailey	Rigby	Wilson of Page
Clark of Cerro Gordo		Rogers	Wilson of Polk

Nays, 17.

Anderson	Gilchrist	Leonard	Moen
Beatty	Gunderson	MacDonald	Patterson
Bissell	Klemme	McLeland	Thompson
Brookins	Langfitt	Merritt	Ulstad
Christophel			

Absent or not voting, 2.

Baird Brush

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent, on request of Senator Shaff, the Secretary of the Senate was instructed to make the necessary corrections to the title.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane the Senate adjourned until 1:30 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

HOUSE MESSAGES CONSIDERED

House File No. 107, a bill for an act to provide for the boarding, lodging, waiting on, washing for, and care of, prisoners in the county jail in counties having a population of one hundred twenty-five thousand (125,000), or over, to fix the duties of public officers and employees with reference to such work, to provide and pay assistants in carrying on such work, to punish the wrongful use of supplies purchased in connection with such work, and to amend section fifty-two hundred twenty-six (5226), Code, 1927, relating to the salary of the sheriff.

Read first and second times and referred to Committee on judiciary No. 2.

House File No. 48, a bill for an act to amend chapter two hundred forty-seven (247), Code, 1927, relating to hedges and trees on or along public highways, to the trimming and destruction of such trees and hedges, to the cost of such destruction, and providing a penalty for the violation of said chapter.

Read first and second times and referred to committee on highways.

House File No. 252, a bill for an act to amend section seventy-two hundred seventy-six (7276) of the Code, 1927, governing the correcting of errors made by county auditor and county treasurer in connection with redemption from tax sale.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 212, a bill for an act to amend the law as it appears in section sixty-nine hundred forty-six (6946), Code of 1927, relating to the exemption from taxation of soldiers, sailors, marines and nurses who participated in the war with Spain.

Read first and second times and referred to committee on ways and means.

House File No. 293, a bill for an act to amend the law as it appears in section one hundred fifty-one (151) of the Code of Iowa, 1927, relating to assistant attorneys general.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 165, a bill for an act to amend the law as it appears in chapter three hundred fifty-one (351) of the Code, 1927, by adding at the end thereof additional sections providing for the imposition and collection of an estate tax for general state purposes upon the transfer of estates of decedents dying after the twenty-sixth day of February, 1926, and being residents of, or owning property in, the State of Iowa.

Read first and second times and referred to committee on ways and means.

House File No. 170, a bill for an act to amend sections thirty-eight hundred eight (3808) and thirty-eight hundred nine (3809) of the Code, 1927, relating to annual reports to the board of parole, and to repeal section thirty-eight hundred ten (3810) relating to duties of the county auditor.

Read first and second times and referred to committee on county and township affairs.

INTRODUCTION OF BILLS

Senate File No. 381, by Senator Lange, a bill for an act to amend section sixty-one hundred ninety-a thirteen (6190-a13), Code, 1927, relating to the extension of water mains.

Read first and second times and referred to committee on cities and towns.

Senate File No. 382, by Senator Shaff, a bill for an act to repeal section forty-eight hundred thirty-eight (4838) of the Code, 1927, and enact a substitute in lieu thereof, in reference to the location on the highways of poles for new telephone, telegraph or other transmission line purposes.

Read first and second times and referred to committee on highways.

Senate File No. 383, by Senator Shaff, a bill for an act to amend chapter three hundred forty-two (342) of the Code of 1927, relating to local assessor.

Read first and second times and referred to committee on ways and means.

Senate File No. 384, by Senator Booth, a bill for an act prohibiting the use of booths, partitions and separations for patrons

of eating places, restaurants, cafes and refreshment places, and providing a penalty for violation.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 385, by Senator Gunderson, a bill for an act to amend section eight hundred forty (840) of the Code, 1927, in relation to the canvass of election returns by judges of election.

Read first and second times and referred to committee on elections.

Senate File No. 386, by Senator Wilson of Page, a bill for an act to amend section eleven thousand seventy-nine (11079), Code, 1927, relating to actions arising out of agency, and to the service of notice therein, and to provide that certain foreign corporations shall be deemed to be doing business in this state, and to provide for the service of original notice on such corporations.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 387, by Senator Thompson, a bill for an act to amend section sixty-six hundred eighty-seven (6687), Code, 1927, relating to cities acting under city manager plan.

Read first and second times and referred to committee on cities and towns.

Senate File No. 388, by Senator Merritt, a bill for an act fixing an allowance for the use of automobiles by public officers in the discharge of their duties.

Read first and second times and referred to committee on compensation of public officers.

Senate File No. 389, by Senator Bennett, a bill for an act to provide for the improvement of the primary road system of the state; to create a primary road sinking fund; to authorize the issuance, sale, application and form of warrants of indebtedness to anticipate the primary road sinking fund; to provide for the payment of said warrants and interest thereon; to define the powers and duties of the executive council and the treasurer of state in relation thereto and to repeal any laws inconsistent or in conflict with the act.

Read first and second times and referred to committee on highways.

Senate File No. 390, by Senator Wilson of Polk, a bill for an act to amend section fifty-nine hundred and eighty-six (5986), as it appears in the Code, 1927, relating to assessments for the construction of main sewers.

Read first and second times and referred to committee on cities and towns.

Senate File No. 391, by Senator Wilson of Polk, a bill for an act to amend section fifty-three hundred twenty-three (5323), Code, 1927, by permitting the county board of supervisors to make a contract with a local physician to furnish medical service and medicine in any city or township.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 392, by Senator Wilson of Polk, a bill for an act to amend section fifty-nine hundred and eighty-nine (5989), as it appears in the Code of 1927, relating to the condemnation by cities of private property for right of way for sewers.

Read first and second times and referred to committee on cities and towns.

Senate File No. 393, by Senators Gunderson and Rogers, a bill for an act authorizing the county board of supervisors to adopt the county unit plan for public health work, to coordinate and correlate all public health activities within their county, and to create a county board of health.

Read first and second times and referred to committee on public health.

Senate File No. 394, by Senator Bergman, a bill for an act to amend section five thousand ninety-three-a8, (5093-a8) of the Code, 1927, relative to the time for making application for reimbursements of gasoline tax.

Read first and second times and referred to committee on highways.

Senate File No. 395, by Senator Gilchrist, a bill for an act to repeal section seven thousand five hundred fifty-nine (7559) of

the Code, 1927, and to enact a substitute therefor, relating to repairs in drainage districts.

Read first and second times and referred to committee on drainage.

Senate File No. 396, by Senator Hager, a bill for an act to legalize the proceedings of the board of supervisors of Allamakee County, Iowa, in transferring to the county general fund certain moneys from divers other funds, and to relieve said county and its board of supervisors from the obligation to return said moneys to the funds from which they were transferred.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 397, by Senator Moen, a bill for an act relating to the use of the public highways and to the maximum weight of vehicles and loads which may be carried thereon when such highways are in a soft or thawing condition.

Read first and second times and referred to committee on highways.

Senate Joint Resolution No. 6, by Senator Shaff, a joint resolution proposing an amendment to section five (5) of article seven (VII) Constitution of Iowa, relating to debts of the state and the payment thereof.

Read first and second times and referred to committee on constitutional amendments.

Senate Joint Resolution No. 7, by Senator Shaff, a joint resolution proposing an amendment to the Constitution of Iowa relating to the issuance, sale and retirement of anticipatory warrants.

Read first and second times and referred to committee on constitutional amendments.

Senate File No. 398, by Senator Topping, a bill for an act to empower cities to lease lands for the purpose of providing places for the parking of automobiles and other conveyances.

Read first and second times and referred to committee on cities and towns.

Senate File No. 399, by Senator Rogers, a bill for an act to

amend section thirty-two hundred sixty (3260) of the Code, 1927, relative to the fee on inspection of gasoline pumps.

Read first and second times and referred to committee on dairy and food.

Senate File No. 400, by Senator Kimberly, a bill for an act to amend the law as it appears in section five thousand eight hundred seventy-five (5875) relating to cities controlling bridge fund.

Read first and second times and referred to committee on cities and towns.

Senate File No. 401, by Senator Bergman, a bill for an act to amend, revise, and codify chapter two hundred forty-one (241), Code, 1927, relating to special assessments for the improvement of secondary roads.

Read first and second times and referred to committee on highways.

Senate File No. 402, by Senator Bergman, a bill for an act to amend, revise, and codify chapter two hundred forty-two (242), Code, 1927, relating to county secondary road bonds.

Read first and second times and referred to committee on highways.

Senate File No. 403, by Senator Kimberly, a bill for an act to amend section fifty-three hundred fifty-five (5355) of the Code, 1927, relating to the appointment of trustees of county public hospitals.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 404, by Senator Bennett, a bill for an act to provide for surveying, platting and laying out of cemeteries, not municipally owned, and the filing of plats thereof; to provide for the indexing and recording of all conveyances of cemetery lots and sub-divisions and the keeping of permanent records thereof; to provide for the fee to be charged for recording of all conveyances of cemetery lots and sub-divisions; to provide for the manner and form of acknowledgments of all conveyances of cemetery lots and sub-divisions; to provide for uniform charges and regulations for use of cemeteries; and, providing when such

deeds of conveyance shall be prima facie evidence and operate to give constructive notice.

Read first and second times and referred to committee on county and township affairs.

Senate File No. 405, by Senator Stoddard, a bill for an act to amend section 5743 of the Code of Iowa, relating to the power of cities and towns to regulate and license certain occupations and businesses.

Read first and second times and referred to committee on cities and towns.

Senate File No. 406, by Senator Stoddard, a bill for an act to amend section 5033 of the Code, relating to the operation of motor vehicles.

Read first and second times and referred to committee on motor vehicles.

Senate File No. 407, by Senator Clark of Marion, a bill for an act to legalize any and all tax levies heretofore made and collected by any municipality under and pursuant to the provisions of law as contained in section three hundred seventy-three (373) and chapter twenty-four (24) of the Code, 1927.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 408, by Senator Clark of Marion, a bill for an act to amend the law as it appears in chapter twenty-four (24) of the Code, 1927, so as to authorize the levy by municipalities as defined in the local budget law, of a tax for an emergency fund, and providing the uses which may be made of said funds and the means by which funds may be transferred out of said fund, and to repeal section three hundred seventy-three (373) of the Code, 1927.

Read first and second times and referred to committee on judiciary No. 2.

Senate File No. 409, by Senator Gunderson, a bill for an act to legalize a transfer of funds by the city council of Forest City, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 410, by Senator Carroll, a bill for an act to legalize a transfer of funds by Appanoose county, Iowa, from the insane fund to the court expense fund.

Read first and second times and referred to committee on judiciary No. 1.

Senate File No. 411, by Senator Frailey, a bill for an act to amend the law as it appears in section ten thousand four hundred eleven (10411) of the Code of Iowa, 1927, relating to the legalization of incorporations.

Read first and second times and referred to committee on judiciary No. 2.

REPORTS OF COMMITTEES

Senator Cole submitted the following report:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 96, a bill for an act to amend section twenty-two hundred eighteen (2218) as it appears in the Code of 1927, to repeal section twenty-two hundred nineteen (2219) as it appears in the Code of 1927, and to enact a substitute therefor, relating to the composition and manner of appointment of the State Board of Health, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Senator Wilson of Polk submitted the following reports:

MR. PRESIDENT: Your committee on compensation of public officers, to which was referred Senate File No. 330, a bill for an act to amend the law as it appears in Section (4641), Code, 1927, relating to the compensation of the county engineer, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. A. WILSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers, to which was referred Senate File No. 137, a bill for an act to amend section 5571, Code, 1927, relating to the compensation of township trustees, begs

leave to report it has had the same under consideration and recommends the same do pass.

GEO. A. WILSON, *Chairman.*

Ordered passed on file.

Senator Stanley submitted the following report:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 159, a bill for an act to amend the law as it appears in section forty-two hundred thirty-eight (4238) of the Code, 1927, relating to the purchase of supplies and other materials for schools, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 200, a bill for an act to amend section ten thousand two hundred ninety-nine (10299) of the Code of Iowa, 1927, relating to the furnishing of labor and services in connection with public improvements, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 19, a bill for an act to provide for the collection of an additional one (1) cent gasoline license fee on gasoline sold in the State of Iowa, and to provide for the distribution of the same to the counties, townships, and cities and towns of the state, for road and street improvement purposes, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 99, a bill for an act to amend the law as it appears in chapter two hundred fifty-one a one (251-a1) of the Code, 1927, and to amend the law as it appears in section fifty hundred ninety-three a five (5093-a5) of the Code, 1927, relating to the collection of gasoline license fees and the reports of distributors of gasoline and to provide for the furnishing of a bond by distributors, beg leave to report it has had the

same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting in line three of the title after the word "appears", the following:

"in section fifty hundred ninety-three a four (5093-a4) and".

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 119, a bill for an act to provide for the designation and marking of lateral or detour routes passing through the business district of cities and towns on the primary road system, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

There being a call of the Senate on Senate File No. 3, the roll was called and revealed the presence of all Senators except Senator Gilchrist, who was excused for a few minutes, and Senator Brush, who was excused for the day.

THIRD READING OF BILLS

On motion of Senator Lange, Senate File No. 3, a bill for an act to provide for the licensing of certain mercantile establishments in this state, to fix the fee for such licenses and the distribution thereof, and to provide penalties for a failure to comply with the provisions of this act, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend by inserting therein, following section 8 and before the "publication clause" thereof, the following as section 9:

Sec. 9. The provisions of this act shall not be construed to apply to any person, firm, corporation, association or copartnership who is en-

gaged in the business of selling gasoline, motor oils and like fuels, when such oils and fuels are not sold in connection with any other business.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 13.

Baird	Carroll	Hager	Rogers
Bennett	Clark of Linn	Kimberly	Stoddard
Bergman	Frailey	MacDonald	Wilson of Polk
Bissell			

Nays, 27.

Beatty	Clark of Marion	Kent	Moen
Benson	Clearman	Klemme	Rigby
Blackford	Cochrane	Lange	Stanley
Booth	Cole	Langfitt	Tabor
Carden	Doran	Leonard	Thompson
Christophel	Gunderson	Lowe	Topping
Clark of Cerro Gordo	Ickis		Wilson of Page

Absent or not voting, 8.

Brookins	Gilchrist	Patterson	Shane
Brush	Merritt	Shaff	Ulstad

Present, 2.

Anderson	McLeland
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The amendment was lost.

Senator Doran offered the following amendment and moved its adoption:

Amend line 3 of section 4 by inserting after the word "establishments" the words "in excess of five (5)".

On the question "Shall the amendment be adopted?" the vote was.

Ayes, 14.

Anderson	Bissell	Hager	Moen
Baird	Brookins	Leonard	Rogers
Bennett	Carroll	MacDonald	Stoddard
Bergman	Doran		

Nays, 27.

Beatty	Clark of Linn	Ickis	Lowe
Benson	Clark of Marion	Kent	Patterson
Blackford	Clearman	Kimberly	Rigby
Booth	Cochrane	Klemme	Shane
Carden	Cole	Lange	Stanley
Christophel	Gilchrist	Langfitt	Thompson
Clark of			Topping
Cerro Gordo			Wilson of Page

Absent or not voting, 3.

Brush	Merritt	Ulstad
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Voting present, 6.

Frailey	McLeland	Tabor	Wilson of Polk
Gunderson	Shaff		

The amendment was lost.

The bill was read for information.

Senator Shane moved the previous question, which motion prevailed.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark of	Hager	Merritt
Beatty	Cerro Gordo	Ickis	Moen
Bennett	Clark of Marion	Kent	Rigby
Benson	Clearman	Kimberly	Shaff
Bergman	Cochrane	Klemme	Stoddard
Blackford	Cole	Lange	Tabor
Booth	Doran	Langfitt	Thompson
Carden	Frailey	Leonard	Ulstad
Christophel	Gilchrist	Lowe	Wilson of Page
	Gunderson	MacDonald	

Nays, 10.

Anderson	Clark of Linn	Rogers	Topping
Bissell	McLeland	Stanley	Wilson of Polk
Carroll	Patterson		

Absent or not voting, 3.

Brookins	Brush	Shane
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lowe, Senate File No. 260, a bill for an act to repeal the law as it appears in chapter two hundred ninety-nine (299) of the Code, 1927, and to enact a substitute therefor relating to the establishment by counties and cities and towns, of libraries, and providing for the management and control of such libraries when so established, and to make provision for the levying of a tax for the carrying out of the provisions of the act, a committee bill, was taken up and considered.

By unanimous consent, on request of Senator Doran, Senator Shane was excused for the balance of the day.

The bill was read for information.

Senator Lowe moved that the reading just had be considered the third reading, which motion prevailed.

Senator Lowe invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 19.

Baird	Clark of	Kimberly	Stoddard
Bennett	Cerro Gordo	Langfitt	Thompson
Benson	Clearman	Lowe	Topping
Bergman	Cochrane	Rogers	Wilson of Page
Blackford	Frailey	Shaff	Wilson of Polk

Nays, 26.

Anderson	Christophel	Hager	Merritt
Beatty	Clark of Linn	Ickis	Moen
Bissell	Clark of Marion	Kent	Patterson
Booth	Cole	Klemme	Rigby
Brookins	Doran	Leonard	Tabor
Carden	Gilchrist	McLeland	Ulstad
Carroll	Gunderson		

Absent or not voting, 5.

Brush	MacDonald	Shane	Stanley
Lange			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Gilchrist moved that the vote by which the bill failed to pass the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REMARKS OF NATIONAL COMMANDER PAUL V. McNUTT

It is like carrying coals to Newcastle to talk to you about the American Legion. You have given to the national organization distinguished leadership. You have given to the national organization "Jack" MacNider, whose vigorous leadership gave the American Legion the impetus which it has never lost, must never lose. You have given Jim Barton, whose keen judgment has builded this great business organization of ours. You have given great men to the national executive committee and to the various standing committees of the American Legion. For those gifts the Legion as a whole is grateful to you. For the inspiration of your leadership the Legion is thankful.

It is fine to be with you on this day, to pause at the shrine of the Father of Our Country in grateful appreciation of those principles which he gave to the nation, principles which are our principles—justice, freedom and democracy, and we celebrate this day by publicly renewing our pledge to serve the nation in peace as we did in war.

And the first thing on our program today, as it has been since the very inception of this organization, is adequate service to the disabled ex-service man. It is easy enough to cheer when men march away to the measured beat of martial music, easy enough for the same crowds to cheer when the remnants come home, easy enough for the same crowds to forget. But there are two organizations which do not forget, and they are the American Legion and the American Legion Auxiliary.

Very early in the history of our organization, we saw the waste and the extravagance and the red tape which attended various departments of government having to do with the relief of the disabled man. The American Legion was responsible for the formation of what is now known as the Veterans' Bureau. The American Legion has been responsible for every single bit of liberalizing legislation placed upon the national statute books for the disabled man.

But the American Legion did not stop there. It took upon itself the equally important task of seeing to it that the disabled ex-service man received from a grateful government the benefits to which he as an individual was entitled. But it is no time for us to stop and point with pride to the achievements of the past, no matter how glorious that record may have been.

We have a comprehensive program for the disabled man, and the first thing on that program is to improve and expedite our own service to him. I have nothing but highest praise for the service officers of our posts, of our departments, and for the members of the national rehabilitation committee. They have labored night and day in order to bring the disabled man those things to which he has been entitled. But the problem today is more serious than it was in the beginning. It requires expert service for its solution, and we must all lend our hands to those men who are serving in these capacities, in order that they may more efficiently accomplish the great task which has been assigned to them.

And the second thing on our program for the disabled man is to bring about additional liberalized provisions of the laws. As the years have gone on, it has been found necessary to change the World War Veterans'

Act in order to take care of present conditions, and at the present time the great need is for additional hospital beds. We are asking for 2,725 additional beds, and the hospital subcommittee of the veterans' committee of the House refused to vote that bill out of committee last week. The time has come for the Legion to say to that committee that those hospital beds must be brought to those men. Delay is dangerous. Delay will cost human lives. Delay will create a most serious situation. We must raise our voice in this demand for these men who deserve hospitalization today.

And the third thing on our program for the disabled man is to see to it that existing administrative agencies give a liberal interpretation to existing laws. I have no complaint to offer of the Veterans' Bureau, of its director, or of those who are employed by the bureau. But they are human beings, and, being that, they are prone to forget that each file which crosses the desk represents a human life and back of that human life three or four human lives. They must not forget that, and the Veterans' Bureau must not fall into the habit of bureaucracies and become so entangled in red tape that it fails to perform this most important function assigned to it. And the American Legion must be vigilant to see to it that this bureau functions efficiently at all times for these men.

For the most of us, the war ended with the Armistice, but for the disabled man the war is all the days. All of the days! Figure what that means. He gave everything. He gave his all, and all that he hopes to be, to the nation. Nothing within the power of this government is too good for him in return.

Second only to the disabled man comes the needy and homeless child of the war veteran. The father is gone. No one there to give a word of encouragement, no one there to lend the hand of assistance, no one there to guide the child in the formative period. And the American Legion is trying to take the place of that father, trying to assure for the child the same equality of opportunity which belongs to your child and to mine, trying to assure for that child the right to travel the path of success just as far as his capacity permits, whether he come from a hovel in the city or from a hut in the backwoods or hills.

And for the child we have a three-fold program, and the first thing on that program is to rehabilitate the home into which that child was born. Sometimes it doesn't take much. Sometimes a little encouragement will do it. Sometimes a little assistance will serve to hold that home together. Whatever it takes, the American Legion has pledged itself to furnish that thing. I have told the story oftentimes; but I am going to repeat it here tonight, because it illustrates the work which the American Legion is doing.

Several months ago, a disabled ex-service man came in to the service officer of one of the posts and said that he needed help, and the service officer, who was a doctor, knew that he needed help by looking at him. It so happened that he was able to put his hands on the necessary information, and forty-eight hours later that man was on his way to Dawson Springs with an order for hospitalization. It was too late. Three months

later he came back in a box with a flag on it, and the post that was responsible for his hospitalization took him out and buried him.

When they got out there, they found his wife and his three children living in a cowshed. The roof would not keep out the rain, and the walls would not keep out the cold. And then and there, that post and the Auxiliary of that post, took over the care of that family. From that day to this, they furnished every bit of food and clothing and medical attention the members of the family have needed. But the post did not stop there. It went out and bought an acre of ground, and one Sunday, being Sabbath day and to keep it holy, all of the hammer and saw men and some who were not hammer and saw men, went out to that plot of ground and built a house. Nothing elaborate, to be sure, but it is water tight, secure, decent, and it is home. The title to that place is in the American Legion. The use of it belongs to that family as long as they are in need. That is what we mean by rehabilitation.

You say it is an unusual case. Yes. But there are thousands upon thousands of unusual cases among the families of four million ex-service men who live in this country today.

Sometimes it is impossible to keep the old home together. When it is, the second function of our program for the needy and homeless child is to find a proper foster home, put the child in the home for a probationary period of six months, to see whether or not the child is suited to the home and the home suited to the child, and then if everything is satisfactory, to change the moral responsibility of the family taking the child, to a legal responsibility by means of adoption.

Sometimes a child is found so handicapped or there is some hereditary condition which would only serve to bring unhappiness to the child or a family taking the child. When that is the case, the Legion has a place for that child. We own, maintain and operate two billets, one in Kansas and one in Michigan, operated on the cottage plan, each cottage with a cottage mother. The child is sent there, fed, clothed, cared for and educated according to the highest and best standards—not to be kept there forever, mind you, because the American Legion does not believe in institutional care for children when it can be avoided. Simply to be kept there until a better place can be found for that child.

We did not realize in the beginning what tremendous responsibility we had undertaken in this child welfare program. We are beginning to see what a problem it is today, and the time is not far off when we must go to the people of the various states and say to them, "You must make provision for these children within the borders of the state in which they were born, not in institutions but in homes where the children may have the care and the love and the tenderness which alone can be found in an American home." And the child must not be treated as an object of charity. He is something more than that. He is the holder of a priceless heritage—the right to grow into useful citizenship to take the place of a father who gave everything that he had to the nation.

Those who are on the outside do not understand why we have given

so much of our energy, so much of our time, to the disabled man and to the needy and homeless child. They ask the question, "Hasn't the government been generous with them?" And the answer to that question is that the government has been generous to them just as in the courts of justice, justice is supposed to be free and speedy, and yet it is necessary for litigants to have counsel; and here, too, it is necessary for the disabled man and for the needy and homeless child to have counsel and that counsel is the American Legion. As long as a man lives who wears the button of this organization, the disabled man and the needy and homeless child will be first on our program. They are sacred charges, and we will keep faith with them as long as we exist as an organization.

We have some other things on the program. We have an Americanism program. "Americanism" is a word which has been bandied about considerably of recent years, but to the American Legion, it has a very definite meaning. It means, first of all, public education. We believe it to be the paramount duty of an enlightened government to give adequate support to public education. It is not that we are all pedagogues or interested in pedagogy as such, but we are interested in a fundamental thing—in seeing to it that the youngsters of the coming generation not only know but understand and are willing to accept the responsibilities of citizenship.

And the same reason underlies our support of the Boy Scout movement. It does not, as many people would have you understand, want to militarize that organization. Not that at all, but we support the Boy Scout movement because we believe in that organization, believe that it builds manly, courageous men, men who are willing and able to accept responsibility when responsibility arises. Over 3,000 posts of the American Legion are sponsoring Boy Scout troops. Over 7,000 American Legionnaires are acting as scoutmasters. And this year we are building in our departments an organization to help this other great organization, headed by a department chairman, in order that we may marshal our forces to more efficiently assist the Boy Scout organization.

And the same real reason underlies its connection with the athletic program of ours. Of course, the average Legionnaire is interested in athletics. He is interested in most any kind of an athletic contest, from a bull fight up or down. But we are interested in this program for two real reasons. The first is that if ever again this nation faces nationally an emergency, that we shall have a race physically fit; and the second is because we believe that a good sportsman, a man who can win and a man who can lose like a gentleman, in the end makes a good citizen.

Last year, 122,000 youngsters participated in junior baseball. The two national leagues gave us \$50,000 to help carry on the program. A few weeks ago, another check for \$50,000 rolled in, and this year we expect to have 200,000 in junior baseball. Do you know what that means to the future of the nation, to have that many youngsters who know how to play a game as sportsmen, because after all that is what life is—playing the game? And if they play it as sportsmen they are going to be more useful to the communities in which they live.

And we have been interested not alone in our own young; we have been interested in some other educational projects. We have been interested in the education of the adult foreign born. We have been interested in this great melting pot of ours. We have been interested in seeing that the melting pot does not overflow. When the World War was over, hundreds upon hundreds of thousands of residents of continental Europe were seeking a haven of refuge here, and we saw that it was necessary to put some limitation upon immigration, and we have been supporting such a limitation. We believe that the proper method for determining the ratio of those to be admitted is the national origin of those who are already here. In this matter, we do not expect to be arbitrary. As the problem changes, the method of limitation can change, but the fundamental principle involved is this, that we shall not admit to this country any more than we are able to properly assimilate and make into responsible and responsive American citizens.

We know there are certain groups of individuals in this country today who openly declare their allegiance to the United States of America and to the sovereign of the land from whence they came. We know that there are individuals in the country today who pay more attention to the words of the premier of Italy than they do to the words of the president of the United States. For generations we have endured this claim of foreign sovereigns to the allegiance of those who have become American citizens by naturalization, but the time has come to say to those people that if they expect to stay here, earn a livelihood here, rear a family here, under the protection of our institutions, then their allegiance to the United States of America must be exclusive.

There are certain other groups fostered by certain continental societies which claim to hold secretly the allegiance of those persons who have become American citizens by naturalization in this insidious fashion. They have sought to build up groups here openly declaring their allegiance to the United States and secretly owing their allegiance to some alien power. No man can serve two masters. No citizen can serve two sovereigns. No nation can suffer a divided allegiance, and if these people persist in this practice, then, as for them, the gate is open, and as far as we are concerned, we are willing to show them the way out to stay out. They have no place here.

In other words, the thing which happened in '17 to '19 must never happen again, when over two million men, or over eight per cent of the military man power of this country, were exempt from national military service by reason of their allegiance to some alien power.

But that is not all that has been done by the American Legion. We have tried to demonstrate that here in America we are interested in the foreign born. I wish it were possible for all of you to go with me to some of our industrial centers and see the Americanism work which has been and is being carried on by American Legion members. I wish it were possible for all of you to go with me to a certain Polish post presided over by Mr. Milchesky. In that post, over 95 per cent of the members could not read and could not write English. They started a school

which operated six nights out of every week, and the members of the post attended that school. And they tell me in that community today that there are no more loyal and devoted American citizens than the members of that post. And when they had finished the task within their own ranks, they opened the doors of that institution to the entire foreign settlement, and they are now demonstrating by acts rather than by words their interest in Americanism, their interest in raising the standard of American citizenship, and there you get real affection.

And then we have tried to carry on in other ways through our program of community service participated in by over 10,000 posts of the American Legion in over 200 different lines of endeavor. What we are trying to do in that is to make the home town, whether it be a metropolis or a hamlet, the best place on earth to live.

The experiences of recent months have opened another great avenue of service to the American Legion. What organization was the first on the scene when the floods came in New England? What organization was the first on the scene at both of the Florida disasters? What organization was the first on the scene at the floods in the Mississippi valley? And when the dam broke in California last year? It was the American Legion. And those experiences have led to forming emergency relief units in all of our posts. Our members know what it is to be subject to discipline, our members know what it is to face emergencies, and there is not any reason why those experiences should not be brought to the benefit of the communities in which we exist. Not in an effort to take the place of existing organizations, not in an effort to take the place of the American Red Cross. We believe in the American Red Cross, we have many of our posts that have taken the annual roll call of that organization, but when disaster comes we are there and can render immediate service, and then later on, when the other relief organizations get on the scene, we can join hands with them to render a common service to the communities in which we exist.

But the fundamental part of our Americanism program is an effort to raise the quality of the citizenship of our people through a definite program of citizenship. When this organization of ours came into being, we saw it was necessary to call the attention of our people to their rights as American citizens. Most of them were vigilant enough in determining their rights. But we did see that it was necessary to call their attention to their responsibilities, to their duties which were correlative to those rights. And there we have started out with this simple, definite program of citizenship, showing that the duties fall under four well recognized heads—taxation, voting, police and welfare measures, political and military loyalty.

There are only two things in this world which are both certain and unpopular. They are death and taxes. Taxes are enforced proportional contributions levied by the sovereigns through persons and property for the support of all necessary functions of government. The average citizen usually is ducking the taxes he does because of the rates. But in most of our communities, we find either through improvements or extrava-

gance, or for other reasons, high taxes. And the higher the rate, the more we reap, and the more we reap the higher the rate. It is a vicious circle and sooner or later it reaches the breaking point, and when it does, the result is disastrous for all of us. The simple criterion which the American Legion is teaching today is that, that every citizen owes his government the same high standard of honesty he owes his fellow-man when he deals with him on the street.

Now the nation came into being with a cry, "No taxation without representation," and yet when this organization of ours came into existence we saw that less than 50 per cent of the qualified voters of this nation were actually exercising the right of suffrage. They were throwing away this priceless patrimony so dearly won by the blood of our forefathers. And we started on a campaign to arouse the interest of all of our citizens in this most important function.

Now do not misunderstand me. The American Legion has no place in partisan politics, and partisan politics, thank God—I say it reverently—have no place in the American Legion. But we do say to our members, "You have an obligation which rests upon you to exercise that right of suffrage, and you have an additional obligation to arouse the intelligent interest of all those with whom you come in contact."

The American Legion does not believe that the average citizen, who is not a criminal, has any disrespect for law. Using that term in its fundamental sense, which is justice, he loves it. It is his life. He may have some disrespect for the way in which laws have been made, for the way in which they have been obeyed, for the way in which they have been administered, but he recognizes that the fundamental thing is that which keeps him from stepping in the chasm of chaos; and he does respect the constitution when it actually proves to be the guarantee of life and of liberty and of prosperity.

Now it is absolutely unnecessary in this gathering to speak of the last duty of citizenship—political and military loyalty. You have demonstrated both of them. But, unfortunately, it is necessary to speak through the American Legion to many of the people of this country today concerning this most important duty. The nation is now in its 153d year. That is not long as we count the ages of nations. We are living in an age to which it is a privilege to belong, in which it is an adventure to live. But the thing which has marked our people through all of these years has been a determined faith in representative government. Are we keeping faith? Are we succeeding in this, the greatest experiment of all of the ages?

There are certain groups moving among us today, whispering behind their hands—I don't mean campaign whispers, either—whispering behind their hands that we are failing in this great experiment, that we are following the history of ancient Rome, that we are on our way to a triumvirate and finally through that to one man. It has not been so many months ago that the president of one of the great organizations of this country, in the city of Washington, D. C., said that what the nation needed was a dictator. Nonsense!

Had he forgotten that the nation entered the World War, among other things, to destroy a dictator; that as the result of the war three dictatorships were destroyed—the Romanoffs of Russia, the Hapsburgs in Austria, and the Hohenzollerns in Germany? Had he forgotten that on European soil there had grown three dictators—one in Spain, one in Turkey, and the one who has been aptly called the combined Lydia E. Pinkham and Henry Ford of the Old World, in Italy? And a dictatorship is just as foreign to representative government as an autocracy ever thought of being. And this is the simple doctrine of Americanism which the American Legion is teaching today: That nothing is wrong with American institutions; the fault is with our people; and each much labor tirelessly to protect them and keep this land where all are kings but no man wears a crown.

And these same people, together with some who are honest and well meaning and some who are not, are seeking at the same time to destroy the military loyalty of our people, are seeking to go among the youth of the land to exact an oath never to serve in the armed forces in time of an emergency, who are trying to destroy the Army and Navy of the United States piecemeal. They say that they are carrying the banner of peace, they say they are marching in the vanguard of the pageant which moves toward the millenium.

I would that it were so, but let me tell you something, that there is no organization in this world, religious or otherwise, any more deeply interested in permanent international peace than the American Legion. Our members have seen war, and a little of it goes a long way. We started out with peace in mind when we put in the preamble, "to make right the master of might; to promote peace and goodwill on earth," and we have tried to do it through the operation of our commission on world peace and foreign relations, through our participation in Fidac, that organization of nine million men who served with the allied armies during the World war, Fidac, to which every member of the American Legion belongs, Fidac, which was born in the brain of one of the past national commanders of the American Legion, Fidac, which works night and day for a better understanding between the nations there represented. You can't tell me that those men who served shoulder to shoulder in a common cause and faced a common danger are going to allow their nations to go to war over any trivial matter.

But in promoting our program of peace we have recognized certain definite principles. They are these:

First—A permanent peace must be peace with honor and security.

Second—A permanent peace must be based on justice to all peoples.

Third—A better method than war must be found for settling international disputes.

Fourth—Until such method is found and accepted by all of the nations, this nation must provide adequate national defense.

And, equally important, that defense must be based on equal service from all and special profit to none. I don't care what you call that stat-

ute, whether you call it Universal Draft or Universal Service, the principle is sound. The burden of war does not fall alone on the back of the man who carries a gun. It falls on labor and on capital as well.

You have had some false propoganda spread among you. You have been told that we have been opposed by organized labor in this thing. But nine weeks ago, in the city of New Orleans, I spoke at the annual convention of the American Federation of Labor, just as straight from the shoulder as I know how to talk, about the Universal Draft, and I have never had a more enthusiastic or responsive audience. They believe in it, I say. They may disagree as to some of the details, and the American Legion is not arbitrary about this thing.

There is an act pending in the congress of the United States today, called the Universal Draft Act. There are some objections to that act in its present form, constitutional and otherwise. And therefore the American Legion is asking today for the adoption of the Wainwright resolution, which will empower the president of the United States to appoint a commission consisting of certain members of the cabinet, certain members of the Senate and the House of Representatives, and certain members of industry, of labor, and of the professions, to sit down and consider all of the elements concerned, and finally to formulate an act which will be acceptable to all. And let me remind you of one other thing. The American Legion has never failed with a single piece of national legislation which it has supported, and it is going to stay with the principle of universal service until that principle is written into the laws of this land to stay.

The American Legion urged ratification of the Multilateral Treaty, as it would urge any method which would bring about an everlasting peace to this world, but at the same time it has called the attention of our people to two salient facts. The first is that the Multilateral Treaty is and can be nothing but a friendly gesture. And the second is that all of the wars in the last century and a half have involved the violation of one or more treaties. If I may illustrate in homely fashion later on, I will show just the position of the United States. But may I remind you that no nation can pin its faith in a treaty to protect a nation or its people or its institutions, and if you are forgetful may I remind you that a treaty did not protect Belgium.

As long as there is hate and lust and greed and murder and envy in the heart of man, those same emotions are going to be reflected in the acts of nations, and as long as they are reflected in the acts of nations, a God-fearing people must take some practical means to protect themselves. Here we are. We have renounced war as an instrument of policy, but if we are going to make that kind of a gesture, let's put some punch in the arm that makes the gesture.

If I can illustrate it, it will be in this fashion: That if a puny weakling were to stand up here in front of this crowd and say, "I have renounced fighting as an instrument of settling my difficulties with you gentlemen," you would laugh behind your hands, and tell him he had better renounce fighting, it wouldn't do him any good to fight anyway. But if a two-

fisted gentleman were to stand up here and say, "I renounce fighting as an instrument of settling my difficulties with you gentlemen," you would applaud him for his moral courage. It means absolutely nothing for the United States of America to renounce war as an instrument of national policy if we stand here weak and defenseless. But it means to assume the leadership of the world if, strong and able to defend ourselves, we renounce war as an instrument of national policy.

And therefore the American Legion urged at the same time that we pass the Cruiser Bill. Let me tell you something else, that if it had not been for the American Legion, the Cruiser Bill would not be law today. The credit belongs to you. You told the people the truth, and they responded instantly. There were some real facts behind that. The Crusier Bill did nothing more than replace obsolete ships in the Navy, but the Cruiser Bill called attention to certain strategic facts: That the coast lines of the United States are longer than any other nation; that the sea lanes are longer than those of any other nation; that the sea-borne commerce is greater than that of any other nation. You had a lot of figures there before you during the Cruiser Bill fight, but the facts are these, that the sea-borne commerce amounts to twenty-four billions a year, and the sea-borne commerce of our nearest rival in it, Great Britain, amounts to fifteen billions a year.

There was a third real reason behind it, and that was the diplomatic situation involved. You remember that at the close of the World War we were a sea power second to none. We called the nations of the world together to sit down at the conference table to adopt a sane limitation on naval armaments, and when they got there France refused to put a limitation on submarines, Great Britain refused to put it on cruisers because, as Great Britain said, France refused to put it on submarines. But the United States of America had more capital ships than any other nation in the world, so they put the limitation on capital ships 5-5-3, five for Great Britain, five for the United States, and three for Japan. And the United States scrapped more ships than all of the other nations party thereto scrapped, and the United States was the only nation which kept not only the letter but also the spirit of that agreement. The other nations party thereto kept the letter but utterly disregarded the spirit, and we woke up a few months later to find out that as far as modern battle cruisers were concerned, Great Britain had built, or building, or appropriated for, 53, Japan for 29, and the United States for 18. And the ratio was not 5-5-3, it was 5-3-2—five for Great Britain, three for Japan, and two for the United States.

But, nothing daunted, still trusting, we went into the Geneva conference in an effort to have the limitation apply to all categories of ships, and in that conference we failed utterly and miserably. Why? We went into the Washington disarmament conference a power, and accomplished something. We went into the Geneva conference a supplicant and accomplished nothing. And the role of supplicant is not the role for the United States of America to play, ever. And if there is ever a sane limitation on naval armaments, and it is proved by this latest move by Great Britain,

if there ever is a sane limitation on naval armaments, it will be made at a conference table at which the United States of America sits as a power.

Now there was a fourth and last real reason, a thing which we can talk about today, namely, freedom of the seas. For three centuries one nation has dominated the seas. We had some trouble in 1912 with this nation about that very matter. We came very near to getting into some trouble with that same nation just before we got into the World War. We let this thing slip from our fingers at Versailles, and if the Cruiser Bill had not passed it would have been gone forever. And it remains for this nation to take the greatest step toward peace which has been taken, namely, to assure for all neutral nations the freedom of the seas.

You have been more than generous with your time. You can not tell this program of the American Legion in any short period. There are a lot of people on the outside of our organization who do not understand why we have been interested in these things of national defense. They do not understand that at the Minneapolis convention, for the first time in the history of the nation, in the resolutions adopted by that convention was stated a military policy worthy of the name, and that the next year the National Defense Act of 1920 was adopted, which follows paragraph by paragraph the resolutions of the 1919 convention, providing for a small, well trained regular army, a national guard fitted for first line work, an organized reserve, C. M. T. C. and R. O. T. C., and the American Legion has been insisting that that act be made something more than a scrap of paper.

Today they have made school teachers of most of the commissioned personnel in the regular army, and there are not enough of the enlisted personnel to actually do the fatigue duty on most of the posts; and we ask that it be built up to a point where it can perform the function assigned to it. We ask that the national guard be built up to the point authorized by the National Defense Act, in order that it may properly perform front line duties, duties which it demonstrated its capacity to perform during the World War by its distinguished service there. And we have asked for the training of one-fourth of the organized reserve every year and for 40,000 in the C. M. T. C. and for the enlargement and strengthening of the R. O. T. C. Why? Because we know that in the event of a national emergency, the burden of war rests upon the citizen soldier, and if it does rest there, then he ought to know something about the business which he is called upon to perform.

We paid a real price in the past for our policy. We paid the price in human life. All of the sentiment in the world, all of the money in the world, will not buy back the lives of men uselessly lost by such a policy. We know it to be a fact that in all of the wars in which this nation has participated since the Revolution, over one-half of the battle casualties have been due to the failure to prepare in time of peace.

Oh, it is a fine thing for the great nations to erect monuments to the Unknown Soldiers after the war is over. It fills you with profound emotion to stand before those monuments, to stand before our own beautiful

monument in Arlington, to stand before the simple, dignified tomb of the French under the Arc de Triomphe and the one which is carved out of the cliff by the sea at Nice, and the one which is on the Corso Vittorio Emanuele in Rome, the one in Strasbourg, the one in Metz, the one in Brussels, and the one which is the shrine of the entire British Empire, in Westminster Abbey.

But it is not anything like the emotion that grips you when you stand before row upon row of white crosses which bear this inscription, "Here rests in eternal glory an American soldier known but to God," and realize that half of those men are there because of the policy which this nation has pursued in the past.

They tell us that the rest of the world will misunderstand if we are practical in this matter. That is nonsense. The rest of the world knows that we are not swash-bucklers or militarists or saber-rattlers. The rest of the world knows that we want no additional territory. The rest of the world will not misunderstand us if we are practical in defending those things that are our own. We can still do these things and maintain the spiritual and the material leadership of the world while we work, while we pray for the day when Mars will fade into the darkness of the night, and in its stead will shine a star to guide all men of all nations—the Star of Bethlehem.

Now here we are at the end of our first ten years. During that period we have tried to serve unselfishly the disabled man, the needy and homeless child, the community, the state and the nation. We have never asked for a single thing for the American Legion as such. Whenever we have asked, it has been for someone who was in need. But we do ask something now. We ask that some appreciation be shown for those services, and we ask that it be shown in this form: that the citizens of this country bring into the ranks of the American Legion every single eligible man who is on the outside.

We have never asked him about his membership when he came to us for help. But we need him, and he needs us. We do not ask him about the place from whence he came. We do not care. We do not ask him about his social position. That means nothing to us. We do not ask him about his creed. We only ask a man two questions: "Did you serve with honor in the World War?" and "Were you an American citizen when you did it?" And if his answer is "Yes," he belongs with us, marching in the American pageant of progress down the center of the road toward the dawn of a better day.

They call us super-patriots. Nothing superior to the patriotism of the American Legion. Its members are patriots of the fashion who are willing to give all that they are and all that they have to the nation without thought of any reward save the accomplishment of a high purpose. And we have a high purpose. We put it simply and definitely into the preable in order that all might understand, in order that we may carry it on our hearts forever, and it is this: "We stand for God and country." No purpose is higher than that.

EXPLANATION OF VOTE

I voted "aye" on Senate File No. 3, although I question the constitutionality of the bill.

L. H. DORAN.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 291 as follows:

Amend Section 6190-a13 of the Code of 1927 by striking therefrom the words, "nor to cities having a population of seventy thousand or more, acting under the commission plan of government", as it appears at the end of said section.

B. M. STODDARD.

MR. PRESIDENT: I move to amend Senate File No. 192 by striking therefrom all after the enacting clause and inserting in lieu thereof the following:

Section 1. Repeal. Section eighty-nine hundred twenty-seven (8927) of chapter four hundred four (404), title twenty (20), Code of Iowa, 1927, is hereby repealed and the following enacted in lieu thereof.

Sec. 2. "Any company organized under the provisions of this chapter shall invest its capital and funds in the following described securities and no other."

1. "Federal Bonds. The bonds of the United States or Federal Farm Loan bonds issued under the provisions of the act of Congress relative thereto approved July 17, 1916, and bonds issued or guaranteed by the Dominion of Canada."

2. "State Bonds. The bonds of this or any other state of the United States and bonds issued by any of the provinces of the Dominion of Canada."

3. "Municipal Bonds. Bonds or other evidences of indebtedness of any county, city, town, or school district within this or any of the states of the United States, drainage district bonds of this state, improvement certificates issued by any municipal corporation of this state, such certificates being a first lien upon real estate within the corporate limits of the municipality issuing the same, where such bonds or other evidences of indebtedness are issued by authority of and according to law and bearing interest."

4. "Real Estate Bonds and Mortgages. Mortgages and other interest bearing securities being first liens upon real estate within this or any other state of the United States worth at least double the amount loaned thereon and secured thereby. Improvements shall not be considered in estimating value unless the owner shall contract to keep the same insured in a reliable fire insurance company or companies, association or associations authorized to transact business in this state, during the life of the loan in a sum at least equal to the excess of the loan above one-half

of the value of the ground, exclusive of improvements, the insurance to be made payable in case of loss to the company or association investing its funds as its interests may appear at the time of loss. Any mortgage lien upon real estate shall not for the purpose of this section be held or construed to be other than a first lien, by reason of the fact that drainage or other improvement assessments may have been levied against the real estate covered by said mortgage whether the installment of said assessments be matured or not, provided that in determining the value of such real estate for loan purposes the amount of drainage or other assessment tax unpaid shall be first deducted."

5. "Real Estate Bonds. Real estate bonds which are first lien upon real estate within this or any other state of the United States, provided the outstanding indebtedness against the property does not exceed sixty per cent (60%) of the reasonable value thereof and provided further that the average earnings of the property are at least two and one-half (2½) times the interest requirements of all outstanding bonds and indebtedness."

6. "Stocks and Bonds. Stocks, other than bank stock or the company's own stock and/or bonds or other evidences of indebtedness of any solvent dividend paying corporation organized under the laws of any of the states of the United States, provided that no company may invest an amount in excess of ten per cent (10%) of the surplus of the company in the stock and/or bonds of any one corporation."

7. "Collateral Loans. Any loans secured by collateral security consisting of any securities enumerated in this act, provided there is a margin of ten per cent (10%) between the amount of the loan and the value of the securities."

GEO. A. WILSON.

MR. PRESIDENT: I move to amend Senate File No. 298 by striking out lines five (5) to seventeen (17), inclusive, in section two (2), with the exception of the last word in line seventeen (17), and inserting in lieu thereof the following:

"It shall be lawful for any person to kill, trap or ensnare any of the animals named and described in this act from November fifteenth of any year to the succeeding January thirty-first of the next year."

GEO. A. WILSON.

MR. PRESIDENT: I move to amend Senate File No. 301 as follows:

(1) Amend section 23 by striking the period following the word "warden" in line 10, and inserting a comma (,) in lieu thereof and adding the following, "but at no time to exceed five year periods."

(2) Amend section 25 by adding the following as new paragraphs:

5. "Nothing in this act shall be construed as authorizing or permitting the use of a dredge in the capture of mussels."

6. "Dredge" shall mean any mechanism of capture which is adopted for dragging the bottom of waters and is operated with or without mechanical power, except the crowfoot bar."

R. U. THOMPSON.

MR. PRESIDENT: I move to amend Senate File No. 285 by striking all of section 6 and inserting in lieu thereof the following:

Sec. 6. Before an airport is acquired by any city or town the plans and specifications therefore shall be submitted to the Secretary of State who shall require that they show: the legal description and plat of the site; distance from the nearest postoffice and railroad station, location and type of highways; location and type of obstructions on and near the site; kind of soil and subsoil; costs and details of grading and draining; location of proposed runways, hangars, buildings and other structures. And he shall furthermore require that the plans and specifications be in substantial accord with the regulations of the U. S. Department of Commerce or other department of the Federal Government having general supervision of air navigation as it relates to plans and specifications for air ports. And if so found he shall approve such plans and specifications.

Sec. 6a. The cost of preparing the plans and specifications shall be paid from any of the funds provided in section 4.

GEO. A. WILSON.

MR. PRESIDENT: I move to amend Senate File No. 133 as follows:

Amend section 1 by striking the words and figures in line two (2) "one (1) cent" and inserting in lieu thereof the words and figures "ten (10) cents".

Further amend by inserting immediately after the word "oleomargarine", the words "which contains any imported fat or oils", where it appears in section one (1), line three (3); section two (2), lines one (1), ten (10) and twelve (12); section three (3), lines seven (7) and eleven (11) and in section four (4) in lines two (2), three (3) and six (6).

Further amend by adding the following as a new section three (3) and renumbering the following sections to conform therewith:

"Every manufacturer or distributor of oleomargarine who shall offer the same for sale in this state shall be required to state plainly on the package whether any imported vegetable fat or oil is used in the manufacture of the oleomargarine. Any violation of this provision shall be considered a misdemeanor and punished according to section twelve thousand eight hundred ninety-four (12894) of the Code, 1927."

Further amend by adding the following as a new section four (4) and renumber the following sections to conform therewith:

"Wherever the words 'imported fat or oil' are used they shall be construed to mean that such fat or oil has been imported from any country outside of the United States."

J. O. SHAFF.

MR. PRESIDENT: I move to amend Senate File No. 311 as follows:

Amend section 1 by striking the word "any" after the period in line twenty-four (24) and substituting in lieu thereof the following:

"all repairs or maintenance between and one (1) foot outside the rails made necessary by the operation of the street railway and any other".

OTTO F. LANGE.

MR. PRESIDENT: I move to amend Senate File No. 234 as follows:

(1) Amend Section 7 by striking out of line 31 the word "profits" and inserting in lieu thereof the word "proceeds."

(2) Amend Section 6 by inserting after the word "leaseholds" in line 108 the words "upon which."

(3) Amend Section 13a by striking out of line 11 the word "on" and inserting in lieu thereof the word "and."

(4) Amend Section 13a by striking out the word "the" at the end of line 31 and inserting in lieu thereof the word "this."

(5) Amend Section 7 by striking out the period at the end of line 178 and inserting in lieu thereof a comma and the following:

"location, and, if incorporated, place of incorporation."

C. F. CLARK.

On motion of Senator Stoddard the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 7, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. J. C. Behrens, pastor of the Methodist Episcopal church of Winfield, Iowa.

REES MEMORIAL RESOLUTION

Senator Wilson of Page offered the following resolution:

Whereas, Honorable S. C. Rees, late of Hamburg, Iowa, a member of the House of Representatives in the Thirty-sixth and Thirty-seventh General Assemblies, and a member of the State Senate in the Fortieth and Forty-first General Assemblies, died at his home in Hamburg, Iowa, on the first day of March, 1929; therefore,

Be It Resolved by the Senate of the Forty-third General Assembly, That a committee of three be appointed to draft suitable resolutions, commemorating his life, character and service to the State.

By unanimous consent, on request of Senator Wilson of Page, the resolution was taken up and considered.

The resolution was adopted and the President appointed as such committee, Senators Wilson of Page, Gilchrist and Ulstad.

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 208, a bill for an act to authorize the issuance of a patent to certain lands in Appanoose county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 275, a bill for an act to amend section thirteen

thousand eight hundred forty-two (13842), Code, 1927, relating to joint indictments and separate trials, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 180, a bill for an act to provide a penalty for committing a felony while armed, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 262, a bill for an act to legalize the action of the Park Board in the city of Monticello, Iowa, in incurring certain indebtedness and in issuing certain notes and warrants, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 409, a bill for an act to legalize a transfer of funds by the city council of Forest City, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Senator Christophel submitted the following report:

MR. PRESIDENT: Your committee on police regulations, to which was referred Senate File No. 327, a bill for an act to amend the law as it appears in section fifty-five hundred eighty-two (5582) of the Code of Iowa, 1927, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. W. CHRISTOPHEL, *Chairman*.

Ordered passed on file.

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 212, a bill for an act to amend chapter one hundred twenty-nine (129), Laws of the Twenty-fifth General Assembly, providing relief for one, Frederick M. Hull, begs leave to report it has had

the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Strike from line six (6) of section three (3) the words and figures "three hundred sixty dollars (\$360.00)", and insert in lieu thereof the words and figures "two hundred forty dollars (\$240.00)".

Also strike from line twelve (12) of section three (3), the words and figures thirty dollars (\$30.00), and insert in lieu thereof the words and figures "twenty dollars (\$20.00)".

Also strike from lines eight (8) and nine (9) the words and figure "for a period of six (6) years from the effective date of this act;"; and insert in lieu thereof the following: "from the effective date of this act to July 1, 1931."

Also strike out section 4 and insert in lieu thereof the following: "Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its publication in *The Knoxville Journal*, a newspaper published at Knoxville, Iowa, and the *Pierson Progress*, a newspaper published at Pierson, Iowa.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 75, 122, 158, 177, 198, 59, 116, and 11, and House Files Nos. 20, 95, 96, 120, 127, 147, 66, 143, 150, 136 and 171.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 75, 122, 158, 177, 198, 11, 59 and 116.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 10, relating to agricultural relief legislation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 50, a bill for an act relating to the powers of the board of conservation, and prohibiting the sale of certain wares and operation of temporary business upon any public highway or street near any state park.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 243, a bill for an act relating to the sterilization of certain persons, to create a state board of eugenics, to provide for the expense and make appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 217, a bill for an act relating to state aid for standard schools, how obtained and expended.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 263, a bill for an act relating to bus franchises and elections thereon.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 226, a bill for an act relating to the pasturization of skimmed milk and buttermilk.

A. C. GUSTAFSON, *Chief Clerk.*

By unanimous consent on request of Senator Doran, Senator Carroll was excused indefinitely in order to go, with a committee of investigation, to certain state institutions.

The journal of March 6th was corrected and approved.

SENATE FILE NO. 19 INDEFINITELY POSTPONED

The report of the committee on highways recommending indefinite postponement of Senate File No. 19, a bill for an act to provide for the collection of an additional one (1) cent gasoline license fee on gasoline sold in the state of Iowa, and to provide for the distribution of the same to the counties, townships, and cities and towns of the state, for road and street improvement purposes, was taken up, and considered.

Senator Shaff moved that the report of the committee be adopted.

Senator Doran moved that the rules be suspended as to Senate File No. 19, and that action upon the same be deferred.

Senator Shane raised the point of order that there was a motion before the Senate and therefore the motion was out of order.

The President held the point of order well taken.

Senator Shane moved the previous question, which motion prevailed.

Senator Gunderson invoked rule 8.

Senator Brookins raised the point of order that the vote of "present" was not allowed.

The President held the point of order well taken.

On the question, "Shall the report of the committee be adopted?" the vote was:

Ayes, 32.

Baird	Clark of	Kent	Shaff
Bennett	Cerro Gordo	Kimberly	Shane
Benson	Clark of Linn	Klemme	Stanley
Bergman	Clark of Marion	Lange	Stoddard
Bissell	Clearman	MacDonald	Thompson
Blackford	Cochrane	Merritt	Topping
Carden	Cole	Rigby	Wilson of Page
Christophel	Frailey	Rogers	Wilson of Polk
	Ickis		

Nays, 16.

Anderson	Doran	Langfitt	Moen
Beatty	Gilchrist	Leonard	Patterson
Booth	Gunderson	Lowe	Tabor
Brookins	Hager	McLeland	Ulstad
Absent or not voting, 2.			
Brush	Carroll		

The report was adopted.

Senator Stoddard moved that the vote by which the report was adopted be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

RECONSIDERATION OF HOUSE FILE NO. 125

Senator Wilson of Polk called up for consideration his motion, filed on February 22d, to reconsider the vote by which House File No. 125, a bill for an act to amend the law as it appears in section ten thousand eight hundred four (10804), of the Code, 1927, relating to salaries of district judges, passed the Senate.

On the question, "Shall the vote by which the bill passed the Senate be reconsidered?" the vote was:

Ayes, 43.

Anderson	Clark of Linn	Kent	Rigby
Baird	Clark of Marion	Kimberly	Rogers
Beatty	Clearman	Klemme	Shaff
Bennett	Cochrane	Lange	Shane
Benson	Cole	Langfitt	Stanley
Bergman	Doran	Leonard	Stoddard
Bissell	Frailey	Lowe	Tabor
Blackford	Gilchrist	MacDonald	Topping
Booth	Gunderson	McLeland	Wilson of Page
Carden	Hager	Merritt	Wilson of Polk
Clark of Cerro Gordo	Ickis	Patterson	

Nays, none.

Absent or not voting, 7.

Brookins	Carroll	Moen	Ulstad
Brush	Christophel	Thompson	

The vote by which House File No. 125 passed the Senate was reconsidered.

Senator Wilson of Polk moved that the vote by which House File No. 125 passed to its third reading be reconsidered, which motion prevailed.

Senator Wilson of Polk moved that the vote by which the Senate amendment was adopted be reconsidered, which motion prevailed.

Senator Wilson of Polk offered the following as a substitute amendment for the committee amendment on House File No. 125, and moved its adoption:

Amend by striking out all of section 1 and inserting in lieu thereof the following:

"Section 1. Section ten thousand eight hundred four (10804) is amended by striking the words 'four thousand' in lines 2 and 3 and inserting in lieu thereof the words 'fifty-five hundred'."

The substitute amendment was adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Baird	Clark of	Ickis	Rigby
Beatty	Cerro Gordo	Kimberly	Rogers
Bennett	Clark of Linn	Klemme	Shane
Benson	Clearman	Lange	Stoddard
Bergman	Cochrane	MacDonald	Thompson
Blackford	Cole	McLeland	Topping
Brookins	Frailey	Merritt	Wilson of Page
Christophel	Gilchrist	Moen	Wilson of Polk
	Hager		

Nays, 13.

Anderson	Clark of Marion	Langfitt	Patterson
Bissell	Doran	Leonard	Stanley
Booth	Kent	Lowe	Tabor
Carden			

Absent or not voting, 5.

Carroll	Gunderson	Shaff	Ulstad
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Moen, House File No. 3, a bill for an act to repeal section seventy-two hundred seventy-nine (7279), Code, 1927, relating to notice of expiration of right of redemption from tax sale, and to enact a substitute therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend by striking out the following:

"All owners of mortgages against such real estate whose mortgages are of record and mechanic or material lien claimants whose liens are of record against such real estate."

The amendment was lost.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend by inserting after the words "record owner of the real estate" in lines eight (8) and nine (9) the following, to-wit:

"as shown by the transfer books in the office of the County Auditor."

President pro tempore Shane took the chair at 11:22 a. m.

The amendment was adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 22.

Anderson	Christophel	Langfitt	Patterson
Bennett	Clearman	Leonard	Shaff
Benson	Cochrane	Lowe	Tabor
Bissell	Doran	MacDonald	Ulstad
Blackford	Ickis	Moen	Wilson of Polk
Booth	Kimberly		

Nays, 21.

Baird	Clark of Marion	Klemme	Stanley
Beatty	Cole	McLeland	Stoddard
Brookins	Frailey	Rigby	Thompson
Carden	Gilchrist	Rogers	Topping
Clark of Cerro Gordo	Gunderson	Shane	Wilson of Page
	Hager		

Absent or not voting, 7.

Bergman	Carroll	Kent	Merritt
Brush	Clark of Linn	Lange	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Clark of Marion moved that the vote by which the bill failed to pass the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Topping, Senate File No. 85, a bill for an act to amend Title X of the Code, relating to regulations and inspections, by adding thereto a chapter requiring that all prison-made goods from other states be distinctly marked as such before being exposed for sale in Iowa, and prescribing the penalty for violations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by adding the following section:

"Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Decorah Journal, a newspaper published at Decorah, Iowa, and the Howard County Times, a newspaper published at Cresco, Iowa."

By unanimous consent, on request of Senator Topping, the word "convict" in line 13 of section 1 was changed to the word "prison".

By unanimous consent on request of Senator Topping the words "except this" in line 4 of section 2 were stricken out and the words ", except this state," were inserted in lieu thereof.

By unanimous consent, on request of Senator Topping, the word "convict" in line 3 of section 2 was changed to the word "prison".

The bill was read for information.

Senator Topping moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Clark of	Kent	Rogers
Baird	Cerro Gordo	Kimberly	Shaff
Beatty	Clark of Linn	Klemme	Shane
Bennett	Clark of Marion	Lange	Stanley
Benson	Clearman	Leonard	Stoddard
Bissell	Cochrane	Lowe	Tabor
Blackford	Doran	MacDonald	Thompson
Booth	Frailey	McLeland	Topping
Brookins	Gilchrist	Merritt	Ulstad
Carden	Gunderson	Moen	Wilson of Page
Christophel	Hager	Patterson	Wilson of Polk
	Iekis		

Nays, 2.

Cole Rigby

Absent or not voting, 4.

Bergman Brush Carroll Langfitt

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Topping moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, Senate File No. 185, a bill for an act to repeal section ten hundred sixty-seven (1067), Code, 1927, and to enact a substitute therefor, relating to bonds of county officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend by adding after the word "incorporation" in line 9 the words, "authorized to write such bonds in the State of Iowa".

The amendment was adopted.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend by striking out in lines 7 and 8 the words and figures "having a population of less than thirty-five thousand (35,000)".

The amendment was adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Clark of Marion	Kent	Shaff
Baird	Clearman	Klemme	Shane
Beatty	Cochrane	Lange	Stanley
Bennett	Cole	Leonard	Stoddard
Benson	Doran	Lowe	Tabor
Blackford	Frailey	MacDonald	Thompson
Booth	Gilchrist	McLeland	Topping
Carden	Gunderson	Merritt	Ulstad
Clark of	Hager	Moen	Wilson of Page
Cerro Gordo	Ickis	Patterson	Wilson of Polk
Clark of Linn			

Nays, 1.

Bissell

Absent or not voting, 9.

Bergman	Carroll	Kimberly	Rigby
Brookins	Christophel	Langfitt	Rogers
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator McLeland, Senate File No. 207, a bill for an act to repeal the law as it appears in section thirty-three hundred sixty-six (3366), Code of 1927, and to enact a substitute therefor, relating to the right of admission of ex-service men in military forces of the United States and their wives or widows to the soldiers' home at Marshalltown, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McLeland offered the following amendment and moved its adoption:

Amend section 2 by striking all after the word "the" in line two thereof, and inserting in lieu thereof the following:

"Melbourne Record, a newspaper published in the town of Melbourne, Iowa, and the Marshalltownian, a newspaper published in the city of Marshalltown, Iowa."

The amendment was adopted.

The bill was read for information.

Senator McLeland moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Ickis	Moen
Baird	Cerro Gordo	Kent	Patterson
Beatty	Clark of Linn	Kimberly	Shane
Bennett	Clark of Marion	Klemme	Stanley
Benson	Clearman	Lange	Stoddard
Blackford	Cochrane	Langfitt	Tabor
Booth	Cole	Leonard	Thompson
Brookins	Doran	Lowe	Topping
Carden	Frailey	MacDonald	Ulstad
Christophel	Gunderson	McLeland	Wilson of Polk
	Hager	Merritt	

Nays, none.

Absent or not voting, 9.

Bergman	Carroll	Rigby	Shaff
Bissell	Gilchrist	Rogers	Wilson of Page
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator McLeland moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

H. F. NO. 91 RE-REFERRED

By unanimous consent, on request of Senator Wilson of Polk, House File No. 91 was re-referred to the committee on schools.

INTRODUCTION OF BILLS

Senate File No. 412, by committee on insurance, a bill for an act to repeal sections eighty-seven hundred fifty-two (8752) and eighty-nine hundred sixty-nine (8969) of the Code of Iowa, 1927, so as to fix reciprocal requirements as to taxes, fines, penalties, license fees, certificates of authority, certificates of solvency, and otherwise, of insurance companies.

Read first and second times and placed on the calendar.

Senate File No. 413, by committee on insurance, a bill for an act to provide for refund of taxes, fees, licenses collected from insurance companies by or through error, mistake, or erroneous interpretation of statute.

Read first and second times and placed on the calendar.

HOUSE MESSAGES CONSIDERED

House File No. 50, a bill for an act to amend chapter eighty-seven (87) of the Code of Iowa, 1927, relating to the powers of the board of conservation of the state of Iowa; and to prohibit the sale of certain wares, merchandise, and service, and the operation of any temporary business or place of amusement upon any public highway or the street or streets of any city or town or near any state park or park owned and maintained by the state of Iowa, and to provide a punishment for violators hereof.

Read first and second times and referred to committee on conservation.

House File No. 217, a bill for an act to amend the law as it appears in section four thousand three hundred thirty-five (4335)

relating to state aid for standard schools, how obtained and expended.

Read first and second times and referred to committee on schools.

House File No. 226, a bill for an act to amend section three thousand seventy-six (3076), of the Code, 1927, relating to the pasteurization of skimmed milk and buttermilk.

Read first and second times and referred to committee on dairy and food.

House File No. 243, a bill for an act to repeal sections thirty-three hundred sixty-one (3361) to thirty-three hundred sixty-five (3365), inclusive, Code, 1927, and to enact a substitute therefor, relating to the sterilization of certain persons, to create a state board of eugenics, to define the powers and duties of said board, to fix the procedure in the sexual sterilization of persons, to provide for the expense attending such procedure and to make an appropriation therefor.

Read first and second times and referred to committee on public health.

House File No. 263, a bill for an act to amend House File number forty-three (43) of the Forty-third General Assembly relating to bus franchises and elections thereon.

Read first and second times and referred to committee on judiciary No. 2.

COMMUNICATION FROM PRESIDENT HOOVER

The following communication, received from President Hoover, was read and ordered printed in the journal:

The White House,
Washington, March 5, 1929.

MY DEAR GOVERNOR MCFARLANE: The President has received the telegram signed by yourself and Speaker Johnson transmitting House Concurrent Resolution Number 6, duly adopted by the General Assembly of the State of Iowa, and asks me to thank you and the Speaker and the

members of the General Assembly for their congratulations and good wishes. He also wishes me to say that he is glad to know that he may count upon the cooperation of the General Assembly and the people of Iowa.

Sincerely yours,

(Signed) Lawrence Richey,
Secretary to the President.

Hon. A. W. McFarlane,
Lieutenant-Governor of Iowa,
Des Moines, Iowa.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 291 as follows:

Amend by inserting the following as Section 4, and renumbering Section 4 as Section 5.

Sec. 4. Section six thousand one hundred ninety-a thirteen (6190-a13) of the Code, 1927, is amended by striking from lines five, six, seven and eight, the words "nor to cities having a population of seventy thousand or more, acting under the commission plan of government."

B. M. STODDARD.

MR. PRESIDENT: Amend the committee amendment proposed to House File No. 99 by inserting after the figures "(9,000)" in line 11 the following:

"and more than seven thousand (7,000), not exceeding six mills; any such city with a population of less than seven thousand (7,000)."

F. D. ICKIS.

MR. PRESIDENT: I move to amend Senate File No. 298, in Section Two (2), by striking therefrom all of said section beginning with line five (5), to and including the period in line seventeen (17) and inserting in lieu thereof the following:

"It shall be lawful for any person to kill, trap or ensnare any of the animals named and described in this act from and after November twentieth of any year to and including January twentieth of the following year."

E. W. CLARK.

MR. PRESIDENT: I move to amend Senate File No. 200 by adding Section 3 as follows:

"Sec. 3. This act, being deemed of immediate importance shall take effect and be in force from and after its publication in the Fairfield Daily

Ledger, a newspaper published in Fairfield, Iowa, and the Keosauqua Republican, a newspaper published in Keosauqua, Iowa.

A. V. BLACKFORD.

On motion of Senator Clark of Linn the Senate adjourned until 9:30 a. m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 8, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. H. D. Richmond, pastor of the Congregational church of Ankeny, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Doran, from citizens of Ames, Iowa, opposing an additional tax on tobacco. Ways and means.

By Senator Clark of Cerro Gordo, from the Young Men's Christian Association of Mason City, favoring the boxing bill. Police regulations.

By Senator Clark of Cerro Gordo, from the Woman's Christian Temperance Union of Mason City, Iowa, opposing the boxing bill. Police regulations.

REPORTS OF COMMITTEES

Senator W. E. McLeland submitted the following reports:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 280, a bill for an act to amend section fifty-three hundred eighty-four (5384), Code, 1927, relating to payment of benefits in aid of blind persons, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 56, a bill for an act permitting county treasurers to authorize payment of taxes to the banks within their county and providing for the payment of the costs of the necessary record books

to be paid by the county, begs leave to report it has had the same under consideration and recommends the same be withdrawn from further consideration.

W. E. McLELAND, *Chairman.*

Ordered passed on file.

Senator Carden submitted the following report:

MR. PRESIDENT: Your committee on pharmacy, to which was referred Senate File No. 105, a bill for an act to amend section 2082 of the Code, 1927, relative to the limitation on granting permits to licensed pharmacists, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

WILLIAM CARDEN, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 305, a bill for an act to make an appropriation to Albert Sharp for the care and policing of Spirit Lake Monument property for the seasons of 1927 and 1928, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from line five (5) of section one (1), the words "Spirit Lake", and inserting in lieu thereof the words "Arnolds Park".

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 214, a bill for an act to reimburse Dr. Thomas P. Brennan for money paid by him for legal services required in defending an action brought against him as acting director of the State Psychopathic Hospital, Iowa City, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 216, a bill for an act to make an appropriation to the Wickes Engineering and Construction Company for claims arising out of construction work in Project B-30, Boone county, Iowa, begs leave to report it has had the same under consideration and recommends the same be amended as follows: and when so amended the bill do pass:

Amend by striking all of section three (3) and inserting in lieu thereof the following:

This act being deemed of immediate importance shall be in full force and effect from and after its publication in The Anita Record, a newspaper published at Anita, Iowa, and The Grundy County Register, a newspaper published at Grundy Center, Iowa.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Senator Merritt submitted the following reports:

MR. PRESIDENT: Your committee on insurance, to which was referred Senate File No. 375, a bill for an act to provide that any mutual hail insurance association which fails to pay losses within a stated period, shall be deemed insolvent and liquidated by the Insurance Commissioner, and providing for the appointment of an examiner in charge and the taking over of the management of any such an association, and making further provision for the liquidation and settling up of its business, begs leave to report it has had the same under consideration and recommends the same do pass.

J. G. MERRITT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance, to which was referred Senate File No. 257, a bill for an act to amend section thirteen hundred sixty-one (1361) of the Code, 1927, relating to the application of the workmen's compensation act to persons employed on farms owned and operated by the state, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. G. MERRITT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance, to which was referred House File No. 47, a bill for an act to amend the law as it appears in sections eighty-nine hundred forty (8940) and nine thousand seventeen (9017) of the Code, 1927, relating to insurance and policies of insurance on automobiles, begs leave to report it has had the same under consideration and recommends the same do pass.

J. G. MERRITT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance, to which was referred Senate File No. 107, a bill for an act to amend the law as it appears in

section eighty-nine hundred and forty (8940) of the Code of 1927, relating to insurance on automobiles, begs leave to report it has had the same under consideration and recommends that House File No. 47, being a companion bill, be substituted for Senate File No. 107.

J. G. MERRITT, *Chairman.*

Ordered passed on file.

Senator Clark of Linn submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 233, a bill for an act making section sixty-one hundred eighty-three (6183), Code, 1927, applicable to all cities and towns; to cities acting under commission form; to cities acting under city manager plan; and to cities acting under special charter; regardless of population, in relation to municipal waterworks, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 227, a bill for an act to amend subdivision five (5) of section fifty-nine hundred two (5902), Code, 1927, relating to docks, and providing for the enforcement of rules and regulations by fine or imprisonment, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Senator Stanley submitted the following reports:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 140, a bill for an act prohibiting agents from entering rural school buildings and rural school grounds, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Strike the period at the end of section 1, and add the following: "without first having secured the written permission of the school board of the district in which the agent wishes to solicit."

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 152, a bill for an act to amend section four thousand one hundred thirty-one (4131), Code, 1927, relating to attaching

and detaching territory to and from adjoining corporations, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting the words "not consolidated," after the word "district" in line 5 of section 1.

F. C. STANLEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 8, a bill for an act to amend the law as it appears in section thirty-eight hundred eighty-four (3884) of the Code, 1927, relating to applicants for teachers' certificates, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 265, a bill for an act to amend section four thousand two hundred sixty-nine (4269) of the Code, 1927, in relation to the offsetting of tax on school tuition, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman*.

Ordered passed on file.

Senator Gunderson submitted the following reports:

MR. PRESIDENT: Your committee on elections, to which was referred Senate File No. 378, a bill for an act to amend section 690 of the Code, 1927, in relation to registrars acting in the dual duty of registrar and clerk of election, begs leave to report it has had the same under consideration and recommends the same do pass.

O. E. GUNDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on elections, to which was referred Senate File No. 374, a bill for an act to amend sections 565 and 791, Code, 1927, relating to the time of opening and closing the polls at elections, begs leave to report it has had the same under consideration and recommends the same do pass.

O. E. GUNDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on elections, to which was referred Senate File No. 385, a bill for an act to amend section eight hundred forty (840) of the Code, 1927, in relation to the canvass of election returns by judges of elections, begs leave to report it has had the same under consideration and recommends the same do pass.

O. E. GUNDERSON, *Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 178, 25, 37, 47, 197, 165 and 166.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 178, 25, 37, 47, 197, 165 and 166.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication on Senate File No. 112, a proposed bill to legalize certain warrants issued by the town of Underwood, Iowa.

WALTER H. BEAM, *Secretary.*

INTRODUCTION OF BILLS

Senate File No. 414, by committee on highways, a bill for an act to amend section forty-seven hundred fifty-five-b-twenty (4755-b20), of the Code, 1927, relating to the auditing of accounts of the state highway commission.

Read first and second times and placed on the calendar.

Senate File No. 415, by committee on highways, a bill for an act to amend section forty-seven hundred fifty-five b twenty-

seven (4755-b27) of the Code, 1927, relating to the improvement, maintenance, relocation or establishment of primary roads, the purchase or condemnation of right of way therefor and the filing of right of way maps.

Read first and second times and placed on the calendar.

Senate File No. 416, by committee on highways, a bill for an act to amend sections five thousand forty-five (5045), five thousand sixty-five (5065) and five thousand sixty-six (5066), relating to motor vehicles, to repeal section five thousand one hundred five-a twenty-seven (5105-a27) relating to motor vehicle carriers, to empower the state highway commission to enforce the traffic laws relative to travel on primary roads and on certain extensions thereof, to authorize the state highway commission to establish rules and regulations and to issue orders relative to the use of the primary roads and certain extensions thereof, to provide a penalty for the violation of such rules, regulations and orders, to authorize said commission to confer the powers of a peace officer on certain of its employees, to amend section four thousand seven hundred seventy-nine (4779), relating to the powers of road patrolmen, and to prohibit the use of certain worn or damaged tires on motor vehicles, all sections herein referred to being of the Code, 1927.

Read first and second times and placed on the calendar.

Senate File No. 417, by committee on highways, a bill for an act to amend sections five thousand thirty (5030), five thousand thirty b one (5030-b1), five thousand thirty b two (5030-b2), five thousand seventy-nine b one (5079-b1), five thousand seventy-nine b two (5079-b2) and five thousand seventy-nine b three (5079-b3) of the Code, 1927, relating to the speed of vehicles within cities and towns, to prohibit the obstruction of extensions of primary roads within cities and towns, to prohibit the erection or maintenance of traffic signs or signals inconsistent with law, and to provide penalties therefor.

Read first and second times and placed on the calendar.

Senate File No. 418, by committee on insurance, a bill for an act to amend section eighty-six hundred seventy-six (8676) of the Code, 1927, relative to group insurance and granting authority to labor organizations and teachers associations to issue group insurance on their members.

Read first and second times and placed on the calendar.

S. F. NO. 101 PLACED ON THE CALENDAR

Senate File No. 101 was called out from the committee by Senator Thompson under the twenty-five-day rule and placed on the calendar.

The journal of March 7th was corrected and approved.

THIRD READING OF BILLS

On motion of Senator Frailey, House File No. 101, a bill for an act to relinquish any claim of right, title, or interest, for or on behalf of the State of Iowa, in or to any lands heretofore sold under foreclosure of permanent school fund mortgages where the title was erroneously taken in the name of the State of Iowa, or for the use of the school fund, or in the name of the county instead of in the name of the State of Iowa for the use and benefit of the permanent school fund of any particular county in the state, and confirming title thereto in the purchaser thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Frailey moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Ickis	Patterson
Baird	Cerro Gordo	Kent	Rigby
Bennett	Clark of Marion	Kimberly	Rogers
Benson	Clearman	Klemme	Shane
Bergman	Cochrane	Lange	Stanley
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Ulstad
Carden	Gilchrist	McLeland	Wilson of Page
Christophel	Gunderson	Merritt	Wilson of Polk
	Hager	Moen	

Nays, none.

Absent or not voting, 9.

Beatty	Carroll	Leonard	Thompson
Brookins	Clark of Linn	Shaff	Topping
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Wilson of Polk, House File No. 158, a bill for an act to amend section ninety-nine hundred twenty-eight (9928), Code, 1927, relating to public contracts and the implied provisions thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass? the vote was:

Ayes, 40.

Anderson	Clark of	Ickis	Rigby
Baird	Cerro Gordo	Kent	Rogers
Bennett	Clark of Marion	Kimberly	Shane
Benson	Clearman	Klemme	Stanley
Bergman	Cochrane	Langfitt	Tabor
Bissell	Cole	Lowe	Thompson
Blackford	Doran	McLeland	Topping
Booth	Frailey	Merritt	Ulstad
Carden	Gilchrist	Moen	Wilson of Page
Christophel	Gunderson	Patterson	Wilson of Polk
	Hager		

Nays, 3.

Lange	MacDonald	Stoddard
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Absent or not voting, 7.

Beatty	Brush	Clark of Linn	Shaff
Brookins	Carroll	Leonard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Benson, House File No. 201, a bill for an act to protect investors, by regulating sales and purchases and attempted sales and purchases within the state of Iowa, of stocks, bonds, notes, debentures, evidences of indebtedness, investment contracts, interests in or under profit sharing or participating agreements or schemes; and interests in trusts, all hereinafter called securities; by defining words, phrases, and terms used in this account; by fixing the scope of the regulation in this act provided and prescribing the conditions under which securities may be sold, bartered, or exchanged or offered therefor; by providing for enforcement of this act through public agencies and otherwise; and by prescribing and imposing penalties for violation of or non-compliance with this act, and repealing chapter three hun-

dred ninety-three (393), of the Code, 1927, relating to investment companies, a committee bill, was taken up and considered, it having been substituted for Senate File No. 234, a companion bill, which was also a committee bill.

Senator Clark of Linn offered the following amendments and moved their adoption:

(1) Amend Section 7 by striking out of line 31 the word "profits" and inserting in lieu thereof the word "proceeds".

(2) Amend Section 7 by inserting after the word "leaseholds" in line 108 the words "upon which".

(3) Amend Section 13a by striking out of line 11 the word "on" and inserting in lieu thereof the word "and".

(4) Amend Section 13a by striking out the word "the" at the end of line 21 and inserting in lieu thereof the word "this".

(5) Amend Section 7 by striking out the period at the end of line 178 and inserting in lieu thereof a comma and the following:

"location, and, if incorporated, place of incorporation".

The amendments were adopted.

Senator Benson offered the following four amendments and moved their adoption:

Amend by inserting at the end of section 5 the following as a new paragraph:

"J.—Bonds or notes secured by mortgage upon real estate or tangible personal property situated within the State of Iowa where the bonds or notes are sold to not more than twenty purchasers and the total face amount of all bonds or notes secured by a single mortgage does not exceed fifty thousand dollars (\$50,000.00)."

The amendment was adopted.

Amend by striking line six (6) of section seventeen (17) and inserting in lieu thereof:

"personally participated in making such sales and at the time knew of such violations shall be".

The amendment was adopted.

By unanimous consent, on request of Senator Benson, the following amendments were withdrawn.

Amend by adding and inserting after the word "leaseholds" and before the word "a" in line ninety-five (95) of section seven (7) the words "upon which".

Amend by striking from line eleven (11) of section thirteen A (13A) the word "on" and inserting in lieu thereof the word "or".

Senator Benson offered the following amendment and moved its adoption:

Amend by striking out the word "effecting" in line 36 of section 3 and inserting in lieu thereof the word "affecting".

The amendment was adopted.

Senator Wilson of Page moved that the vote by which Senator Benson's amendment to section 17 was adopted, be reconsidered.

The motion was lost.

Senator MacDonald offered the following amendment and moved its adoption:

Amend section 21 as follows:

"Amend by inserting after the word 'shall' in line 3 thereof the word 'knowingly'. Also amend by inserting after the word 'that' in line 5 thereof the word 'knowingly'. Also amend by inserting after the word "or" in line 6 thereof the word "knowingly".

Senator Clark of Linn offered the following amendment to the amendment and moved its adoption:

Amend by adding after the word "knowingly" wherever it appears the words "and with intent to evade the provisions of this act".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator MacDonald offered the following amendments and moved their adoption:

Amend by striking the word "felony" in line 10 thereof and inserting in lieu thereof the word "misdemeanor".

Amend by striking all after the word "be" in line 11 thereof and inserting in lieu thereof "punished accordingly".

By unanimous consent, on request of Senator MacDonald, the amendments were withdrawn.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Ickis	Rigby
Baird	Cerro Gordo	Kimberly	Rogers
Bennett	Clark of Linn	Klemme	Shane
Benson	Clearman	Lange	Stanley
Bergman	Cochrane	Langfitt	Stoddard
Bissell	Cole	Leonard	Tabor
Blackford	Doran	Lowe	Topping
Booth	Frailey	MacDonald	Ulstad
Carden	Gilchrist	McLeland	Wilson of Page
Christophel	Gunderson	Merritt	Wilson of Polk
	Hager	Moen	

Nays, none.

Absent or not voting, 9.

Beatty	Carroll	Kent	Shaff
Brookins	Clark of Marion	Patterson	Thompson
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Benson, Senate File No. 234 was withdrawn from further consideration.

By unanimous consent, on request of Senator Benson, his amendments to Senate File No. 234 as found on page 417 of the Senate journal, were withdrawn.

On motion of Senator Wilson of Polk, Senate File No. 142, a bill for an act to amend chapter two hundred sixty-four (264) of the Code, 1927, providing that each county officer in charge of any county office or department shall, on or before December fifteenth of each year, prepare and submit to the board of supervisors estimates of proposed expenditures for the following year; and providing that the board of supervisors shall, not later than January thirty-first of each year, appropriate sums for the maintenance of the various offices and departments for the current year, and providing the content of such resolution of appropriation; and providing for the transfer of excess funds appropriated to different accounts of a single office or department; and providing for the transfer of excess funds appropriated to any single office or department, with report of committee recommending amendment

and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by inserting immediately after the word "funds" and before the word "Such" in line fifty-four (54) thereof the following:

"No such supplementary appropriation shall be made to any such county office or offices unless it shall be shown that a specific need therefor exists."

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Clark of	Kent	Rigby
Baird	Cerro Gordo	Kimberly	Rogers
Beatty	Clark of Linn	Klemme	Shane
Bennett	Clark of Marion	Lange	Stanley
Benson	Clearman	Langfitt	Stoddard
Bergman	Cochrane	Leonard	Tabor
Bissell	Cole	Lowe	Thompson
Blackford	Doran	MacDonald	Topping
Booth	Frailey	McLeland	Ulstad
Brookins	Gunderson	Merritt	Wilson of Page
Carden	Hager	Moen	Wilson of Polk
Christophel	Ickis		

Nays, none.

Absent or not voting, 5.

Brush	Gilchrist	Patterson	Shaff
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent, on request of Senator Wilson of Polk, the title was corrected by striking the word "fifteenth" in line 3 thereof and inserting the word "thirty-first".

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator MacDonald, Senate File No. 263, a bill for an act to amend, revise, and codify the law as it appears in chapters two hundred eleven (211) and two hundred eleven-B one

(211-B1) of the Code, 1927, relating to school elections, a committee bill, was taken up, and considered.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

Senator MacDonald moved that the vote by which the bill was placed on its third reading, be reconsidered, which motion prevailed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 360 as follows:

Amend by striking from line six (6) of section one (1) the word "certified".

J. G. MERRITT.

MR. PRESIDENT: Amend Senate File No. 298 by striking from line 14 of Sec. 2 the word and figures "October 20" and inserting in lieu thereof the word and figures "November 10".

OTTO F. LANGE.

Amend Senate File No. 301 by inserting after Sec. 29 the following as Sec. 30; and renumbering all following sections accordingly:

Sec. 30. Section seventeen hundred seventy (1770), Code, 1927, is repealed and the following is enacted in lieu thereof to-wit:

"1770. Regulations on Killing Game Birds. No person shall kill or attempt to kill any bird named in this chapter with the aid or use of any sneak boat or sink box, or from any sailboat, gasoline, or electric launch or steamboat, or any other water conveyance, or any other device used for concealment in the open water; nor pursue, for the purpose of killing or capture, any such bird by motor vehicle or aircraft; nor use any artificial light, battery, or deception, contrivance or device with intent to attract or deceive such bird, except that in hunting wild ducks and geese, decoys and duck or goose calls may be used and artificial ambushes erected and used on land, provided no false bottom is used and only natural materials are used in its construction. No person shall at any time hunt or shoot any game bird between sunset and sunrise of the following morning."

F. D. ICKIS.

MR. PRESIDENT: I move to amend Senate File No. 134 by adding to Section 4, after line 7, the following:

"Information Confidential. Any and all information acquired by the Department of Agriculture of this state, under and by virtue of the means and methods provided for by the section next preceding, shall be deemed and held by such department and by the Secretary thereof as confidential, and shall not be disclosed by said department or by said

Secretary thereof except so far as the same may be necessary for the enforcement of the laws of this state, with respect to the percentage of 'overrun' provided for in this act."

GEO. W. CHRISTOPHEL.

MR. PRESIDENT: I move to amend Senate File No. 279 as follows:

(1) Amend the title by striking the words "and to repeal section eight thousand seven hundred eighty-six (8786)".

(2) Amend by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section eight thousand seven hundred eighty-five (8785) of the Code, 1927, is amended by striking the period at the end of said section and substituting a colon therefor and adding the following: "Provided, however, that societies whose membership is confined to the members of any one religious denomination may be permitted to provide that benefits under their certificates of membership may be paid to educational, religious, charitable or benevolent institutions."

GEO. W. CHRISTOPHEL.

Amend section one (1) of Senate File 263 by inserting between the words "more" and "such" in line seven (7) the following:

"and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand".

Amend section twenty-four (24) by inserting between the words "more" and "the" in line eight (8) the following:

"and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand".

Amend section thirty-five (35) by inserting between the words "more" and "the" in line three (3) the following:

"and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand".

Amend Senate File 263 by adding the following:

"Sec. 37. In each school corporation comprising a city now having a population of not less than thirty-eight thousand nor more than fifty thousand there shall be two directors elected at the regular election in 1933 who shall serve for six years; there shall be three directors elected at the regular election in 1935 who shall serve for six years; there shall be two directors elected at the regular election in 1937 who shall serve for six years.

In order that the terms of the present directors of any such school corporation may be adjusted to the plan provided in this section hereof the successors to the three directors whose terms expire in 1931 shall be elected at the regular election to be held in 1931 for the term of four years each; the successors to the two directors whose terms expire in 1932 shall be elected at the regular election to be held in 1932 for terms of five years each."

CODE REVISION COMMITTEE.

By Lew MacDonald, Chairman.

MR. PRESIDENT: I move to amend S. F. No. 301 by striking out all of section seventeen (17) and inserting in lieu thereof the following:

"Section 17. Section seventeen hundred forty-five (1745) of the Code, 1927, is amended by striking out all of section seventeen hundred forty-five (1745) and substituting in lieu thereof the following:

"It shall be the duty of the warden, so far as is possible, to remove from the inland waters of the state at any time and in any manner, provided that he shall do so with minimum injury to the lake or stream or the other fish, the following undesirable and injurious fish: carp, gar and dog fish. All gar and dog fish removed shall be destroyed or disposed of as to eliminate them, so far as is possible, from the inland waters of the state. The proceeds, if any, from the sale of these fish to be credited to the State Fish and Game fund.

The warden may enter into written contract for taking by seine or net from the public waters of this state, buffalo, carp, quillback, dog fish, gizzard shad, and gar, but no other fish. All such contracts shall be let to the highest bidder. Bids to be made in percentages of gross receipts for the sale of the fish so taken, to be paid to the state, but no contract shall be let until the warden shall have advertised for such bids once each week for two consecutive weeks in three newspapers of the state of Iowa of general circulation, and in three newspapers of general circulation in each of the following states: Minnesota, Wisconsin and Illinois.

Said advertisement for bids shall state the date, time and place at which such bids will be received. Upon receipt of the bids the warden shall submit all bids received, together with the proposed contract, to the Treasurer of the State for his approval, and if the Treasurer of State finds that any one of the bids received from any bidder is a fair and proper bid and is one advantageous to the state, and that the person making such bid is competent and reliable, and that the contract protects the interests of the state, then he shall approve the bid and contract, but if he finds that such bid is not fair, proper and advantageous to the state or that the person making the bid is not competent and reliable or that the contract does not fairly protect the interests of the state, he shall reject all bids and contracts; and then the state game warden shall re-advertise in the same manner and for the same length of time as heretofore provided, and the bids and contracts shall again be submitted to the Treasurer of State for his approval as heretofore provided, until a fair, proper and advantageous bid and a competent and reliable bidder

is received and found. All contracts for the removal of rough fish from any waters of the state shall not be for more than one year and shall specify:

1. The particular waters from which such fish are to be taken.
2. The compensation to be paid the state, and the times and terms of payment.
3. That no fish shall be taken except in the presence and under the supervision of some regular employed representative of the Fish and Game Department.
4. That all expense incurred by the department in connection with such contract shall be paid by the person holding such contract.
5. That such contract may be forfeited and cancelled by the state in the event of a breach thereof.
6. Such other provisions for the protection of the state's interest as the warden may require.

Also amend by striking from section seventeen hundred forty-six (1746) of the Code, 1927, all after the word "the" in line three (3) up to the word "Such" in line seven (7), and inserting in lieu thereof the following:

"Treasurer of State a corporate surety bond payable to the State of Iowa in the penal sum of one thousand (\$1,000.00) dollars. Said bond to be approved by the Treasurer of State. No contract shall be issued unless the bond required herein is attached to said contract and delivered to the Treasurer of State."

Also amend by adding to section one (1) of the bill following the period (.) in line sixteen (16) the following:

"The State Fish and Game Warden shall cause to be placed on the boundary lines of all fish refuges or wild life refuges, at a distance of not more than three hundred (300) yards apart, wood or metal signs upon which signs the words "State Game Refuge" or "State Fish Refuge" as the case may be, which shall be printed in capital letters. Said letters shall be not less than three (3) inches in height and shall be in black on a white background."

Also amend by inserting after the word "inches" in line seven (7) of section fifteen (15) the word "any" and by striking the comma (,) after the word "pickerel" in line seven (7) and inserting the words "less than eighteen (18) inches,".

Also amend section 16 by striking from line six (6) the words "by the mouth", and by striking the words "held in the hand" in lines eight (8) and nine (9), and by striking the words "a spoonhook" in line ten (10) and substituting therefor the words "an artificial bait."

Also amend by striking out all of section seventeen hundred thirty-four c one (1734-c1) of section sixteen (16).

Also amend section twenty-seven (27), line twenty-nine (29) by inserting after the word "shoot" the words "with shotgun", and further amend by striking from line thirty (30) the words "oppossum, skunk or civit,".

Further amend by striking from line thirty-two (32) the word "shot" and inserting in lieu thereof the words "killed with shotgun".

G. W. PATTERSON.

MOTION TO RECONSIDER H. F. NO. 3 FILED

MR. PRESIDENT: I move to reconsider the vote by which House File No. 3 failed to pass the Senate.

W. S. BAIRD
F. C. GILCHRIST
C. L. RIGBY

Senator Shane moved to adjourn until 1:30 p. m., today.

Senator Stoddard moved to amend by making the time 9:30 a. m., Saturday.

The amendment was adopted, the motion prevailed and the Senate adjourned until 9:30 a. m., Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 9, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by the Rev. Wm. N. Wyckoff, of St. Mark's Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

By Senator Ickis, from the board of supervisors of Decatur county, Iowa, favoring an act legalizing the transfer of funds in that county. Judiciary No. 2.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication for Senate File No. 409, a proposed bill to legalize a transfer of funds by the city council of Forest City, Iowa.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received proof of publication for House File No. 213, a proposed bill for the legalization of the proceedings of the board of supervisors of Audubon county, Iowa.

WALTER H. BEAM, *Secretary.*

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, in the presence of the Senate he had signed House Files Nos. 136, 171, 66, 143, 150, 20, 95, 96, 120, 127 and 147.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 9th day of March, 1929, sent to the governor for his

approval, Senate Files Nos. 178, 25, 37, 47, 197, 165, 166, 11, 59, 116, 75, 122, 158, 177 and 198.

CHAS. T. ROGERS *Chairman.*

Passed on file.

INTRODUCTION OF BILLS

Senate File No. 419, by committee on elections, a bill for an act to amend section five hundred forty-eight (548), to repeal sections five hundred forty-nine (549) and five hundred fifty-five (555), and to repeal section five hundred fifty-six (556), and to enact a substitute therefor, all of the Code, 1927, and all relating to the certification of the names of candidates and to the order in which the names of such candidates are arranged on primary election ballots.

Read first and second times and placed on the calendar.

Senate File No. 420, by committee on banks and banking, a bill for an act to amend section ninety-one hundred thirty-six (9136) of the Code, 1927, relating to the number of examiners and office help; (2) to amend section ninety-one hundred thirty-seven (9137) of the Code, 1927, relating to transferring charter powers to State Banking Board; (3) relating to investment restrictions of state banks and trust companies; (4) repealing sections ninety-one hundred sixty (9160) and ninety-two hundred six (9206) of the Code, 1927, relating to minimum capitalization of banks; (5) requiring larger surplus accounts; (6) prohibiting sale of securities unless authorized by board of directors; (7) to amend section ninety-two hundred fifty-seven (9257) of the Code, 1927, authorizing superintendent of banks to require financial statements of stockholders; (8) to cancel unused charters; (9) to amend sections ninety-one hundred sixty-six (9166) and ninety-two hundred thirteen (9213) of the Code, 1927, relating to the minimum holdings to qualify as directors; (10) limiting the rate of interest on time deposits; (11) creating certain preferences in the assets of closed banking institutions; (12) relating to board of directors; (13) requiring financial statements from borrowers; (14) prohibiting accepting gifts or gratuities for purpose of loans; (15) to amend section ninety-one hundred eighty-four (9184) of the Code, 1927, and to prohibit purchasing or loaning on bank's own shares as security; (16) to amend section ninety-two hundred twenty (9220) of the Code, 1927, limiting loans to officers of banks and trust companies; (17) prohibiting certifying checks or issuing certificates of deposit

without funds deposited; (18) making bank examination information confidential; (19) repealing section ninety-two hundred twenty-two (9222) of the Code, 1927, relating to indebtedness; (20) to amend section ninety-two hundred ninety-seven (9297) of the Code, 1927, to clarify bank's authority to borrow money; (21) requiring authority from board to pledge bank's assets; (22) requiring officers and employees to be bonded; (23) to amend section seven thousand three (7003) of the Code, 1927, to tax surplus and undivided profits as moneys and credits; (24) authorizing putting up collateral to secure public and such other funds; (25) relating to false statements for credit; (26) making charters indeterminate; (27) reducing rate of interest on public funds; (28) to amend section thirteen thousand thirty-seven (13037) of the Code, 1927, relating to embezzlement of mortgaged property; (29) relating to false reports against banks and trust companies; (30) to amend section ninety-five hundred forty-five (9545) of the Code, 1927, relating to legal holidays; (31) amending section ninety-two hundred eighty (9280) of the Code, 1927, relating to insolvent institutions; (32) to repeal sections ninety-two hundred one (9201) and ninety-two hundred sixteen (9216) of the Code, 1927, relating to reserves and to enact a substitute therefor; (33) to amend section ninety-two hundred twenty-three (9223) of the Code, 1927, relating to loans on non-perishable security and live stock; (34) to amend sections ninety-two hundred eighty-four (9284) and ninety-two hundred eighty-eight (9288) and ninety-two hundred ninety-one (9291) of the Code, 1927, relating to fiduciary powers and adding certain restrictions; (35) to amend sections ninety-one hundred ninety-two (9192) and ninety-two hundred nine (9209) of the Code, 1927, to authorize issuing shares of stock of less than one hundred dollars (\$100.00) par value; (36) to fix liability in safe deposit business; (37) repeal; (38) act deemed separable; (39) publication clause.

Read first and second times and placed on the calendar.

Senate File No. 421, by committee on judiciary No. 1, a bill for an act to amend the law as it appears in section twelve thousand five hundred eighty-one (12581) of the Code, 1927, relating to the powers and duties of guardians of the property of minors, and to provide for agreements by such guardian for the extension of the time of payment of mortgages.

Read first and second times and placed on the calendar.

Senate File No. 422, by committee on judiciary No. 1, a bill for an act to convey by patent real estate to the government of the United States.

Read first and second times and placed on the calendar.

Senate File No. 423, by committee on judiciary No. 1, a bill for an act to amend the law as it appears in sections eleven thousand nine hundred twenty-nine (11929) and eleven thousand nine hundred seventy-seven (11977) of the Code, 1927, relating to the settlement of estates and to provide for agreements by executors and administrators for the extension of the time of payment of mortgages.

Read first and second times and placed on the calendar.

S. F. NO. 81 PLACED ON CALENDAR

Senator Clark of Cerro Gordo called Senate File No. 81, introduced January 30th, from the committee on banks and banking, under the twenty-five-day rule, and placed it on the calendar.

S. F. NO. 83 PLACED ON THE CALENDAR

Senator Lange called from the committee on board of control, Senate File No. 83, under the twenty-five-day rule, and placed it on the calendar.

EXTRA COPIES S. F. NO. 169 ORDERED

By unanimous consent on request of Senator Bergman 500 copies of Senate File No. 169, as passed by the Senate, were ordered printed.

EXTRA COPIES S. F. NO. 420 ORDERED

By unanimous consent on request of Senator Rigby, 1,000 extra copies of Senate File No. 420 were ordered printed.

EXTRA COPIES S. F. NO. 310 ORDERED

By unanimous consent on request of Senator Lange 200 extra copies of Senate File No. 310 were ordered printed.

SENATE CONCURRENT RESOLUTION NO. 12

Senator Brookins offered the following concurrent resolution:

Senate concurrent resolution to provide for the notification by the State

Board of Railroad Commissioners and by the Secretary of State, of all persons operating motor trucks, motor busses, and motor carriers upon the highways of this State of the flagrant violations by them of the law of the road, and that unless said law of the road is better observed in the future, that prosecutions will follow.

Whereas, Certain persons have been authorized by the State Railroad Commission to operate motor busses and carriers in this State, and the Secretary of State has licensed chauffeurs to operate and drive motor trucks and busses upon the highways of this State; and

Whereas, There has been a general abuse and disrespect by persons operating such motor vehicles of the law of the road of this state, and many of such persons operating such vehicles have crowded citizens driving automobiles on the highways, off the highways, and have caused many serious accidents because of the improper use of the highways by such persons and drivers; and

Whereas, The automobile owners of the State are paying automobile license fees permitting them to operate their automobiles upon the highways of the State and are also paying gasoline license fees, both of which license fees are devoted to the construction and maintenance of the highways of the State, and

Whereas, The ordinary automobile owner and driver has an equal right to the highways with other operators of motor vehicles and particularly the operators of motor trucks and motor busses upon the highways, and

Whereas, Public sentiment is rapidly growing against the further granting of franchises to motor carrier companies and operators of motor carriers of every kind, to use the public highways of the State for private gain because of such gross and reckless driving by them upon the highways as hereinbefore described, now, therefore

Be It Resolved by the Senate, the House concurring, That the State Board of Railroad Commissioners be and they are hereby directed to adopt such rules and regulations in connection with the issuance of franchises and the operation of motor vehicles by motor carriers, as will result in a better observance by the operators thereof, of the law of the road of this State, and will result in courteous treatment to the automobile owners using the highways in common with such motor carriers. Said Commission is further directed to warn and notify in writing, each motor carrier enjoying the franchise from the Commission, to observe said rules and particularly the law of the road, and that violations of the law of the road by them will be diligently prosecuted and offenders punished.

That the Secretary of State be and he is hereby directed to give written notice to all holders of chauffeur's licenses to the effect that the law of the road must be observed by them in operating motor vehicles upon the public highways, and that unless diligently obeyed, proper action will be taken against them for the revocation of chauffeur's licenses, and that prosecutions will follow for such violations. It shall be the duty of the

Secretary of State upon the conviction of any chauffeur for a violation of the law of the road of this State, to immediately cancel his chauffeur's license, and said person shall not be entitled to a new license for a period of one (1) year.

Laid over under the rules.

SENATE CONCURRENT RESOLUTION NO. 13

Senator Bergman offered the following concurrent resolution:

Senate concurrent resolution memorializing the President of the United States and the Congress to increase federal aid for road construction.

Whereas, The development of our state has made it increasingly apparent that the people of the state must have good roads, and

Whereas, The people of the State of Iowa at the last general election expressed themselves overwhelmingly in favor of an enlarged road construction program, and

Whereas, The road building program as outlined and contemplated in this state involves the improvement of many roads of an interstate nature, thus making the cooperation and assistance of the federal government a matter of vital importance, and

Whereas, The Congress of the United States has for many years been appropriating federal aid for road construction at the rate of seventy-five million dollars (\$75,000,000.00) per year, and

Whereas, In view of the rapidly increasing traffic on the interstate highways within this state, it is apparent that the building of roads in this state must be speeded up in order to adequately meet the needs of such interstate traffic now, therefore,

Be It Resolved by the Senate of the General Assembly of Iowa, the House concurring, That we hereby recommend to the President of the United States and to the Congress, that at the coming special session of Congress the annual federal aid road appropriation be increased from seventy-five million dollars (\$75,000,000.00) per year to not less than one hundred million dollars (\$100,000,000.00) per year.

Be It Further Resolved, That on the passage of this resolution the Secretary of the Senate shall certify a copy hereof to the President of the United States, to the President of the United States Senate, to the Speaker of the House of Representatives of the Congress of the United States, to the Chairman of the Committee on Roads of the Senate and to the Chairman of the Committee on Roads of the House of Representatives.

Laid over under the rules.

The journal of March 8th was corrected and approved.

By unanimous consent on request of Senator Clark of Marion, all absent Senators were excused for the day.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, Senate File No. 263, a bill for an act to amend, revise, and codify the law as it appears in chapters two hundred eleven (211) and two hundred eleven-B one (211-B1) of the Code, 1927, relating to school elections, a committee bill, was taken up and considered.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend section four (4) by striking from lines eight (8) and nine (9) the words "where the regular election is held biennially" and inserting in lieu thereof the following:

"with a population of one hundred twenty-five thousand or more".

The amendment was adopted.

Senator Wilson of Polk offered the following amendments as offered by committee on code revision and moved their adoption:

Amend section one (1) of Senate File 263 by inserting between the words "more" and "such" in line seven (7) the following:

"and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand".

Amend section twenty-four (24) by inserting between the words "more" and "the" in line eight (8) the following:

"and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand".

Amend section thirty-five (35) by inserting between the words "more" and "the" in line three (3) the following:

"and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand".

Amend Senate File 263 by adding the following:

"Sec. 37. In each school corporation comprising a city now having a population of not less than thirty-eight thousand nor more than fifty thousand there shall be two directors elected at the regular election in 1933 who shall serve for six years; there shall be three directors elected at the regular election in 1935 who shall serve for six years; there shall

be two directors elected at the regular election in 1937 who shall serve for six years.

In order that the terms of the present directors of any such school corporation may be adjusted to the plan provided in this section hereof the successors to the three directors whose terms expire in 1931 shall be elected at the regular election to be held in 1931 for the term of four years each; the successors to the two directors whose terms expire in 1932 shall be elected at the regular election to be held in 1932 for terms of five years each."

The amendments were adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clark of	Kent	Rigby
Bennett	Cerro Gordo	Kimberly	Shane
Benson-	Clark of Marion	Lange	Stanley
Bissell	Clearman	Langfitt	Stoddard
Blackford	Cochrane	Leonard	Tabor
Booth	Frailey	Lowe	Thompson
Carden	Gunderson	McLeland	Topping
Christophel	Ickis	Merritt	Wilson of Page
		Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 17.

Baird	Carroll	Gilchrist	Moen
Beatty	Clark of Linn	Hager	Rogers
Bergman	Cole	Klemme	Shaff
Brookins	Doran	MacDonald	Ulstad
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, Senate File No. 289, a bill for an act to amend subsection nine (9) of section eighty-seven hundred thirty-seven (8737) of the Code, 1927, relating to the deposit of certain securities by life insurance companies and associations with the Commissioner of Insurance, and the withdrawal thereof; and to amend section, eighty-seven hundred thirty-six (8736) of the Code, 1927, so as to except the securities deposited under sub-

section nine (9) of section eighty-seven hundred thirty-seven (8737) of the Code, 1927, from the requirements thereof, a committee bill, was taken up and considered.

Senator Merritt offered the following amendments and moved their adoption:

1. Strike from Section 1, lines 17 and 18, the words, "only for the amount" and insert in lieu thereof "not in excess of the amount".

2. Strike from section 1, lines 24 and 25 thereof, the words and punctuation as follows, "and the Company required at such time to replace such security with other approved securities,".

3. Strike from section 1, line 31, thereof the words, "on a" and insert in lieu thereof the word "in".

The amendments were adopted.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Bennett	Clearman	Klemme	Shane
Benson	Cochrane	Lange	Stanley
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Booth	Frailey	Low	Thompson
Carden	Hager	McLeland	Topping
Christophel	Ickis	Merritt	Ulstad
Clark of	Kent	Patterson	Wilson of Page
Cerro Gordo	Kimberly	Rigby	Wilson of Polk
Clark of Marion			

Nays, none.

Absent or not voting, 14.

Anderson	Brookins	Gilchrist	Moen
Baird	Brush	Gunderson	Rogers
Beatty	Carroll	MacDonald	Shaff
Bergman	Clark of Linn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Cerro Gordo, Senate File No. 314, a bill for an act to amend sub-section nine (9), of section

eighty-eight hundred twenty-nine (8829), of the Code, 1927, relating to the deposits of certain securities by fraternal beneficiary societies, orders or associations with the commission of insurance, and the withdrawal thereof, a committee bill, was taken up and considered.

Senator Clark of Cerro Gordo offered the following amendments and moved their adoption:

Amend by striking from line one (1) of the title, after the word "sub-section", the word and figure "nine (9)," and inserting in lieu thereof the word and figure "eight (8)". Also amend Section One (1), by striking from line one (1), after the word "sub-section", the word and figure "nine (9)" and inserting in lieu thereof the word and figure "eight (8)".

The amendments were adopted.

Senator Merritt offered the following amendments and moved their adoption:

1. Strike from section 1, line 18, the words "only for the amount" and insert in lieu thereof "not in excess of the amount".

2. Strike from section 1, lines 25 and 26, thereof the words and punctuation as follows: "and the company required at such time to replace such security with other approved securities,".

3. Strike from section 1, line 32 thereof the words, "on a" and insert in lieu thereof the word "in".

The amendments were adopted.

President pro tempore Frank Shane took the chair at 10:14 a. m.

The bill was read for information.

Senator Clark of Cerro Gordo moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Clark of Marion	Klemme	Shane
Bennett	Clearman	Lange	Stanley
Benson	Cochrane	Langfitt	Stoddard
Bissell	Cole	Leonard	Tabor
Blackford	Doran	Lowe	Thompson
Booth	Frailey	McLeland	Topping
Brookins	Hager	Merritt	Ulstad
Carden	Ickis	Moen	Wilson of Page
Christophel	Kent	Patterson	Wilson of Polk
Clark of Cerro Gordo	Kimberly	Rigby	

Nays, none.

Absent or not voting, 11.

Baird	Brush	Gilchrist	Rogers
Beatty	Carroll	Gunderson	Shaff
Bergman	Clark of Linn	MacDonald	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Cerro Gordo moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENT CONSIDERED

Senator Ickis called up for consideration Senate File No. 24, amended by the House, and moved that the Senate concur in the following amendment:

Amend by substituting wherever the words "State Insane Fund" appear, in either the title or main bill, the words "County Insane Fund".

On the question, "Shall the Senate concur?" the vote was:

Ayes, none.

Nays, 32.

Bennett	Clark of Marion	Kimberly	Moen
Benson	Clearman	Klemme	Rigby
Blackford	Cochrane	Lange	Shane
Booth	Cole	Langfitt	Tabor
Brookins	Frailey	Leonard	Thompson
Carden	Hager	Lowe	Topping
Christophel	Ickis	McLeland	Ulstad
Clark of Cerro Gordo	Kent	Merritt	Wilson of Polk

Absent or not voting, 18.

Anderson	Brush	Gunderson	Shaff
Baird	Carroll	MacDonald	Stanley
Beatty	Clark of Linn	Patterson	Stoddard
Bergman	Doran	Rogers	Wilson of Page
Bissell	Gilchrist		

The House amendment having failed to receive a constitutional two-thirds majority was declared to have failed to be adopted and concurred in by the Senate.

On motion of Senator Topping, Senate File No. 227, a bill for an act to amend subdivision five (5) of section fifty-nine hundred two (5902), Code, 1927, relating to docks, and providing for the enforcement of rules and regulations by fine or imprisonment,

with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Topping moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Clark of	Kent	Rigby
Bennett	Cerro Gordo	Kimberly	Shane
Benson	Clark of Marion	Klemme	Stanley
Bissell	Clearman	Lange	Stoddard
Blackford	Cochrane	Langfitt	Tabor
Booth	Cole	Leonard	Thompson
Brookins	Frailey	Lowe	Topping
Carden	Gunderson	McLeland	Ulstad
Christophel	Hager	Moen	Wilson of Page
	Ickis	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 12.

Baird	Brush	Doran	Merritt
Beatty	Carroll	Gilchrist	Rogers
Bergman	Clark of Linn	MacDonald	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Topping moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Carden, Senate File No. 105, a bill for an act to amend section two thousand eighty-two (2082) of the Code, 1927, relative to the limitation on granting permits to licensed pharmacists, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Thompson, Senate File No. 288, a bill for an act providing for the appointment of Board of Trustees in special charter cities, having a population of less than twenty-five thousand (25,000) and prescribing their powers and duties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Thompson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Clark of	Hager	Patterson
Bennett	Cerro Gordo	Ickis	Shane
Benson	Clark of Marion	Lange	Stanley
Bissell	Clearman	Langfitt	Stoddard
Blackford	Cochrane	Leonard	Tabor
Booth	Cole	Lowe	Thompson
Brookins	Doran	McLeland	Topping
Carden	Frailey	Merritt	Ulstad
Christophel	Gunderson	Moen	Wilson of Polk

Nays, 1.

Kimberly

Absent or not voting, 14.

Baird	Carroll	Klemme	Rogers
Beatty	Clark of Linn	MacDonald	Shaff
Bergman	Gilchrist	Rigby	Wilson of Page
Brush	Kent		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Thompson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, House File No. 99, a bill for an act to repeal subdivision nine (9) of section sixty-two hundred eleven (6211) of the Code, 1927, and to enact a substitute therefor, relating to the tax levy for fire department maintenance fund in cities and towns, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That sub-division nine (9) of Section sixty-two hundred eleven (6211) of the Code, 1927, be and same is hereby repealed and the following enacted in lieu thereof:

Under Section One (1) of the Bill and after Sub-division Nine (9) strike all after period following the word "Fund" in line one (1) and substitute the following: "Any city regardless of the form of govern-

ment thereof, with a population of more than thirty thousand (30,000) not exceeding ten mills; any such city with a population of more than nine thousand (9,000) and less than thirty thousand (30,000) not exceeding nine mills; any such city with a population of less than nine thousand (9,000), not exceeding five mills; and any town not exceeding two mills. The foregoing levies shall be used only to maintain a Fire Department, except that any city with a population under three thousand (3,000) and any town may also use such funds for the purchase of Fire Equipment."

Senator Ickis offered the following amendment to the amendment and moved its adoption.

Amend by inserting after the figures "(9,000)" in line 11 the following:

"and more than seven thousand (7,000), not exceeding six mills; any such city with a population of less than seven thousand (7,000),".

The amendment to the amendment was adopted.

On the question, "Shall the committee amendment as amended be adopted?" the vote was:

Ayes, 8.

Clearman	Cole	Lange	Topping
Cochrane	Ickis	Langfitt	Wilson of Page

Nays, 25.

Anderson	Clark of	Leonard	Shane
Bennett	Cerro Gordo	Lowe	Stoddard
Benson	Doran	McLeland	Tabor
Bissell	Frailey	Moen	Thompson
Blackford	Hager	Patterson	Ulstad
Booth	Kent	Rigby	Wilson of Polk
Brookins	Klemme		

Absent or not voting, 16.

Baird	Carden	Gilchrist	Merritt
Beatty	Carroll	Gunderson	Rogers
Bergman	Christophel	Kimberly	Shaff
Brush	Clark of Linn	MacDonald	Stanley

Present, 1.

Clark of Marion

The committee amendment was lost.

Senator Thompson offered the following amendment and moved its adoption:

Amend by adding the following section:

"Sec. 2. This act shall apply to cities acting under special charter regardless of population."

By unanimous consent, on request of Senator Thompson, the word "also" was inserted after the word "shall".

The amendment was adopted.

Senator Ickis offered the following amendment and moved its adoption:

Amend by striking out the word "nine" in each of lines 7 and 8 and substituting the word "eight".

The amendment was adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Clark of	Ickis	Moen
Bennett	Cerro Gordo	Kent	Shane
Benson	Clark of Marion	Kimberly	Stoddard
Bissell	Clearman	Klemme	Tabor
Blackford	Cochrane	Lange	Thompson
Booth	Cole	Langfitt	Topping
Brookins	Doran	Leonard	Ulstad
Christophel	Frailey	Lowe	Wilson of Page
	Hager	McLeland	Wilson of Polk

Nays, none.

Absent or not voting, 16.

Baird	Carden	Gunderson	Rigby
Beatty	Carroll	MacDonald	Rogers
Bergman	Clark of Linn	Merritt	Shaff
Brush	Gilchrist	Patterson	Stanley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Wilson of Polk, Senate File No. 72, was withdrawn from further consideration.

On motion of Senator Stanley, Senate File No. 191, a bill for an act to repeal chapter one hundred twenty-four (124) of the Code, 1927, and to enact a substitute therefor relating to the regulation of the practice of embalming, the licensing of its prac-

tioners, the inspection of their places of business, the defining of misdemeanor for the violation of certain of its provisions, and the fixing of a penalty therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent, on request of Senator Stanley, the word "enbalming" wherever it occurs in the bill was changed to "em-balming".

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Bennett	Clark of Marion	Kimberly	Shane
Benson	Clearman	Klemme	Stanley
Bissell	Cochrane	Lange	Stoddard
Blackford	Cole	Leonard	Tabor
Booth	Doran	Lowe	Thompson
Brookins	Frailey	McLeland	Topping
Christophel	Hager	Merritt	Ulstad
Clark of	Iekis	Moen	Wilson of Page
Cerro Gordo	Kent	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 15.

Anderson	Brush	Gilchrist	Patterson
Baird	Carden	Gunderson	Rogers
Beatty	Carroll	Langfitt	Shaff
Bergman	Clark of Linn	MacDonald	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stanley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 189, a bill for an act to regulate the practice of cosmetology and schools of instruction in such profession and to provide for license fees for practitioners, itinerants, apprentices, practitioners in electrolysis, and for schools; and to amend the law as it appears in section twenty-five hundred eleven (2511), section twenty-five hundred sixteen (2516), section twenty-five hundred eighty-five-b two (2585-b2),

section twenty-five hundred eighty-five-b four (2585-b4), and section twenty-five hundred eighty-five-b six (2585-b6) of the Code, 1927; and to repeal section twenty-five hundred eighty-five-b five (2585-b5), and section twenty-five hundred eighty-five-b nine (2585-b9), of the Code, 1927, and to enact substitutions therefor; relating to the practice of certain professions affecting the public health and pertaining to the practice of cosmetology, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend the title by striking the word "electrolysis" from line (4) and inserting in lieu thereof the words "the use of the electric needle".

Amend section ten (10) by striking from lines five (5) and six (6) the words "electricity, commonly defined as the practice of electrolysis", and inserting in lieu thereof the words "the electric needle"; and by striking from line seven (7) the words "or other like" and inserting in lieu thereof the word "as"; and by striking from line seven (7) the comma (,) following the word "evidence"; and by striking from line ten (10) the word "electrolysis" and inserting in lieu thereof the words "the use of the electric needle".

By unanimous consent, on request of Senator Stoddard, the publication clause was changed by striking all after the word "the" as it first appears in line 3 thereof and inserting in lieu thereof the following: "Waterloo Courier, a newspaper published in Waterloo, Iowa, and the Sioux City Journal, a newspaper published in Sioux City, Iowa."

By unanimous consent, on request of Senator Stoddard the word "electrolysis" in line 12 of section 10 was struck out and the words "the use of the electric needle" inserted in lieu thereof.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Bennett	Cochrane	Lange	Shane
Bissell	Cole	Langfitt	Stanley
Blackford	Doran	Leonard	Stoddard
Booth	Frailley	Lowe	Tabor
Christophel	Hager	McLeland	Thompson
Clark of	Ickis	Merritt	Ulstad
Cerro Gordo	Kent	Moen	Wilson of Page
Clark of Marion	Kimberly	Rigby	Wilson of Polk
Clearman	Klemme		

Nays, 1.

Benson

Absent or not voting, 16.

Anderson	Brookins	Clark of Linn	Patterson
Baird	Brush	Gilchrist	Rogers
Beatty	Carden	Gunderson	Shaff
Bergman	Carroll	MacDonald	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 125, a bill for an act to amend the law as it appears in section twenty-five hundred eighty-five b thirteen (2585-b13) of the Code of 1927, relating to the requirements for license to practice barbering, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by changing the period at the end of paragraph four, section one, to a comma and adding thereto the following: "or has made application for citizenship."

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Anderson	Clark of	Kimberly	Stanley
Bennett	Cerro Gordo	Klemme	Stoddard
Benson	Cochrane	Lange	Taber
Bissell	Cole	McLeland	Thompson
Blackford	Doran	Moen	Topping
Brookins	Frailey	Patterson	Ulstad
Christophel	Hager	Rigby	Wilson of Page
	Ickis	Shane	

Nays, 2.

Booth Langfitt

Absent or not voting, 19.

Baird	Carroll	Gunderson	Merritt
Beatty	Clark of Linn	Kent	Rogers
Bergman	Clark of Marion	Leonard	Shaff
Brush	Clearman	Lowe	Wilson of Polk
Carden	Gilchrist	MacDonald	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 295, a bill for an act to amend section eighty-seven hundred thirty-seven (8737), Code, 1927, relating to the investments of the funds of life insurance companies and associations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent on request of Senator Lange, the word "been" was stricken from line 9 of section 1.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 29.

Anderson	Clark of	Kimberly	Shane
Bennett	Cerro Gordo	Klemme	Stoddard
Benson	Clark of Marion	Lange	Tabor
Bissell	Cochrane	Langfitt	Thompson
Blackford	Cole	Leonard	Topping
Booth	Frailey	McLeland	Wilson of Page
Christophel	Hager	Moen	Wilson of Polk
	Ickis	Rigby	

Nays, none.

Absent or not voting, 21.

Baird	Carroll	Gunderson	Patterson
Beatty	Clark of Linn	Kent	Rogers
Bergman	Clearman	Lowe	Shaff
Brookins	Doran	MacDonald	Stanley
Brush	Gilchrist	Merritt	Ulstad
Carden			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Cerro Gordo, Senate File No. 28, a bill for an act to amend section ten hundred ninety-a-nineteen

(1090-a19) of the Code, 1927, relating to the exemption from liability of surety on depository bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clark of Cerro Gordo moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kimberly	Shane
Benson	Clark of Marion	Klemme	Stoddard
Bissell	Cochrane	Lange	Tabor
Blackford	Cole	Langfitt	Thompson
Booth	Doran	Leonard	Topping
Brookins	Frailey	McLeland	Ulstad
Christophel	Gunderson	Moen	Wilson of Page
	Hager	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 16.

Baird	Carden	Gilchrist	Merritt
Beatty	Carroll	Kent	Rogers
Bergman	Clark of Linn	Lowe	Shaff
Brush	Clearman	MacDonald	Stanley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Cerro Gordo moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Doran, Senate File No. 210, a bill for an act to amend section thirteen thousand four hundred seventeen b one (13417-b1) of the Code, 1927, relative to the taking of fingerprints and palmprints of certain violators of the criminal laws, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent on request of Senator Doran action was deferred.

On motion of Senator Wilson of Polk, Senate File No. 255, a bill for an act to amend the law as it appears in section fourteen hundred seventy-seven (1477); chapter seventy-two (72) of the Code, 1927, relating to security for the payment of workmen's

compensation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clark of Marion	Kimberly	Rigby
Bennett	Cochrane	Klemme	Shane
Benson	Cole	Lange	Stoddard
Bissell	Doran	Langfitt	Tabor
Blackford	Frailey	Leonard	Thompson
Booth	Gunderson	McLeland	Topping
Brookins	Hager	Moen	Ulstad
Christophel	Ickis	Patterson	Wilson of Polk
Clark of Cerro Gordo			

Nays, none.

Absent or not voting, 17.

Baird	Carroll	Kent	Rogers
Beatty	Clark of Linn	Lowe	Shaff
Bergman	Clearman	MacDonald	Stanley
Brush	Gilchrist	Merritt	Wilson of Page
Carden			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 396, a bill for an act to legalize the proceedings of the board of supervisors of Allamakee county, Iowa, in transferring to the county general fund certain moneys from divers other funds, and to relieve said county and its board of supervisors from the obligation to return said moneys to the funds from which they were transferred, beg leave to report it has had the same under consideration and recommend the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 341, a bill for an act to make permanent a transfer of funds by the board of supervisors of Shelby county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 190, a bill for an act to legalize a bond issue in the sum of five thousand dollars voted by the town of Dike, Iowa, for the purpose of building, erecting and equipping a memorial building in Dike, Iowa, in conjunction with the county, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 186, a bill for an act amending sections fifty-one hundred seventy-seven (5177) and ten thousand one hundred fifteen (10115) of the Code, 1927, relating to marginal assignments or releases of mortgages, contracts or other instruments constituting encumbrances on real estate, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File No. 186 by striking the word "ten" in line four of section 1 and inserting in lieu thereof the words and figures "twenty-five (25)".

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred House File No. 293, a bill for an act to amend the law as it appears in section one hundred fifty-one (151) of the Code, 1927, relating to assistant attorneys general, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the bill by adding at the end thereof after the period the following: "The assistant attorney general provided for in this act shall have his principal office in the Iowa State Highway Commission Building at Ames, Iowa; and his compensation and traveling expenses shall be paid from the support fund of the Iowa State Highway Commission."

Amend by adding as section 2 the following: "Section 2. Publication Clause. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Laurens Sun, a newspaper published at Laurens, Iowa, and the Cherokee Daily Times, a newspaper published at Cherokee, Iowa."

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 1, to which was referred Senate File No. 317, a bill for an act to amend the law as it appears in section ten thousand seven hundred one (10701) of the Code, 1927, relating to the payment of costs of bond given by superior judge when acting as clerk, begs leave to report it has had the same under consideration and recommends the same be amended by striking therefrom the words "when the bond provided for in this section is given, the cost thereof shall be paid by the city" and inserting in lieu thereof the following: "when the bond given under the provisions of this section is executed by a surety company authorized to write such bonds in the state of Iowa, the cost thereof shall be paid by the city", and when so amended the committee recommends the bill do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Senator Frailey submitted the following reports:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 90, a bill for an act to amend the law as it appears in section seven thousand eight hundred six (7806) of the Code, 1927, relating to the conferring of the right of eminent domain upon counties, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 112, a bill for an act relating to exemptions from execution, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the last two paragraphs thereof, Nos. 21 and 22 respectively in the bill, and by inserting in lieu thereof the following:

"21. If the debtor is a resident of this state and is the head of a family, and does not own one or more of the foregoing items of property, his wife, if she is an actual member of the family, and owns one or more such items, and is the debtor, shall be entitled to hold such items exempt from execution.

22. If the debtor is a resident of this state and a woman other than the head of a family, she may hold exempt from execution one sewing machine, and poultry to the value of fifty dollars (\$50.00)."

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 229, a bill for an act legalizing certain warrants of the incorporated town of Carlisle, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 362, a bill for an act to provide for the registration and protection of the names, badges, decorations and other insignia of lodges and fraternal societies and to prohibit the wearing and use of the same by any person not entitled, and to provide a penalty therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 271, a bill for an act to amend section seven thousand one hundred ninety-two, Code, 1927, relating to the lien of taxes on personal property, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 369, a bill for an act to amend sections three hundred fifty-one and three hundred sixty-three of chapter twenty-three of the Code of 1927 relating to public contracts and bonds, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 358, a bill for an act to legalize and make per-

manent the transfer of money from certain funds to other funds by the board of supervisors of Keokuk county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 194, a bill for an act to repeal Chapter 91, Title V of the Code, 1927, and to enact a substitute therefor relating to the practice of accountancy, begs leave to report it has had the same under consideration and returns the bill without recommendation.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred Senate File No. 89, a bill for an act to amend the law as it appears in section thirteen thousand three hundred seven (13307) of the Code, 1927, relating to falsely assuming to be and impersonating officers, so as to extend the provisions thereof to include state agents and peace officers, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by adding after the word "Justice" in line 6 of section one (1) the following, "game warden or his deputies".

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 263, a bill for an act to amend House File number forty-three (43) of the Forty-third General Assembly, relating to bus franchises and elections thereon, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary No. 2, to which was referred House File No. 194, a bill for an act to amend section thirteen thousand four hundred fifty-three (13453), Code, 1927, as to fix jurisdiction of offenses committed in aircraft, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Senator Topping submitted the following report:

MR. PRESIDENT: Your committee on commerce and trade, to which was referred Senate File No. 219, a bill for an act creating a Board of Retail Food Distribution providing for the licensing of all retail food establishments and further providing for the advancement of the art of care and distribution of food supplies by the Board of Retail Food Distribution, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

1. Amend Section five (5) by striking all of said section after the period (.) in line ten (10).

2. Add to Section seven (7) the following:

"No license shall be revoked excepting upon a hearing and notice to the licensee, and which notice shall be signed by the Secretary of Agriculture or his authorized representative, specifying therein the time and the place of hearing, and a general statement of the complaint, such notice to be served by any peace officer not less than fifteen (15) days prior to the date of the hearing; that the hearing shall be conducted according to the rules established by the Board, and before such person or persons as shall be authorized by the Board to hear the complaint. If the licensee be found guilty of any charge in the complaint, then such licensee shall be given not to exceed fifteen (15) days of time to desist from such violation, and if such licensee shall fail, neglect or refuse to desist from such violation during said period of time, then such license shall be revoked by the Secretary of Agriculture, and notice of such revocation shall be sent to the licensee by United States registered mail to the address as shown upon the records of the Board. The licensee may appeal to the district court of the county of his residence by serving notice upon the Secretary of Agriculture by United States registered mail not more than ten (10) days after the date of such revocation, and which appeal may be heard at any time by the district court or judge. While such appeal is pending, in order to continue the business of the store, the licensee shall file a bond with the clerk of the district court in such an amount as shall be prescribed by the district court or judge."

3. Renumber Section ten (10) making the same Section nine (9) and by adding the following:

"And the said associate members of said Board of Retail Food Distribution shall have authority to employ a secretary in charge of their office to assist and aid them in their work at such a salary as they may fix with the approval of the Secretary of Agriculture who shall annually file a statement with the Department of Agriculture showing all receipts and disbursements derived from said sum."

4. Add the following as Section ten (10):

"The entire cost of the administration of the Board of Retail Food Distribution including any expense which may be incurred under Section

seven (7) of this act, but excepting the expense which may be incurred under Section three (3) of this act, shall not exceed the aggregate sum allotted to said Board under Section five (5) of this act."

5. And add the following as Section eleven (11):

"All moneys in excess of fifteen hundred dollars (\$1500.00) in the hands of the Board of Retail Food Distribution at the end of each year shall revert to the Department of Agriculture and be added to the general fund of that department."

6. Renumber Section nine (9) of Senate File No. 219 as Section twelve (12).

C. H. TOPPING, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce and trade, to which was referred Senate File No. 70, a bill for an act to authorize and direct the secretary of agriculture, for and on behalf of the state, to purchase lands or to acquire the same by condemnation or donation, and to erect thereon and operate agricultural warehouses, to prescribe the duties of public officers in reference thereto and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

C. H. TOPPING, *Chairman.*

Ordered passed on file.

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 211, a bill for an act to make appropriation to August Klein for damages suffered to crops by a change in culvert by the Iowa State Highway Commission, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 114, a bill for an act relating to the licensing of veterinarians.

Also: That the House has amended and concurred in Senate amendment to House File No. 23, a bill for an act relating to leasing of property

of cities acting under the Commission Form of Government, and to authorize leases for industrial purposes.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 7, memorializing Congress of the United States to increase federal aid for road construction.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 52, a bill for an act legalizing conveyances by executors, administrators, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 108, a bill for an act relating to a definition for the term "consumer" as included in the cigarette law.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENTS TO HOUSE FILE NO. 23

Amend Senate Amendment No. 1 by adding thereto the following:

"Further amend section one (1) by inserting immediately after the word 'cities' where it is interlined between lines four and five, the following, 'acting under the commission form of government and'."

HOUSE CONCURRENT RESOLUTION NO. 7

House concurrent resolution memorializing the President of the United States and the Congress to increase federal aid for road construction.

Whereas, The development of our state has made it increasingly apparent that the people of the state must have good roads, and

Whereas, The people of the State of Iowa at the last general election expressed themselves overwhelmingly in favor of an enlarged road construction program, and

Whereas, The road building program as outlined and contemplated in this state involves the improvement of many roads of an interstate nature, thus making the cooperation and assistance of the federal government a matter of vital importance, and

Whereas, The Congress of the United States has for many years been appropriating federal aid for road construction at the rate of seventy-five million dollars (\$75,000,000.00) per year, and

Whereas, In view of the rapidly increasing traffic on the interstate highways within this state, it is apparent that the building of roads in this state must be speeded up in order to adequately meet the needs of such interstate traffic, now, therefore,

Be It Resolved by the House of Representatives of the General Assembly of Iowa, the Senate concurring, That we hereby recommend to the President of the United States and to the Congress, that at the coming special session of Congress the annual federal aid road appropriation be increased from seventy-five million dollars (\$75,000,000) per year to not less than one hundred million dollars (\$100,000,000) per year.

Be It Further Resolved, That on the passage of this resolution the Chief Clerk of the House shall certify a copy hereof to the President of the United States, to the President of the Senate, to the Speaker of the House of Representatives of the Congress of the United States, to the Chairman of the Committee on Roads of the Senate and to the Chairman of the Committee on Roads of the House of Representatives.

Laid over under the rules.

HOUSE MESSAGE CONSIDERED

House File No. 114, a bill for an act to amend sections twenty-seven hundred sixty-six (2766) and twenty-seven hundred eighty-one (2781) of the Code, 1927, and to repeal sections twenty-seven hundred ninety-nine (2799), twenty-eight hundred (2800), twenty-eight hundred one (2801) and twenty-eight hundred two (2802), of the Code, 1927, and to enact a substitute in lieu thereof, relating to the revocation of license to practice veterinary medicine.

Read first and second times and referred to committee on agriculture.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File No. 52 as follows: Strike all after the enacting clause and substitute the following:

"Section 1. That the law as it appears in section ten thousand one hundred fifty-five (10155) of the Code of Iowa, 1927, be amended by adding at the end thereof the following:

"5. Expenditures which have been made by the county for or on behalf of a poor person or his family, as contemplated in section fifty-three hundred nine (5309) of the law as it appears in the Code of Iowa, 1927, when such person dies without leaving a surviving spouse or minor child."

Sec. 2. That the county auditor, when such expenditures have been made, shall file semi-annually with the clerk of the district court a verified

statement of such expenditures and the homestead shall be subject to the lien thereof from the date of such filing."

Strike the title and substitute the following:

A BILL FOR

An Act to render the homestead liable in certain instances for relief furnished the owner by public authorities.

A. V. BLACKFORD.

MR. PRESIDENT: Amend Senate File 267 by striking out the period in line ten (10) thereof and insert in lieu thereof a comma and the following:

"and may also own and operate equipment for, and engage in aerial transportation, subject to the laws of the state applicable thereto."

Also amend by striking from line 13 the period and by inserting in lieu thereof a comma and the following:

"or of aerial transportation."

FRANK SHANE.

On motion of Senator Frailey, the Senate adjourned until 9:30 a. m. Monday.

JOURNAL OF THE SENATE

SENATE JOURNAL,
DES MOINES, IOWA, MARCH 11, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. C. B. Helgen, President Waldorf College, Forest City, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Clearman for the day, on request of Senator Hager; Senator Booth for the day, on request of Senator Blackford; Senator Rogers for the day, on request of Senator Lowe.

Ex-Senator Dan W. Turner of Corning being present in the Senate chamber was escorted to the chair and spoke briefly.

The journal of March 9th was corrected and approved.

PETITIONS AND MEMORIALS

By Senator Doran, from citizens of Ames, Iowa, opposing an increased tax on tobacco. Ways and means.

By Senator Doran, from citizens of Boone, Iowa, favoring the full crew bill, Senate File 171 and House File 193. Railroads.

THIRD READING OF BILLS

On motion of Senator Blackford, House File No. 52, a bill for an act to render the homestead liable in certain instances for relief furnished the owner by public authorities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Blackford offered the following amendment and moved its adoption:

Amend by striking all after the enacting clause and substituting the following:

"Section 1. That the law as it appears in section ten thousand one hundred fifty-five (10155) of the Code of Iowa, 1927, be amended by adding at the end thereof the following:

"5. Expenditures which have been made by the county for or on behalf of a poor person or his family, as contemplated in section fifty-three hundred nine (5309) of the law as it appears in the Code of Iowa, 1927, when such person dies without leaving a surviving spouse or minor child."

Sec. 2. That the county auditor, when such expenditures have been made, shall file semi-annually with the clerk of the district court a verified statement of such expenditures and the homestead shall be subject to the lien thereof from the date of such filing."

Strike the title and substitute the following:

A BILL FOR

An Act to render the homestead liable in certain instances for relief furnished the owner by public authorities.

Senator Blackford moved to amend the amendment by inserting after the word "filing" in section 2 the words "in the incumbrance lien records of such office."

The amendment to the amendment was adopted.

Senator Wilson of Polk offered the following amendment to the amendment and moved its adoption.

Amend by striking out the word "semi-annually" in section 2, and inserting the word "quarterly".

The amendment to the amendment was adopted.

By unanimous consent on request of Senator Wilson of Polk, the word "That" was struck out of line 1 of Sec. 2 and the word "the" in said line begun with a capital letter.

The amendments as amended were adopted.

Senator Clark of Linn offered the following amendment and moved its adoption:

"Strike out all of section 2".

By unanimous consent on request of Senator Blackford action was deferred.

On motion of Senator Shaff, Senate File No. 149, a bill for an act to amend section forty-seven hundred fifty-five-b-twenty-nine (4755-b29) of the Code of 1927, relative to the maintenance of primary roads, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Thompson offered the following amendment and moved its adoption:

Amend by striking the word "plantings" in line 7 and inserting in lieu thereof the words "landscaping and/or planting".

The amendment was adopted.

Senator Wilson of Page offered the following amendment and moved its adoption:

Amend by striking from section 1 the following: "in neat and attractive condition and may include plantings along the roadside" and inserting in lieu thereof the words "and may authorize individuals, clubs and civic organizations under the supervision of the commission to adorn, by seeding and planting, roadsides, without expense to the state."

Senator Shaff offered the following amendment as a substitute amendment and moved its adoption:

Amend by inserting a semi-colon in line 7 after the word "condition" in place of a comma and by inserting a comma in place of the period after the word "roadside" in line 8 and adding the following words: "without expense to the state."

By unanimous consent on request of Senator Wilson of Page, his amendment was withdrawn.

The amendment offered by Senator Shaff was adopted.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Clark of	Klemme	Shaff
Baird	Cerro Gordo	Lange	Shane
Bennett	Cochrane	Langfitt	Stanley
Benson	Cole	Leonard	Stoddard
Bergman	Doran	MacDonald	Tabor
Bissell	Gunderson	McLeland	Thompson
Blackford	Hager	Merritt	Topping
Carden	Ickis	Moen	Ulstad
Carroll	Kent	Patterson	Wilson of Page
Christophel	Kimberly	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 11.

Beatty	Brush	Clearman	Lowe
Booth	Clark of Linn	Frailey	Rogers
Brookins	Clark of Marion	Gilchrist	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Christophel, Senate File No. 134, a bill for an act defining overrun and percentage of overrun in the manufacture of butter, limiting the percentage of overrun permissible in such manufacture, providing penalties and prescribing rules of evidence in prosecutions thereunder, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend Section 2, line 3 by striking out the words "twenty-four (24) per cent" and in lieu thereof inserting the words "twenty-four and one-half (24½) per cent".

Also amend Section 5, line 10 by striking out the words "twenty-four (24) per cent" and inserting in lieu thereof the words "twenty-four and one-half (24½) per cent".

Senator Christophel offered the following amendment and moved its adoption:

Amend by adding to Section 4, after line 7, the following:

"Information Confidential. Any and all information acquired by the Department of Agriculture of this state, under and by virtue of the means and methods provided for by the section next preceding, shall be deemed and held by such department and by the Secretary thereof as confidential, and shall not be disclosed by said department or by said Secretary thereof except so far as the same may be necessary for the enforcement of the laws of this state, with respect to the percentage of 'overrun' provided for in this act."

Senator Benson offered the following amendment as a substitute for Senator Christophel's amendment and moved its adoption:

Amend by adding to section 4 after line 7 the following:

"Any statement, report, or information required by this act to be made or furnished by any person, corporation, or association, shall be for the information of the secretary of agriculture, the attorney general, or any public official who may be interested in an official way in receiving such statement, report, or information, but such statement, report or information shall not be open to public inspection, nor shall it be published or used for private purposes, but may be used in an official, legitimate way in the enforcement of this act."

The substitute amendment was adopted.

The bill was read for information.

Senator Christophel moved that the reading just had be considered the third reading, which motion prevailed.

Senator Shaff moved to reconsider the vote by which the bill passed its third reading, which motion prevailed.

Senator Shaff offered the following amendment and moved its adoption:

Amend section 5 as amended by striking out the word and figures "twenty-four and one-half (24½)" in line 10 and inserting in lieu thereof the words and figures "twenty-three and one-half (23½)".

The amendment was lost.

The bill was read for information.

Senator Christophel moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Clark of	Klemme	Shaff
Baird	Cerro Gordo	Lange	Shane
Bennett	Clark of Marion	Langfitt	Stanley
Benson	Cochrane	Leonard	Stoddard
Bergman	Cole	MacDonald	Tabor
Bissell	Doran	McLeland	Thompson
Blackford	Gunderson	Merritt	Topping
Carden	Hager	Moen	Ulstad
Carroll	Ickis	Patterson	Wilson of Page
Christophel	Kent	Rigby	Wilson of Polk
	Kimberly		

Nays, none.

Absent or not voting, 10.

Beatty	Brush	Frailey	Lowe
Booth	Clark of Linn	Gilchrist	Rogers
Brookins	Clearman		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Christophel moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Blackford, House File No. 12, a bill for an act to repeal the law as it appears in section seventy-five hundred seventy-eight (7578) of the Code, 1927, and to enact a sub-

stitute in lieu thereof relating to drainage outlets in other states, was taken up and considered, it having been substituted for Senate File No. 103, a companion bill, with report of committee recommending amendment and passage, and the report of the committee adopted.

Senator Blackford offered the following amendment and moved its adoption :

Amend by striking the title and substituting the following :

"A BILL FOR

An Act to repeal section seventy-five hundred seventy-eight (7578) as it appears in the Code of 1927, and to enact a substitute in lieu thereof authorizing the board of supervisors of a county in which a drainage ditch is established to purchase right of way for an outlet thereof in an adjoining state, and to contribute to the cost of construction of a drainage ditch in the adjoining state that is to be used as an outlet for the ditch in this state."

Amend by striking all after the enacting clause and substituting the following :

"Section 1. That section seventy-five hundred seventy-eight (7578) as it appears in the Code of 1927 is hereby repealed and the following enacted in lieu thereof: 'When a district is, or has been established in this state and no practicable outlet therefor can be obtained except through lands in an adjoining state, the board of supervisors of the county where said district is situated shall, as drainage commissioners, have power to purchase a right of way and to construct a ditch for such outlet in an adjoining state, or to contribute to the construction of such a ditch in an adjoining state and to pay for the same out of the funds of such district."

"Sec. 2. The board of supervisors shall have authority to levy a tax on the lands in said drainage district established in this state to provide funds from which to pay for the improvement referred to in section one (1) hereof should such levy be necessary."

"Sec. 3. All acts or parts of acts in conflict herewith are hereby repealed."

The amendment was adopted.

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Carroll	Kent	Rigby
Baird	Christophel	Klemme	Rogers
Bennett	Clark of	Lange	Shane
Benson	Cerro Gordo	Langfitt	Stanley
Bergman	Cochrane	Lowe	Stoddard
Bissell	Cole	MacDonald	Tabor
Blackford	Doran	McLeland	Thompson
Brookins	Hager	Merritt	Topping
Carden	Ickis	Moen	Ulstad

Nays, none.

Absent or not voting, 15.

Beatty	Clark of Marion	Gunderson	Shaff
Booth	Clearman	Kimberly	Wilson of Page
Brush	Frailey	Leonard	Wilson of Polk
Clark of Linn	Gilchrist	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Blackford, Senate File No. 103 was withdrawn from further consideration.

On motion of Senator Christophel, Senate File No. 279, a bill for an act to amend section eight thousand seven hundred eighty-five (8785) and to repeal section eight thousand seven hundred eighty-six (8786) of the Code, 1927, relating to fraternal beneficiary societies, orders or associations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Christophel offered the following amendments and moved their adoption:

(1) Amend the title by striking the words "and to repeal section eight thousand seven hundred eighty-six (8786)".

(2) Amend by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section eight thousand seven hundred eighty-five (8785) of the Code, 1927, is amended by striking the period at the end of said section and substituting a colon therefor and adding the following: "Provided, however, that societies whose membership is confined to the

members of any one religious denomination may be permitted to provide that benefits under their certificates of membership may be paid to educational, religious, charitable or benevolent institutions."

The amendments were adopted.

The bill was read for information.

Senator Christophel moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Kimberly	Rigby
Baird	Cerro Gordo	Klemme	Shane
Bennett	Clark of Linn	Lange	Stanley
Benson	Clark of Marion	Langfitt	Stoddard
Bergman	Cochrane	Lowe	Tabor
Bissell	Cole	MacDonald	Thompson
Blackford	Doran	McLeland	Topping
Brookins	Gunderson	Merritt	Ulstad
Carden	Hager	Moen	Wilson of Page
Carroll	Ickis	Patterson	Wilson of Polk
Christophel	Kent		

Nays, none.

Absent or not voting, 9.

Beatty	Clearman	Gilchrist	Rogers
Booth	Frailey	Leonard	Shaff
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Christophel moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley, House File No. 174, a bill for an act to amend the law as it appears in section forty-two hundred seventy-four (4274) of the Code, 1927, relating to the payment of tuition, a committee bill, having been referred to committee on public schools, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Cochrane	Langfitt	Shane
Bennett	Cole	Leonard	Stanley
Benson	Doran	Lowe	Stoddard
Bissell	Gunderson	MacDonald	Tabor
Blackford	Hager	McLeland	Thompson
Brookins	Ickis	Merritt	Topping
Carden	Kent	Moen	Ulstad
Carroll	Kimberly	Patterson	Wilson of Page
Christophel	Klemme	Rigby	Wilson of Polk
Clark of Marion	Lange		

Nays, none.

Absent or not voting, 12.

Anderson	Booth	Clark of Linn	Gilchrist
Beatty	Brush	Clearman	Rogers
Bergman	Clark of Cerro Gordo	Frailey	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stanley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Doran a typographical error in Senate File No. 59 as passed by the Senate was ordered corrected by the Secretary.

HOUSE FILE NO. 70 RE-REFERRED

By unanimous consent on request of Senator Stanley, House File No. 70 was rereferred to the committee on schools.

THIRD READING OF BILLS

On motion of Senator Baird, Senate File No. 291, a bill for an act to repeal section six thousand one hundred ninety-dash a two (6190-a2), six thousand one hundred ninety dash a four (6190-a4), and six thousand one hundred ninety dash a eleven (6190-a11), Code of 1927, and to enact a substitute therefor; relating to resolutions of necessity, installation and contracts, method of petitioning for extensions, notice of proposed extensions and providing a method of rebate to property owners, all in connection with waterworks extensions and water mains, and providing for publication hereof, introduced and placed on the calendar under suspension of the rules, was taken up, considered, and the report of the committee adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by inserting the following as Section 4, and renumbering Section 4 as Section 5.

Sec. 4. Section six thousand one hundred ninety-a thirteen (6190-a13) of the Code, 1927, is amended by striking from lines five, six, seven and eight, the words "nor to cities having a population of seventy thousand or more, acting under the commission plan of government."

The amendment was adopted.

By unanimous consent on request of Senator Stoddard the Secretary was instructed to correct the title to conform with the amendment adopted.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend section 2 by striking out of lines 20 and 21 the words and figures "seven (7) days nor more than fourteen (14) days" and inserting in lieu thereof the words "two weeks nor more than four weeks".

The amendment was adopted.

By unanimous consent, upon request of Senator Baird, the word "dash" was stricken out of the title and bill wherever it appeared and a "hyphen (-)" inserted in lieu thereof.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Clark of	Klemme	Shaff
Baird	Cerro Gordo	Lange	Shane
Beatty	Clark of Marion	Langfitt	Stanley
Bennett	Cochrane	Leonard	Stoddard
Benson	Cole	Lowe	Tabor
Bissell	Doran	MacDonald	Thompson
Blackford	Gunderson	McLeland	Topping
Brookins	Hager	Merritt	Ulstad
Carden	Ickis	Moen	Wilson of Page
Carroll	Kent	Patterson	Wilson of Polk
Christophel	Kimberly	Rigby	

Nays, none.

Absent or not voting, 8.

Bergman	Brush	Clearman	Gilchrist
Booth	Clark of Linn	Frailey	Rogers

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Baird, Senate File No. 79 was withdrawn from further consideration.

On motion of Senator Moen, Senate File No. 215, a bill for an act to make an appropriation to compensate W. L. Hall for apprehension of paroled prisoners, a claims committee bill, was taken up, considered, and the report of the committee on appropriations was adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Kimberly	Rigby
Baird	Cerro Gordo	Klemme	Shane
Beatty	Clark of Linn	Lange	Stanley
Bennet	Clark of Marion	Langfitt	Stoddard
Benson	Cochrane	Leonard	Tabor
Bergman	Cole	Lowe	Thompson
Bissell	Doran	MacDonald	Topping
Blackford	Gunderson	McLeland	Ulstad
Carden	Hager	Moen	Wilson of Page
Carroll	Ickis	Patterson	Wilson of Polk
Christophel	Kent		

Nays, none.

Absent or not voting, 9.

Booth	Brush	Frailey	Rogers
Brookins	Clearman	Gilchrist	Shaff
		Merritt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. NO. 211 RE-REFERRED

By unanimous consent, on request of Senator Stoddard, Senate File No. 211 was re-referred to the committee on appropriations.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment in which the concurrence of the House was asked:

House File No. 201, a bill for an act to protect investors by regulating sales and purchases of stocks, bonds, notes, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 204, a bill for an act relating to the destruction of weeds and to provide for the appointment of "weed commissioners".

Also: That the House has receded from its amendments to Senate File No. 24, a bill for an act to make permanent the temporary transfer of money from the State Insane Fund to the General County Fund of Decatur county, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

PROOF OF PUBLICATION

I hereby certify that as secretary of the Senate, I have received proof of publication of House File No. 328, a proposed bill to legalize the proceedings of the Board of Supervisors of Webster county.

WALTER H. BEAM, *Secretary.*

COMMUNICATION FROM THE GOVERNOR

A communication was received from the Governor stating that he had on March 9, approved of the following bills:

S. F. No. 166, relating to capital and surplus required for the organization of stock life insurance companies.

S. F. No. 197, relating to the duty of the secretary of state to maintain in his office certain files relating to motor vehicles.

S. F. No. 47, relating to filing of articles of incorporation.

S. F. No. 37, relating to the filing of claims in assignments for benefit of creditors.

S. F. No. 25, relating to a transfer of money in Decatur county.

S. F. No. 178, legalizing a transfer of funds in Marion county, Iowa.

S. F. No. 198, legalizing the transfer of funds in Missouri Valley, Iowa.

S. F. No. 177, legalizing the transfer of funds in Monroe county, Iowa.

S. F. No. 122, legalizing the transfer of funds in Dallas county, Iowa.

S. F. No. 75, legalizing the transfer of funds in Osceola county, Iowa.

S. F. No. 158, legalizing franchises of the Iowa-Illinois Telephone Company.

S. F. No. 116, authorizing issuance of a patent to certain lands in Marion county, Iowa.

HOUSE MESSAGE CONSIDERED

House File No. 204, a bill for an act to amend the law as it appears in sections forty-eight hundred eighteen (4818), forty-eight hundred nineteen (4819), forty-eight hundred twenty-two (4822), forty-eight hundred twenty-three (4823), forty-eight hundred twenty-three b-1 (4823-b-1), forty-eight hundred twenty-four (4824), forty-eight hundred twenty-five (4825), and repeal sections forty-eight hundred seventeen (4817), and forty-eight hundred twenty-one (4821), of the Code, 1927, and to enact substitutes therefor, and to repeal section forty-eight hundred twenty-seven (4827) of the Code, 1927, relating to the destruction of weeds, and to provide for the appointment of "Weed Commissioners" and to prescribe their powers and duties.

Read first and second times and referred to committee on agriculture.

REPORTS OF COMMITTEES

Senator Wilson of Page submitted the following reports:

MR. PRESIDENT: Your committee on railroads, to which was referred Senate File No. 273, a bill for an act to repeal section five hundred sixteen (516) of the Code, 1927, relating to the election of railroad commissioners, and to enact a substitute therefor, begs leave to report it has had the same under consideration and returns the bill without recommendation.

D. L. WILSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on railroads, to which was referred Senate File No. 267, a bill for an act to amend chapter three hundred

seventy (370), Code, 1927, relating to general powers of railway corporations, by adding thereto section seven thousand nine hundred forty-five a-1 (7945-a1) authorizing railroad corporations to engage in the business of transporting persons and property for hire upon the public highways, and to own capital stock and securities of corporations organized for or engaged in such transportations, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting in section two the words "Knoxville Journal, a newspaper published at Knoxville, Iowa, and the Ottumwa Courier, a newspaper published at Ottumwa, Iowa".

D. L. WILSON, *Chairman*.

Ordered passed on file.

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 304, a bill for an act to make an appropriation to compensate William Sexton, Stewart Baker, William Lynch, William Brown and William Drew, for horses slaughtered under the authority and direction of the Secretary of Agriculture because of glanders infection, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from line five (5) of section one (1) the following words and figures: "two hundred seventy-five dollars (\$275.00)" and insert in lieu thereof the words and figures "one hundred eighty-three dollars and thirty-three cents (\$183.33)".

Also strike from line six (6) of section one (1) the following words and figures: "two hundred dollars (\$200.00)" and insert in lieu thereof the words and figures "one hundred and thirty-three dollars and thirty-three cents (\$133.33)".

Also strike from line seven (7) of section one (1) the following words and figures: "three hundred seventy-five dollars. (\$375.00)" and insert in lieu thereof the words and figures "two hundred fifty dollars (\$250.00)".

Also strike from line eight (8) of section one (1) the following words and figures: "one hundred twenty-five dollars (\$125.00)" and insert in lieu thereof the words and figures "eighty-three dollars and thirty-three cents (\$83.33)".

Also strike from line nine (9) of section one (1) the following words and figures: "one hundred twenty-five dollars (\$125.00)" and insert in lieu thereof the words and figures "eighty-three dollars and thirty-three cents (\$83.33)".

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 323, a bill for an act to make appropriation to Henry Schwarch for loss of a horse as a result of injury when struck by a state owned truck, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 306, a bill for an act to make an appropriation to Carl N. Neiderman for injuries received while in service of the state at the annual encampment of the Iowa National Guard at the August, 1928, encampment, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend S. F. No. 210 by striking lines nine (9), ten (10) and eleven (11) and inserting in lieu thereof the following:

"In addition to the finger prints as herein provided any such officer may also take the palm prints of any such person."

C. A. BENSON.

MR. PRESIDENT: I move to amend Senate File No. 194 as follows:
Strike out section 12 and renumber the sections following.

OTTO F. LANGE.

MR. PRESIDENT: I move to amend Senate File No. 232 by striking therefrom all following the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter 406 of Title XX, Code of Iowa, 1927, is amended by adding thereto the following:

"No recovery on a policy or contract of insurance shall be defeated for failure of the insured to comply, after a loss occurs, with any arbitration or appraisal stipulation as to fixing the value of property. No arbitration shall take place except substantially where the property was situated at the time of loss. Contracts of insurance to indemnify against loss by hail to growing crops which stipulate for arbitration shall provide that the decision of the majority of the arbitrators shall be final."

Also amend title by striking therefrom the following: "Section 8982" and inserting "Chapter 406".

A. T. BROOKINS.

AMENDMENT

I move to amend Sec. 2 of Senate File No. 298 by striking the words "any of the animals named and described in this act in the northern district from October twentieth to December thirty-first of any year" following the word "ensnare" in line 12, and inserting in lieu the following:

"raccoon in the northern district from October twentieth to December thirty-first of any year, and any of the other animals named and described in this act in the northern district, from November fifth to December thirty-first of any year."

J. H. HAGER.

By unanimous consent, on request of Senator Clark of Linn, the Secretary of the Senate was instructed to make a clerical correction in the Senate amendments to House File No. 201.

On motion of Senator Benson the Senate adjourned until 9:30 a. m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 12, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. J. E. Drake, pastor of the Presbyterian church of Holland, Iowa.

PETITIONS AND MEMORIALS

The following petitions were received and referred to the designated committees:

By Senator Stoddard, from P. T. A. of Franklin school, Sioux City, Iowa, favoring the bill for the betterment of underprivileged children. Schools.

By Senator Stoddard, from P. T. A. of Franklin school, Sioux City, Iowa, favoring the bill providing for health nurse. Schools.

By Senator Patterson, from citizens of Kossuth county, favoring the making of military training optional. Educational institutions.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of Senate File No. 358, a proposed bill to legalize transfer of funds in Keokuk county, Iowa.

WALTER H. BEAM, *Secretary.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 101 and 158.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, House Files Nos. 101 and 158.

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned members of the Senate, request a call of the Senate for the consideration of Senate File No. 133:

GEO. W. CHRISTOPHEL	F. M. BEATTY
CHAS. T. ROGERS	A. T. BROOKINS
WESLEY C. LOWE	F. C. STANLEY
J. N. LANGFITT	FRANK BISSELL
C. A. BENSON	J. W. KENT
O. E. GUNDERSON	J. H. HAGER
E. W. CLARK	L. H. DORAN
D. W. KIMBERLY	F. D. ICKIS

Senator Lange moved that the rules be suspended and he be allowed to introduce a bill.

The motion was lost.

Senator Shaff asked unanimous consent that the following communication be read, and printed in the journal.

March 11, 1929.

SENATOR J. O. SHAFF, Chairman,
Senate Highways Committee,
Des Moines, Iowa.

REPRESENTATIVE C. A. HOLLIS, Chairman,
House Committee on Roads and Highways,
Des Moines, Iowa.

GENTLEMEN: Pursuant to your request, in view of the decision of the Supreme Court on the state road bond act, for our suggestion as to the best plan of financing the completion of the primary road improvement program approved by the people at the election last November, we wish to submit the following:

We would recommend:

(1) That the primary road improvement program during 1929 and 1930 be carried on, as in the past, through the use of current primary road funds supplemented by county primary road bonds.

(2) That in the meantime, the Constitution of the State be amended so as to provide

(a) That the financing of the primary road improvement program be completed through the issuance of state bonds;

(b) That the principal of county primary road bonds outstanding be paid out of the proceeds of the state bonds;

(c) That the state bonds and interest thereon be paid out of the primary road fund;

(d) That motor license fees and gasoline license fees coming into the primary road fund, be pledged to the payment of such state bonds and the interest thereon.

(e) That the good faith of the state be pledged to make available each year from motor license fees and gasoline license fees or from a tax on other motor fuel or power, an amount sufficient to pay the interest and principal of such state bonds maturing each year.

Such a plan can be put into effect and carried to its conclusion without any delay in the primary road improvement program. The work of improving the primary road system can be carried on at exactly the same rate each year that it would have been carried on under the former state road bond act and can be completed within six years from the present time.

Under the state road bond act we had planned to construct twenty-four million dollars' worth of work during 1929 and twenty-three million dollars' worth of work during 1930. The work can be carried on at this rate during the years 1929 and 1930 by continuing to use county bond funds to supplement the primary road funds.

There are at the present time \$18,700,000 of county primary road bonds voted in the various counties, but not yet issued.

For 1929 the construction program can be financed as follows:

From county bond funds now on hand from bonds heretofore issued	\$ 1,500,000
From current primary road funds available for construction work	11,300,000
From county primary road bonds heretofore voted but not yet issued	11,200,000
Total	\$24,000,000

For the year 1930 the construction program can be financed as follows:

From current primary road funds.....	\$ 8,700,000
From county bond funds heretofore voted.....	7,500,000
Total funds now available	\$16,200,000
Additional county bonds to be voted.....	6,800,000
Total	\$23,000,000

From the activities now being shown in a number of the counties relative to the voting of county bonds, we feel confident that a sufficient number of county bonds will be voted during 1929 and 1930 to provide \$6,800,000 as indicated above.

To facilitate the completion of the improvements in certain counties that have already issued the full amount of primary road bonds authorized by law, we would suggest that the limitation on such bonds as contained in Section 47530a17, Code, 1927, be increased from three per cent to five per cent of the actual value of the taxable property within the county.

The amending of the Constitution so as to provide for the issuance of bonds by the state can be completed in such time that the construction program for 1931 can be financed out of such state bonds. There would thus be no stoppage in the construction program.

The plan herein proposed has to commend it among others, the following advantages:

1. It is the most economical of interest of any plan that can be devised. The bonds authorized under such a proposed constitutional amendment plan, would be high-class securities commending themselves to the best security markets and commanding the lowest possible rate of interest. We estimate that the plan as outlined herein would save about \$9,985,000 in interest over the anticipatory certificate plan as has been proposed to the General Assembly.

2. Under the constitutional amendment and state bond plan herein proposed, no indebtedness would be created at any time unless such indebtedness were authorized by a vote of the people. We hold this to be a fundamental requirement. Under the certificate plan we estimate that in order to complete the primary road improvement program as outlined within the next six years, approximately \$65,000,000 of obligations or indebtedness would be created by the state without a vote of the people and the door would be opened wide for the incurring of further indebtedness or obligations by the state at any time in the future and for whatever purpose might be desired without a vote of the people.

We have figured the interest on the state bonds at 4.15%. Under the present market conditions bonds of this nature would, according to our best information, sell bearing that rate of interest. We have figured the interest on the anticipation certificates at 5%. We are considerably at sea as to just what rate of interest might be required on these certificates. We have been advised that this interest rate would run all the way from 4¾% to 6% under present market conditions. We have used 5% as representing a conservative basis of estimate.

Yours very truly,

IOWA STATE HIGHWAY COMMISSION,

CLIFFORD L. NILES, *Chairman.*

H. A. DARTING,

T. J. O'DONNELL,

H. E. DEAN,

CARL C. RIEPE,

Commissioners.

F. R. WHITE,

Chief Engineer.

COMMUNICATION FROM THE GOVERNOR

March 11, 1929.

MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES OF THE FORTY-THIRD GENERAL ASSEMBLY:

In view of the recent decision of the Supreme Court holding the State Road Bond Act invalid, the Chairman of the Highways Committees of the Senate and of the House have requested the Chief Engineer and the State Highway Commission to submit recommendations as to the best plan of financing the completion within the next six years, of the primary road improvement program approved by the people at the election last November, and such plan has been so submitted under this date. It recommends,

First. That the financing of the primary road work for the years 1929 and 1930 be carried forward as in the past, by current primary road funds supplemented by county bond funds.

Second. That the Constitution of the State be amended so as to provide for the completion of the financing of said primary road improvement program by a state bond issue, such bonds and the interest thereon to be paid out of the primary road fund, and that the motor license fees and gasoline license fees going into the primary road fund be pledged to the payment of such state bonds and the interest thereon, and that good faith of the state be pledged to make available each year from motor license fees and gasoline license fees, or from a tax on other motor fuel or power an amount sufficient to pay the interest and principal of such state bonds maturing each year.

This plan is conservative, safe, economical and sound. This plan has my full approval and support. Its cardinal principles are:

1. Economy in interest charges.
2. Soundness of finance.
3. That no indebtedness or obligations of the State shall be incurred without a vote of the people.

Under this plan the primary road improvement program would be carried to completion in exactly the same manner and payments would be made out of exactly the same funds as were contemplated under the road bond act approved by the people last November, and in the time specified in said act. It would keep faith with the people who voted for the state road bond act.

Contrasted with the above plan there is before you, as outlined in Senate File 389 and House File 360, a proposed plan for financing primary road improvements through the issuance of certificates or warrants in anticipation of the primary road fund. This certificate or warrant plan is extravagant, in that it will cost approximately \$9,985,146.00 more in interest than would have to be paid under the proposed state bond plan. It is fundamentally wrong in that it establishes a precedent and

a method of getting the State into unlimited millions of dollars of debt without such indebtedness having been authorized by a vote of the people. The certificate plan is unsound financially; it is unsound from a Governmental standpoint in getting the State far into debt without authorization by the people, and it may be unsound legally, in that there is serious question as to whether certificates or warrants in such an amount and extending over such a period of years can legally be issued without a vote of the people.

Therefore, I wish to recommend to you the adoption of a proposal to amend the Constitution and authorize a state bond issue for the completion of the primary road system.

Respectfully submitted,

JOHN HAMMILL, *Governor.*

REPORTS OF COMMITTEES

Senator McLeland submitted the following reports:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred House File No. 153, a bill for an act to amend the law as it appears in section ten thousand seven hundred seventy-one (10771), Code of Iowa, 1927, relating to holding court and providing for same to be at the expense of the county, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 346, a bill for an act to amend the law as it appears in section fifty-two hundred sixty-two (5262) of the Code of Iowa, 1927, relating to expenditures by counties for erection of court house, jail, or county home, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. MCLELAND, *Chairman.*

Ordered passed on file.

Senator Benson submitted the following reports:

MR. PRESIDENT: Your committee on agriculture, to which was referred House File No. 155, a bill for an act relating to definitions and rules of construction for commercial feeds, begs leave to report it has had the same under consideration and recommends the same do pass:

C. A. BENSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File No. 153, a bill for an act to amend the law as it appears in chapter one hundred twenty-nine of the Code of Iowa, 1927, relating to the eradication of bovine tuberculosis, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by striking the same and substituting in lieu thereof the following:

"An act to amend the law as it appears in section twenty-six hundred ninety (2690) of the Code of Iowa, 1927, relating to the eradication of bovine tuberculosis and to provide for the regulation of the importation into this state of cattle whether or not they have been tested for such disease, as provided in chapter one hundred twenty-nine (129) of the Code, 1927, as amended."

That the bill be further amended by adding the following:

"Sec. 4. The law as it appears in section twenty-six hundred ninety (2690) of the Code of Iowa, 1927, is hereby amended by striking from lines three (3) and four (4) thereof the following:

'enrolled under the county area plan'."

C. A. BENSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred House File No. 154, a bill for an act relating to the requirements for labeling mineral mixtures, begs leave to report it has had the same under consideration and recommends the same do pass.

C. A. BENSON, *Chairman*.

Ordered passed on file.

Senator Clark of Linn submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 136, a bill for an act to amend sections relating to street improvements, sewers, and special assessments and bonds issued therefor, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section six of the bill by striking out of lines six and seven thereof the words "said certificates or" and by inserting in lieu thereof the words "If bonds are issued said".

Also amend said bill by adding thereto as sections 8, 9, and 10 the following:

Sec. 8. Section five thousand nine hundred ninety-two (5992) of the Code, 1927, is hereby amended by striking out the word "bonds" in the fourth line thereof, and by inserting in lieu thereof the words "certificates or bonds as the case may be."

Sec. 9. Section five thousand nine hundred ninety-six (5996) of the Code, 1927, is hereby amended by striking out of lines eight and nine the words "seventy-five per cent of the property subject to assessment", and inserting in lieu thereof the following: "Property subject to pay seventy-five per cent of the assessable cost of the proposed improvement."

Sec. 10. This act shall also apply to cities acting under special charter.

The title of the bill is hereby amended by inserting therein immediately after the words and figures "six thousand one hundred seventeen (6117)" the following: "section five thousand nine hundred ninety-two (5992), and five thousand nine hundred ninety-six (5996)".

The title of the bill is also hereby amended by inserting at the end thereof the following: "and to make the provisions of this act apply also to cities acting under special charter."

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 266, a bill for an act to amend Sec. 5663, Code, 1927, relating to city and town councils, and to authorize the providing of uniforms and equipment for members of police and fire department, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out the last two lines of section 1 and inserting in lieu thereof the following:

"17. Uniforms. Cities under the commission form of government having a population of less than thirty thousand (30,000) shall have the right to provide uniforms and suitable equipment for the use of members of the fire and police department."

Further amend by adding thereto as section 2 the following:

"Sec. 2. This act shall also apply to cities acting under special charter regardless of population."

Amend the title by striking out lines 3 and 4 and inserting in lieu thereof the following:

"And to authorize cities under the commission plan of government having a population of thirty thousand (30,000) and less, and cities acting

under special charter, regardless of population, to provide uniforms and equipment for members of police and fire departments."

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 398, a bill for an act to empower cities to lease lands for the purpose of providing places for the parking of automobiles and other conveyances, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 392, a bill for an act to amend Section 5989, Code, 1927, relating to the condemnation by cities of private property for right of way for sewers, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 390, a bill for an act to amend Section 5986, Code, 1927, relating to assessments for the construction of main sewers, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 276, a bill for an act relating to the creation of a Board of Public Improvements in certain cities, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title to Senate File No. 276 by striking out all of the title and substituting in lieu thereof the following:

"A BILL FOR

An Act relating to the creation of a Valuation Committee in certain cities; prescribing the powers and duties of said committee; providing the procedure for initiating, approving and ordering certain public

improvements; procuring the advice of certain city officials; providing for a Default and Deficiency Fund; providing for notices and hearings, and the procedure necessary to secure the approval by the City Council of Resolution of Necessity and contents thereof, and confirmation by the District Court of certain special assessments and real estate valuations in advance of the performance of the work, and providing for re-assessment in certain cases, and providing for rebates, forfeitures, the issuance of bonds, and providing for the lien of special assessments and the exemption of certain cities from certain claims."

That all that part of said Senate File No. 276 after the enacting clause be stricken out, and the following be substituted in lieu thereof:

Section 1. All cities operating under the Commission Plan of Municipal Government and having a population of one hundred twenty-five thousand or more, shall have the power to organize any number of their employees into an advisory committee, for the purpose of investigating and advising the Council in the matter of the construction of street improvements and sewers, and assessments therefor, of which committee the City Engineer shall be the presiding and executive officer. The Chief Clerk in the Department of Streets and Public Improvements shall be the Secretary thereof and the City Treasurer shall be the Vice-President thereof. The Corporation Council or City Solicitor may be a member of said committee.

The City Engineer shall advise the Council as to the general utility, necessity or efficiency of any proposed public improvement; the City Treasurer shall advise the Council upon the method and manner of financing any such improvement; the Corporation Council or Solicitor shall advise the Council as to proper legal procedure in ordering or constructing any such improvement and in assessing and financing the same. The Chief Clerk in the Department of Streets and Public Improvements shall have general supervision of the preparation of resolutions of necessity, schedules of assessments, valuations, liens and schedules of property subject to tax sale.

The Civil Engineer shall have general supervision of the preparation of plans and specifications for any public improvement, and shall have such other duties as may be prescribed by law.

The Council shall also employ an Assessment Clerk, who shall have charge of the detail work of preparing Schedules of Assessments under the direction of the Chief Clerk.

The City Council shall appoint three persons who shall be known as the Valuation Committee, who shall be appointed to serve on one or more improvement projects or for any length of time not exceeding one year, and who may be re-appointed for a similar term or terms and receive such compensation as the Council shall fix by ordinance, which compensation may be a proper incidental expense chargeable to any proposed improvement. Said Valuation Committee shall be persons skilled in the knowledge of real estate values of any such City, and pos-

sess qualifications which will justify the reception of their testimony by the District Court of the County where such real estate is located, as experts upon real estate values.

The Chief Clerk in the Department of Streets and Public Improvements shall be Secretary of said Valuation Committee, shall attend all meetings, shall have charge of all books, papers and records, and shall keep a record of all valuations fixed by said committee. The meetings of said committee shall be held in the office of the Civil Engineer in the City Hall.

The City Council may accept the valuations fixed by the Assessor upon property proposed to be assessed in all cases where deficits and defaults are improbable.

Section 2. All owners of property to be affected by any public improvement to be paid for in whole or in part by special assessment, may initiate any plan for a public improvement, by written contract to be approved by the City Council and signed by all the said owners of record and record lien holders of all the property affected by the proposed assessment for said public improvement, and the contractor performing the work or furnishing material, and by any such City, but no liability shall attach to said City because of work done, material furnished or assessment levied, other than to accommodate said property owners and contractor with the procedure of said City for the levying of the special assessment as in this Act provided.

Section 3. All resolutions of necessity, contracts and proceedings for local improvements to be paid for wholly or in part by special assessment shall be governed by the provisions hereof and resolutions of necessity, plans, specifications and contracts shall be approved by the Civil Engineer, except as herein otherwise provided, and except as to sidewalks and sewer connections and water connections. Petitions for all such public improvements shall be addressed to the City Council. The Civil Engineer shall have the power to recommend a plan for any local improvement, to be paid for wholly or in part by special assessment, either with or without a petition. "Local Improvements", "Public Improvements", and "Improvements", when herein referred to, shall mean street improvements or sewers payable in whole or in part by special assessments.

Section 4. Notice of the time and place of public consideration or hearing by the Council on any resolution of necessity and schedule of valuations and assessments, shall be given by the Chief Clerk of the Department of Streets and Public Improvements, by delivering written notice thereof to the occupant of said real estate, or any person over fourteen (14) years of age in possession of said real estate affected by said special assessment, said real estate being within three hundred (300) feet of said proposed street improvement or sewer, and in the case of any railway company, by delivering written notice to any local agent or officer thereof, at least fifteen (15) days before said public consideration or hearing, and similar notice shall be posted upon all

vacant or unoccupied real estate subject to assessment and within three hundred (300) feet of said proposed local improvement, at least fifteen (15) days before said public consideration or hearing, and similar written notice shall be given to all owners of property outside of said three hundred (300) feet area and within the benefited district, by posting written notices in conspicuous places along the line of said proposed improvement at least fifteen (15) days before said public consideration or hearing. Vacant property shall include property, the owner and occupant of which, and the members of his family over fourteen (14) years of age, are absent therefrom at the time service or posting is made or attempted to be made.

The foregoing notice shall be given of the time and place for said public consideration or hearing upon said proposed resolution of necessity and schedule of valuations and assessments, and said notices above required shall also notify the owners and any persons interested in said proposed local improvement that upon final passage of said resolution of necessity by the City Council, the said City will petition the District Court of the County where said City is located for confirmation of said schedule of valuations and assessments within ten (10) days from the date of said final passage of said resolution of necessity by the City Council. Said notice shall also describe the character of the improvement; the extent and location thereof; the total estimated cost, and that the said District Court will set a date for hearing on said petition within thirty (30) days from the date of final passage of the resolution of necessity. A sworn statement by the person delivering or posting any of the above mentioned notices, giving the date when said notices are actually delivered or posted, shall be filed with the said Chief Clerk, and shall be presumptive evidence of valid service of notice hereunder.

After the final passage of the resolution of necessity, the Chief Clerk of the Department of Streets and Public Improvements shall publish a notice in some newspaper of general circulation in the City where said real estate is located, notifying the owner or persons interested in the real estate proposed to be assessed and referred to in said resolution of necessity, that the said City has filed a petition in the District Court of the County where said real estate is located praying said Court to confirm the valuations and assessments, and giving the date which the said District Court has set for the trial upon said petition. Said notice shall be published and said petition shall be on file within ten (10) days from the date of the final passage of said resolution of necessity by the City Council, and thereupon said District Court shall have jurisdiction of the real estate, the real estate valuations and assessments as finally fixed by the City Council as herein provided.

The time within which publication of notice hereunder shall be given, or petition filed in District Court shall not be grounds for objection unless found to be material by the District Court, in which event the said Court may prescribe a new notice.

Section 5. At the time and place fixed in said notice for the public hearing, the City Council shall meet and hear the complaints of any

interested property owner desiring to be heard on the subject of the necessity for the proposed improvement, the nature and type thereof, the valuation or the cost as estimated, and the assessment. After consideration of said proposed improvement and objections thereto, if any, or to any of the elements thereof, the City Council shall adopt a resolution abandoning the said proposed plan, or adhering thereto, or approving, changing or modifying the extent, nature, kind, character, type or estimated cost, provided such change shall not increase the estimated cost of the improvement to exceed ten per centum of the same or change the district without a further public hearing thereon with notice as required for the original hearing. The contents of such resolution of necessity shall be the same as required by Section 5991 of the Code, and shall provide whether the same shall be paid for wholly or in part by special assessment, and if in part only, shall so state. The Council may equalize valuations and assessments.

Incidental expenses shall include all engineering costs, the expense of estimates, valuations and inspections, court expenses, clerk hire, costs incidental to notice and printing bonds, and such other costs of service and material as shall enter into the total expense of initiating and carrying to completion the particular improvement and assessment therefor.

The assessment as prepared and as approved by the City Council, and as confirmed by the Court, shall include an item to be known as the Default and Deficiency Fund equal to ten per cent of the total estimated cost of the improvement, including all incidentals, which shall be added thereto, and which said fund shall be used to pay deficits and defaulted installments, and other unforeseen costs and expenses incidental to said improvement and assessment, including payments made by city for tax sales or redemption from tax sales.

Each lot, part of lot or parcel of property shall bear its just proportion of said assessment upon the area basis, except as herein otherwise provided.

If, after the completion and acceptance of any improvement by the City Council, it appears that the total assessment exceeds the total cost of said improvement, including incidentals, by more than ten per cent, then the City Solicitor shall petition the District Court to reduce and adjust said assessment to an amount not to exceed ten per cent in excess of said total cost, including said incidentals, taking into account installments of assessment previously paid.

The proportion of any assessment beneficial to the public shall be paid out of the Improvement Fund, or Sewer Funds as the case may be, except that portion which should be otherwise borne by park property affected by said improvement, in which event said portion shall be paid out of park funds.

Any objection or remonstrance filed with the City Council shall contain the signatures of the owners, legal representatives, or their attor-

ney, a general description of the property owned or represented, the area so owned or represented upon said local improvement or affected by a proposed special assessment therefor, but when signatures of objectors are procured and filed by a person or persons other than the owner, legal representative or attorney, said objections shall be verified by said person or persons so procuring said signatures and filing the same, and said affidavit shall set forth that said objectors are the owners, legal representatives or the attorney of the owner or legal representatives of the property described therein.

Section 6. With any such resolution of necessity presented by said Civil Engineer to said City Council, shall be presented also the approval by the Civil Engineer of the plans and specifications for such improvement. The Civil Engineer shall select and recommend to the Council the particular type of improvement approved by him. If a variance be shown in the proceedings in the Court, it shall not affect the validity of the proceedings, unless the Court shall deem the same willful or substantial.

Section 7. At the time of any hearing on any proposed local improvement, the City Council shall have before it the plans, specifications and Schedule of Assessments, which shall accompany the resolution of necessity, and shall remain on file with the City Clerk for fifteen (15) days before final consideration by said City Council.

Hearings on objections made to the Budget Director shall be held and determined before the City Solicitor shall file the petition for the confirmation by the Court of the Schedule of Assessments. The City Council shall retain the power to deny the passage of any resolution of necessity, and shall have the power to stop the work on any local improvement in accordance with the provisions of the contract for the performance of said work.

Section 8. Upon the passage of any resolution of necessity for a local improvement, and pursuant thereto, it shall be the duty of the City Solicitor to file a petition in District Court of the county where said real estate is located, in the name of such municipality, praying that steps be taken to levy a special assessment for said improvement, in accordance with the provisions of said resolution of necessity. The District Court of the county where said local improvement is proposed to be made shall have jurisdiction of the proceedings under this Act. Said cause shall be triable as in equity. A decree of the District Court upon any such proceeding shall be final unless there shall be an appeal therefrom. Trials upon appeal from condemnation proceedings shall be the same as now or hereafter provided by general law.

An appeal from the decree of the District Court shall be perfected within thirty days from the date of said decree and the abstract shall be served and filed in the office of the Clerk of the Supreme Court within ninety days from the date of said District Court decree. If the aggregate of all appeals exceeds ten per cent (10%) of the total assessment as confirmed by the District Court, the contract may or may not be let,

in the discretion of the Council, until said appeals are finally determined, but said appeals shall not delay the execution of a contract for the work, if the City Council concludes said appeals were not taken in good faith.

Any person aggrieved shall file a bond on appeal to the Supreme Court as provided by law.

An appeal shall not, in the discretion of the City Council, delay the certification of an assessment or progress of an improvement, but upon decision of the appeal the assessment appealed from shall be corrected and collected as herein provided.

There shall be attached to or filed with such petition a copy of said resolution of necessity, certified by the City Clerk, and of the Schedule of Assessments, and plans and specifications, as approved by the Civil Engineer and City Council. The failure to file any or either of said copies shall not affect the jurisdiction of said Court to proceed in said cause and to act upon said petition. But, upon objection made by any interested property owner calling the attention of the Court to the failure to attach copies, the Court shall permit the City Solicitor to supply any missing copy or copies.

Section 9. Upon the filing of such petition, the City Solicitor shall verify the fact that due notice has been given of the time and place of the hearing upon said petition. Any such petition shall have precedence over any other business of the Court, except in criminal cases, and said Court shall set the said petition for hearing within thirty (30) days from the date that it is filed with the Clerk of said Court. Upon the hearing upon said petition, the said Court shall have power to correct any irregularities or inequalities in valuations or in the Schedule of Assessments, and shall consider any objections because of alleged illegal procedure or fraud in the proceedings.

The Court shall inquire whether the City Solicitor has omitted any property benefited, and as to whether the Schedule of Assessments is just and equitable as between the public and the property assessed, and between the lots or parcels of property assessed.

The Court shall have the power to revise, correct or modify the description or the cost between the properties affected, or the City Solicitor shall make any corrections upon the order of the Court.

Corrections of assessments or valuations made by or upon the order of the Court shall be conclusive and not subject to review on appeal, or otherwise, except as herein provided. The Court shall render a decision upon said hearing within seven (7) days thereafter. The Clerk of said Court shall certify to the City Clerk the final action of the Court within three (3) days from the date of the final order, or judgment of said Court, upon said petition, showing assessments as changed and confirmed in the Schedule of Assessments. Assessments shall draw interest from date of confirmation by the Court. In the event no contract is entered into within sixty (60) days from date of confirmation by the Court, the Court

shall cancel said assessment and order return of any assessment so paid, upon application by the City Solicitor, if no appeal is pending.

If no objections are filed by the time set for the hearing on said petition, the Court shall immediately confirm said assessment and order the Clerk to certify the same to the City Clerk. The cost of all court proceedings shall be a legitimate item of expense in connection with any local improvement, and shall be included within the final assessment against the property proposed to be improved.

The Clerk of the District Court shall certify to the County Auditor and the City Clerk the assessment as confirmed, made or approved by the District Court, thereupon, the County Auditor shall recertify said assessment to the County Treasurer, within three days, and the Treasurer shall spread the same upon the records in his office and the same shall be a lien from the date of the recertification by the Auditor against any property therein described, and the Treasurer shall proceed to collect installments of said assessment as by law provided. The County Treasurer shall pay to the City Treasurer all funds payable to the City Treasurer hereunder, within fifteen (15) days after the first of the month following their receipt. Receipts in March and September in each year shall be so payable not later than May 15th and November 15th, respectively.

Section 10. Upon receipt by the City Clerk of the certified copy of the order entered by the Court upon the petition for any local improvement and assessment therefor, the City Council shall pass a resolution ordering the work, which shall remain on file with the Clerk for one (1) week, and be finally passed by the City Council, and thereupon the City Clerk shall advertise for bids for doing said work. Said bids shall be opened by the City Clerk in the presence of the City Council, and referred to the Civil Engineer, and thereupon the Civil Engineer shall examine the bids and recommend to the Council the award of contract to the lowest responsible bidder for the particular type of improvement which the Civil Engineer shall recommend, or the Council may order that all bids be rejected, and the Council may order the rejection and cancellation of the proposed improvement and all proceedings.

Section 11. The Council may award the contract, or may refuse to enter into any contract therefor. However, the City Council may order re-advertisement for bids upon the same types of improvements for which bids were originally requested.

Section 12. Nothing herein contained shall be construed to relieve railways or street railways of any obligation now or hereafter imposed by the general law of the state.

Section 13. All public work shall proceed under the direction of the Civil Engineer and contractors shall be required to proceed to timely completion of the work.

Within twenty days after the completion of the work, the Civil Engineer shall recommend the acceptance or rejection of the work.

Within ten days after the completion of the work the City Clerk shall publish a notice in some newspaper published in such city, addressed to the owners or persons interested in any real estate included in any assessment or street improvement or sewer project or improvement district, notifying them that unless further, legal, unadjudicated matters or objections are made within twenty days from the date of publication of said notice, the Council will take action on the recommendation of the Civil Engineer, and in the event no such objection is filed the property owners shall be conclusively presumed to have waived all such objections. The Civil Engineer shall file with the City Clerk a report of the completion of any public improvement.

Section 14. No increased assessment against any property shall be in excess of twenty-five per cent (25%) or the valuation confirmed by the Court, nor in excess of the benefits conferred.

Section 15. Wherever on a hearing by the Court or on appeal, the amount of any assessment shall be reduced or cancelled so that there shall be a deficiency in the total amount remaining assessed in the proceeding, the Court shall have the power to distribute such deficiency upon the other property abutting upon or adjacent to said improvement or in the district assessed, in such manner as the Court shall find to be just and equitable, not exceeding, however, the amount said property would be benefited by said improvement, and not exceeding twenty-five per cent (25%) of the value finally fixed thereon in said assessment schedule. As construed by this act, value of property shall include the assessment for the type of proposed improvement approved by the said City Council.

Section 16. If any special assessment shall hereafter be annulled or held invalid or void for any reason whatsoever, a new assessment shall be made and returned and like notice shall be given and proceedings had as herein required in relation to an original proposed assessment; and, if any local improvement has been constructed under the direction of the City Council and has been accepted by it, and a special assessment levied in payment thereof has been or shall be annulled or declared invalid, then a new special assessment shall be made and returned to pay for the costs of the improvement so constructed, or to pay for the cost of such part thereof as the City Council might lawfully have authorized to be constructed and paid for by special assessment.

Section 17. No special assessment shall be held invalid or void because levied for work already done, if it shall appear that such work was done under a contract which has been duly let and entered into pursuant to a resolution of necessity providing that such improvement should be constructed and paid for by special assessment, and that the work was done under the direction of the Civil Engineer and has been accepted by the Council; nor shall it be a valid objection to the confirmation of such new assessment that the original assessment has been declared void or that the improvement as actually constructed does not conform to the description thereof as set forth in the original resolution of necessity, if the improvement so constructed is accepted by the City Council.

Section 18. City employees or any property owner or his attorney shall have access to all public records for determining assessed values, descriptions and other information desirable for the proper performance of their work. The City Council and City Officials shall be entitled to the full cooperation of all public employees without additional compensation therefor.

The Chief Clerk of the Department of Streets and Public Improvements shall prepare and have on file with the City Clerk at the time the resolution of necessity is originally considered, a schedule showing the total amount of unpaid special assessments against each lot, part of lot or parcel of real estate proposed to be further assessed, and showing all assessed properties sold at or subject to tax sale, and the same shall be exhibited to the Court.

Section 19. After ten years and seven months from the date of recertification of any schedule by the County Auditor to the County Treasurer for the collection of any assessment, if all bonds, interest, penalties, deficits, defaulted installments and proper charges against the proceeds of the collection of any assessment for any public improvement are fully paid, then the balance remaining in said fund shall be rebated to the property owners named in the original schedule of assessments, who have paid their assessments in full, in the proportion that any assessment bears to the whole assessment. If, at the end of the eleventh year from the first day of April following the recertification of the levy of an assessment to the County Treasurer, there is still a balance remaining in said fund so collected from said assessment, after allowing for the retirement of all bonds, interest, and proper charges, then said property owners so failing to collect the same shall forfeit all right and title to the same, and said fund shall be transferred to the Consolidated Improvement Fund.

Section 20. A definite plan for the payment of the proportion of the cost of any public improvement properly chargeable to the City, shall be outlined by the City Treasurer and set forth in the resolution of necessity. The city's proportion shall be included in the proposed Assessment Schedule, and may be payable out of the proper fund in annual installments, or otherwise as the City Treasurer may indicate.

Section 21. Any public improvement heretofore begun under any existing law shall be prosecuted to completion as now provided by law, irrespective of the provisions hereof.

Section 22. The City Council shall authorize the issuance of bonds, payable only out of the proceeds received from the collection of the special assessments upon any improvement. The City Treasurer shall determine whether the contractor shall be paid in cash or bonds. It shall be optional with the City Council to fix the rate of interest on such bonds at any rate not exceeding six (6) per cent. Bonds shall mature June 1st in the year in which installments thereof became due.

Bonds may be sold by the City Treasurer at not less than par, and proceeds equal to the contract price delivered to the contractor in full

payment and satisfaction of his contract. The proceeds of bonds equal to incidentals shall be distributed as hereinafter provided. Bonds may be delivered at not less than par to the contractor in the aggregate sum of the contract price, plus incidentals, in full payment and satisfaction of said contract price, and the said contractor shall pay to the City Treasurer in cash the amount represented by incidentals. The City Treasurer shall promptly reimburse the funds from which the items constituting said incidentals were originally paid. Deficits and defaulted payments in installments of any special assessment shall be payable out of the funds in the hands of the City Treasurer, received from any special assessment in excess of moneys paid in fulfillment of the contract and incidentals. Deficits and defaulted payments upon installments of special assessments with interest, shall not be payable from the funds in the hands of the City Treasurer until ninety days after said deficits and defaulted payments become delinquent. Said bonds shall be entitled to such tax exemption privileges as may be provided by general law of the state with respect to similar obligations of any municipality.

Section 23. No person, firm or corporation accepting the bonds as provided herein, shall have any claim or lien upon the City in any event for the payment of such bonds or the interest or penalties thereon, except from the collections of the assessment against which said bonds are issued, or from any balance remaining in the Consolidated Improvement Fund, and a municipality shall not be liable to the holders of said bonds in case of failure to collect the same, but shall with all reasonable diligence so far as it can legally do so cause a valid special assessment to be levied and collected to pay said bonds until all bonds shall be fully paid from said assessments or the proceeds thereof.

Section 24. All necessary proceedings, forms and requirements not included in or contemplated or regulated by the provisions hereof, shall be in accordance with the provisions of the general law of the State relating to the same subject matter, including definitions and regulations relating to valuations, benefited property, estimates, assessments, plans, specifications, schedules, resolutions, protests, objections, remonstrances, maintenance, bids, deposits, contracts, bonds or the form of improvement bonds issued in payment for any such public improvement.

Section 25. The lien of any special assessment under this Act whether levied before or after a tax sale, shall be enforceable upon the premises so conveyed prior or subsequent to the issuance of a tax deed, until fully paid.

Section 26. In the event of conflict between any provision hereof, and any provision of any general law of the State pertaining to the same subject matter, this Act shall prevail, and in the event of any conflict between the provisions hereof and the provisions of Chapter 326 of the 1927 Code, the provisions of this Act shall prevail.

Section 27. In the event that any section or sections of this Act shall be declared unconstitutional by the Supreme Court of this State, such

declaration or decision shall have no effect upon the remaining sections hereof.

Section 28. This Act shall not effect any right, remedy or cause of action accrued or now pending, or growing out of any improvement or assessment made under any prior law.

The words "City" or "City Council" when used herein shall be construed to refer to a city or council thereof referred to or designated in Section 1 of this Act.

Section 29. This Act being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in the Plain Talk, a newspaper published at Des Moines, Iowa, and the Ottumwa Daily Courier, a newspaper published at Ottumwa, Iowa.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Senator Beatty, from the committee on labor, submitted the following report.

MR. PRESIDENT: Your committee on labor, to which was referred Senate File No. 316, a bill for an act to repeal section thirteen hundred eighty-seven (1387) of the Code, 1927, and to enact a substitute therefor, relative to surgical, medical and hospital services to be furnished injured employees and providing for the regulation of the fees and charges for such services, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File No. 316 by striking therefrom all after the enacting clause and substituting the following in lieu thereof:

Section 1. Section thirteen hundred eighty-seven (1387) of the Code, 1927, be and the same is hereby amended by striking from line seventeen the word "one" and inserting in lieu thereof the word "two".

F. M. BEATTY, *Chairman.*

Ordered passed on file.

Senator Baird submitted the following reports:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File No. 212, a bill for an act to amend the law as it appears in section sixty-nine hundred forty-six (6946), Code of 1927, relating to the exemption from taxation of soldiers, sailors, marines and nurses who participated in the war with Spain, begs leave to report it has had the same under consideration and recommends the same do pass.

W. S. BAIRD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File No. 203, a bill for an act to amend section sixty-nine hundred forty-six (6946), Code of 1927, relating to the exemption from taxation of soldiers, sailors, marines and nurses who participated in the war with Spain, begs leave to report it has had the same under consideration and recommends the same do pass.

W. S. BAIRD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File No. 133, a bill for an act to regulate the sale of oleomargarine by providing an inspection fee and the manner in which said fee shall be paid, and providing the means and manner of the administration and enforcement thereof by the Secretary of Agriculture, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. S. BAIRD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File No. 15, a bill for an act to amend the law as it appears in section fifty-four hundred thirty-five (5435), Code of Iowa, 1927, relating to the licensing of dogs; and to repeal the law as it appears in sections fifty-four hundred forty (5440) and fifty-four hundred forty-one (5441), relating to the certification and collection of license taxes on dogs and to enact a substitute therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

W. S. BAIRD, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 262, a bill for an act relating to the general power of the board of supervisors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 255, a bill for an act to reimburse the National Guardian Life Insurance Company of Madison, Wisconsin, for overpayment of taxes for the year 1927.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 254, a bill for an act to reimburse Dr. Thomas P. Brennan for money paid by him for legal services required in defending an action brought against him.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 85, a bill for an act relating to the duties of county, district and state conventions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 239, a bill for an act to make permanent the temporary transfer of money from the General Fund to the Schoolhouse Fund of the Independent School District of Lake City, Calhoun county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 183, a bill for an act relating to the report and record of permits and sale of firearms and like or similar weapons.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 257, a bill for an act to make an appropriation to compensate W. L. Hall for apprehension of paroled prisoners.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 258, a bill for an act to appropriate sufficient funds to pay the maintenance tax against state lands in drainage district No. 13, located in Muscatine and Louisa counties, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 199, a bill for an act relating to contracts for the support of the poor and to authorize the board of supervisors to contract for medical and dental services for poor persons.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 87, bill for an act relating to the issuance of permits to carry concealed weapons.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 304, a bill for an act relating to trespass upon land.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 51, a bill for an act defining the primary road system.

A. C. GUSTAFSON, *Chief Clerk.*

By unanimous consent, on request of Senator Lange, Senate File No. 310 was re-referred to committee on public utilities.

S. F. 70 RE-REFERRED

By unanimous consent, on request of Senator Lange Senate File No. 70 was referred to the committee on appropriations, it having been recommended for passage by committee on commerce and trade.

The journal of March 11th was corrected and approved.

THIRD READING OF BILLS

On motion of Senator Beatty, Senate File No. 257, a bill for an act to amend section thirteen hundred sixty-one (1361) of the Code, 1927, relating to the application of the workmen's compensation act to persons employed on farms owned and operated by the state, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee rejected, and the bill placed on the calendar.

On motion of Senator Wilson of Polk House File No. 90, a bill for an act to amend the law as it appears in section seven thousand eight hundred six (7806) of the Code, 1927, relating to the conferring of the right of eminent domain upon counties, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

SENATE CONCURRENT RESOLUTION NO. 12

Senator Brookins called up for consideration Senate Concurrent Resolution No. 12, and moved its adoption:

Senate concurrent resolution to provide for the notification by the State Board of Railroad Commissioners and by the Secretary of State, of all persons operating motor trucks, motor busses, and motor carriers upon the highways of this State of the flagrant violations by them of the law of the road, and that unless said law of the road is better observed in the future, that prosecutions will follow.

Whereas, Certain persons have been authorized by the State Railroad Commission to operate motor busses and carriers in this State, and the Secretary of State has licensed chauffeurs to operate and drive motor trucks and busses upon the highways of this State; and

Whereas, There has been a general abuse and disrespect by persons operating such motor vehicles of the law of the road of this state, and many of such persons operating such vehicles have crowded citizens driving automobiles on the highways, off the highways, and have caused many serious accidents because of the improper use of the highways by such persons and drivers; and

Whereas, The automobile owners of the State are paying automobile license fees permitting them to operate their automobiles upon the highways of the State and are also paying gasoline license fees, both of which license fees are devoted to the construction and maintenance of the highways of the State, and

Whereas, The ordinary automobile owner and driver has an equal right to the highways with other operators of motor vehicles and particularly the operators of motor trucks and motor busses upon the highways, and

Whereas, Public sentiment is rapidly growing against the further granting of franchises to motor carrier companies and operators of motor carriers of every kind, to use the public highways of the State for private gain because of such gross and reckless driving by them upon the highways as hereinbefore described, now, therefore

Be It Resolved by the Senate, the House concurring, That the State Board of Railroad Commissioners be and they are hereby directed to adopt such rules and regulations in connection with the issuance of franchises and the operation of motor vehicles by motor carriers, as will result in a better observance by the operators thereof, of the law of the road of this State, and will result in courteous treatment to the automobile owners using the highways in common with such motor carriers. Said Commission is further directed to warn and notify in writing, each motor carrier enjoying the franchise from the Commission, to observe said rules and particularly the law of the road, and that violations of the law of the road by them will be diligently prosecuted and offenders punished.

That the Secretary of State be and he is hereby directed to give written notice to all holders of chauffeur's licenses to the effect that the law of the road must be observed by them in operating motor vehicles upon the public highways, and that unless diligently obeyed, proper action will be taken against them for the revocation of chauffeur's licenses, and that

prosecutions will follow for such violations. It shall be the duty of the Secretary of State upon the conviction of any chauffeur for a violation of the law of the road of this State, to immediately cancel his chauffeur's license, and said person shall not be entitled to a new license for a period of one (1) year.

Senator Shaff offered the following amendment and moved its adoption:

Amend by striking out the last paragraph of the resolution.

The amendment was adopted.

The resolution was adopted.

By unanimous consent, on request of Senator Blackford, action on House File No. 52 was deferred and it retained its place on the calendar.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, Senate File No. 164, a bill for an act to define, regulate, and license real estate brokers and real estate salesmen; to create a State Real Estate Commissioner; and to provide a penalty for a violation of the provisions thereof, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were considered:

Amend section three as follows:

"The secretary of state shall be the real estate commissioner and shall be charged with the administration of this act.

The real estate commissioner shall be provided by the executive council with such office space, office furniture, fuel, light and other proper conveniences necessary for the carrying out of this act. He shall employ a secretary and such clerks and assistants as deemed necessary to discharge the duties imposed by the provisions of this act and shall outline the duties of such secretary, clerks and assistants and fix their compensation subject to the general laws of the state. Necessary printing and supplies shall be purchased by the commissioner subject to the general laws of the state."

Amend section four by adding the following:

"No expenditures shall be made in excess of the license fees and receipts under the provisions of this act during any fiscal year of its operation."

Amend section eight, line 27, to read:

"the commissioner may upon his own motion, etc."

Amend section 8, line 38, by substituting for the word "department" the word "commissioner".

Amend section 8, line 43, by substituting for the words "department of registration and education" the word "commissioner".

Amend section 8, line 91, by inserting the words "without charge" the words "upon payment of a fee of one (1) dollar".

Amend section 13, line 17, by adding after the word "commissioner" the words "and shall be placed in the general fund of the state".

By unanimous consent, on request of Senator Wilson of Polk, the line preceding the amendment proper was struck out and the following inserted in lieu thereof: "Amend section three by striking out the first ten lines thereof, and inserting the following:"

By unanimous consent, on request of Senator Wilson of Polk, the words "inserting the words 'without charge'" were struck from the amendment to line 91 of section 8 and the following inserted in lieu thereof: "striking the words 'without charge' and inserting in lieu thereof".

Also the abbreviation "etc." in the amendment to section 8, line 27, was struck out.

The committee amendments were adopted.

By unanimous consent on request of Senator Wilson of Polk the figure 9 in section 7, line 4, was changed to the figure 10, and the figure 12 in section 10, line 49, was changed to the figure 13.

Senator Merritt offered the following amendment and moved its adoption:

Amend section 2 by striking therefrom lines 40 and 41 and by inserting in lieu thereof the following:

"this act apply to any attorney or counselor at law who has been duly admitted to practice in Iowa or to the service of any such".

The amendment was adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend by striking from lines 47 and 50 in section 8 the word and figures "Ten (\$10.00)" and inserting in lieu thereof the word and figures "twenty-five (\$25.00)".

Also amend by striking from lines 48 and 55 in section 8 the word and figures "Five (\$5.00)" and inserting in lieu thereof the word and figures "ten (\$10.00)".

The amendment was adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by adding the following to section 4: "There is hereby appropriated from the general fund of the state not otherwise appropriated a sum sufficient to cover the expenses herein incurred."

The amendment was adopted.

By unanimous consent, on request of Senator Benson, the word "of" in line 50 of section 8 was changed to the word "or".

Senator Wilson of Polk moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Clark of	Ickis	Rogers
Bennett	Cerro Gordo	Kent	Shaff
Benson	Clark of Linn	Kimberly	Shane
Bergman	Clark of Marion	Lange	Stoddard
Blackford	Clearman	Lowe	Topping
Booth	Cochrane	Merritt	Ulstad
Brookins	Cole	Patterson	Wilson of Page
Brush	Frailey	Rigby	Wilson of Polk
Carden	Hager		

Nays, 13.

Beatty	Doran	Klemme	Moen
Bissell	Gilchrist	MacDonald	Tabor
Carroll	Gunderson	McLeland	Thompson
Christophel			

Absent or not voting, 4.

Anderson	Langfitt	Leonard	Stanley
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, House File No. 145, a bill for an act to repeal section seventy-four hundred six (7406), Code, 1927, relating to the filing of bond by banks as security, with report of committee recommending passage; was taken up, considered, and the report of the committee adopted.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Carroll	Gunderson	McLeland
Baird	Christophel	Hager	Moen
Beatty	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kent	Rogers
Benson	Clark of Marion	Kimberly	Stanley
Bergman	Clearman	Klemme	Stoddard
Bissell	Cochrane	Lange	Tabor
Blackford	Cole	Langfitt	Thompson
Booth	Doran	Leonard	Topping
Brush	Frailey	Lowe	Ulstad
Carden	Gilchrist	MacDonald	Wilson of Page

Nays, none.

Absent or not voting, 7.

Brookins	Merritt	Shaff	Wilson of Polk
Clark of Linn	Patterson	Shane	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Brush asked unanimous consent that Senate Files Nos. 142-143 go over until tomorrow, and consent was granted.

On motion of Senator Shaff, Senate File No. 283, a bill for an act to amend section forty-seven hundred fifty-five b twenty-six (4755-b26) of the Code, 1927, relating to the construction of extensions of primary roads in cities and towns, a committee bill, was taken up and considered.

Senator Christophel offered the following amendment and moved its adoption:

Amend by adding after the word "extensions" in line ten (10) the following: "in all cities and towns except where there is an overhead railroad crossing".

Senator Wilson of Page moved the previous question which motion prevailed.

The amendment was lost.

Senator Shaff moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Carden	Hager	Moen
Baird	Carroll	Ickis	Patterson
Beatty	Clark of Linn	Kent	Rigby
Bennett	Clark of Marion	Kimberly	Rogers
Benson	Clearman	Klemme	Shaff
Bergman	Cochrane	Lange	Shane
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Topping
Brookins.	Gilchrist	McLeland	Ulstad
Brush	Gunderson	Merritt	Wilson of Page

Nays, 2.

Christophel Leonard

Absent or not voting, 4.

Clark of Stanley Thompson Wilson of Polk
Cerro Gordo

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bennett, Senate File No. 92, a bill for an act to make it a felony for any person, firm or corporation to engage in the transportation into this state of intoxicating liquor, and to provide a punishment therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend Section 1 thereof by striking from lines one and two the words "firm or corporation, and the agent or employee thereof" and after the word "the" in line two, insert the word "unlawful".

Senator Shane offered the following amendments and moved their adoption:

Amend by striking the period (.) at the end of line five, section one (1) and substituting a comma (,) and adding the following: "or by a fine not exceeding one thousand dollars (\$1,000) or by both such fine and imprisonment."

Also amend Section 1 by striking from line 4 the word "imprisoned" and inserting in lieu thereof the words "punished by imprisonment".

Senator Clark of Cerro Gordo offered the following as a substitute for all pending amendments and moved its adoption:

Amend by striking out all of section one and all amendments thereto and inserting in lieu thereof the following:

Any person, firm or corporation, and the agent or employee thereof who shall directly or indirectly, transport or carry intoxicating liquor into this state with the intent to sell, or distribute same for any valuable consideration, or deliver the same for any valuable consideration, and anyone who shall aid in the delivery of such intoxicating liquor, shall, upon conviction, be punished by imprisonment in the penitentiary for a period of two (2) years.

The amendment was lost.

Senator Clark of Marion moved that the Senate adjourn until 9:30 a. m., tomorrow.

The motion lost.

Senator Wilson of Page offered the following amendment as a substitute for all pending amendments:

Amend section 1 by striking from line 5 the words and figure "two (2) years" and substituting in lieu thereof the words and figures "for the first offense, one (1) year; for the second offense, two (2) years; and for the third offense, three (3) years."

On motion of Senator Wilson of Page action was deferred until 9:30 a. m., Wednesday.

MESSAGES FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to House File No. 99, a bill for an act relating to the tax levy for fire department maintenance fund in cities and towns.

Also: That the House has concurred in Senate amendments to House File No. 12, a bill for an act relating to drainage outlets in other states.

Also: That the House refuses to concur in Senate Amendments to House File 125, a bill for an act relating to the salaries of District Judges.

A. C. GUSTAFSON, *Chief Clerk.*

SENATE RECEDES FROM AMENDMENTS TO HOUSE
FILE NO. 125

Senator Wilson of Polk called up for consideration Senate amendment to House File No. 125 in which the House refused to concur, and moved that the Senate recede from the amendment.

On the question, "Shall the Senate recede?" the vote was:

Ayes, 49.

Anderson	Christophel	Kent	Rigby
Baird	Clark of	Kimberly	Rogers
Beatty	Cerro Gordo	Klemme	Shaff
Bennett	Clark of Linn	Lange	Shane
Benson	Clark of Marion	Langfitt	Stanley
Bergman	Clearman	Leonard	Stoddard
Bissell	Cochrane	Lowe	Tabor
Blackford	Cole	MacDonald	Thompson
Booth	Doran	McLeland	Topping
Brookins	Frailey	Merritt	Ulstad
Brush	Gilchrist	Moen	Wilson of Page
Carden	Gunderson	Patterson	Wilson of Polk
Carroll	Ickis		

Nays, none.

Absent or not voting, 1.

Hager

The Senate receded on its amendment.

Senator Wilson of Polk moved to reconsider the vote by which the Senate receded from the amendment and lay the motion on the table, which motion prevailed.

INTRODUCTION OF BILLS

Senate File No. 424, by committee on labor, a bill for an act to provide for the licensing of employment agencies charging a fee for services rendered, providing conditions for the granting and revocation of such licenses, providing a commission without compensation for such purpose, fixing the license fees for licenses, and to repeal the law as it appears in paragraph four (4), section fifty-seven hundred forty-three (5743) of the Code, 1927, and to amend the law as it appears in section fifteen hundred forty-six (1546) -a1 of the Code, 1927, relating to certain regulations and exemptions of employment agencies.

Read first and second times and placed on calendar.

HOUSE MESSAGES CONSIDERED

House File No. 51, a bill for an act to amend the law as it appears in section forty-seven hundred fifty-five-b two (4755-b2) Code of Iowa, 1927, defining the primary road system.

Read first and second times and referred to committee on highways.

House File No. 85, a bill for an act to amend the law as it appears in section six hundred twenty-four (624), section six hundred twenty-eight (628) and section six hundred thirty-six (636), Code of Iowa, 1927, relating to the duties of county, district and state conventions.

Read first and second times and referred to committee on elections.

House File No. 183, a bill for an act to amend section twelve thousand nine hundred fifty-three (12953), Code, 1927, relating to the report and record of permits and sales of firearms and like or similar weapons.

Read first and second times and referred to committee on police regulations.

House File No. 199, a bill for an act to amend section fifty-three hundred thirty-four (5334), Code, 1927, relating to contracts for the support of the poor, and to authorize the board of supervisors to contract for medical and dental services for poor persons.

Read first and second times and referred to committee on public health.

House File No. 239, a bill for an act to make permanent the temporary transfer of money from the General Fund to the School House Fund of the Independent School District of Lake City, Calhoun county, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 254, a bill for an act to reimburse Dr. Thomas P. Brennan for money paid by him for legal services required in defending an action brought against him as acting director of the State Psychopathic Hospital, Iowa City, Iowa.

Read first and second times and referred to committee on appropriations.

House File No. 255, a bill for an act to reimburse the National Guardian Life Insurance Company of Madison, Wisconsin, for overpayment of taxes for the year 1927.

Read first and second times and referred to committee on appropriations.

House File No. 257, a bill for an act to make an appropriation to compensate W. L. Hall for apprehension of paroled prisoners.

Read first and second times and referred to committee on appropriations.

House File No. 258, a bill for an act to appropriate sufficient funds to pay the maintenance tax against state lands in drainage district No. 13, located in Muscatine and Louisa counties, Iowa.

Read first and second times and referred to committee on appropriations.

House File No. 262, a bill for an act to amend the law as it appears in section fifty-one hundred thirty (5130) of the Code of Iowa, 1927, relating to the general powers of the board of supervisors.

Read first and second times and referred to committee on county and township affairs.

House File No. 304, a bill for an act to amend section thirteen thousand eighty-six (13086), Code, 1927, relating to trespass upon land, and to prohibit the removing, taking, cutting, breaking, injuring or destroying flowers, ferns, shrubs, trees, mosses or vines, including bittersweet, and to prohibit the sale or offering for sale of articles or things obtained in violation of said section.

Read first and second times and referred to committee on conservation.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 285 as follows:

Strike the words and figures "Thirty Thousand (30,000)" as they occur in lines 12 and 13 of Section 4 and insert in lieu thereof the words and figures "twenty-five thousand (25,000)."

FRANK SHANE.

MR. PRESIDENT: I wish to amend Senate File No. 262 as follows:

Amend the preamble by striking out the figures "\$508.18" in line 10 and insert in lieu thereof "\$528.18".

Also further amend the preamble by striking out the words and figures "eleven hundred seventy-six dollars and eighteen cents "(\$1,176.18)" as they appear in lines 11 and 12 and insert in lieu thereof the following: "eleven hundred ninety-six dollars and eighteen cents (\$1,196.18)".

Also

Amend section 1 of said bill by striking out the figures "\$508.18" in line 5 and insert in lieu thereof "\$528.18".

Also

Amend said bill by striking out section two (2) and inserting in lieu thereof the following:

"Sec. 2. The City Council of the City of Monticello, Iowa, is hereby authorized to transfer from the Waterworks Fund the sum of eleven hundred ninety-six dollars and eighteen cents (\$1,196.18) to the Park Fund of said city to pay the warrants enumerated in section one (1) hereof."

C. L. RIGBY.

Amend House File No. 152 by striking from line six (6) of Section one (1) the word "four" and inserting in lieu thereof the word "three". Also further amend Section one (1) by striking from lines nine (9) and ten (10) the words "and upon which territory there already being one or more country schools."

J. W. KENT.

On motion of Senator Shane the Senate adjourned until 9 o'clock a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 13, 1929.

The Senate met in regular session, President Arch W. McFarlane, presiding.

Prayer was offered by Rev. F. O. Winslow, pastor of the Methodist Episcopal church of Grundy Center, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Bennett, from Denison W. C. T. U. opposing the boxing bill. Police regulations.

By Senator Cole, from merchants of Independence, Iowa, opposing House File No. 296. Commerce and trade.

By Senator Stoddard, from Sioux City trades and labor assembly favoring Senate Bills Nos. 182, 183, 184, 256, 257, 315, and 316, and House File 295. Commerce and trade.

By Senator Doran, from American Legion Post No. 37, Ames, Iowa, favoring the boxing bill. Police regulations.

By Senator Baird, from the Woman's club of Council Bluffs, Iowa, favoring the bill improving educational advantages for Iowa's physically handicapped children. Schools.

PROOFS OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of House File No. 332, a proposed bill to legalize the proceedings of the city council of Des Moines and its officers and employes.

WALTER H. BEAM, *Secretary.*

I hereby certify that, as Secretary of the Senate, I have received proof of publication of House File No. 384, a proposed act to legalize the proceedings of the town council of Bellevue, Iowa.

WALTER H. BEAM, *Secretary.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files Nos. 24, 87, 52 and 108.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 24, 87, 52, and 108.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 13th day of March, 1929, sent to the governor for his approval, Senate Files Nos. 52, 108, 24 and 87.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

INTRODUCTION OF BILLS

Senate File No. 425, by committee on claims, a bill for an act to make appropriation to E. L. Riemschneider for the sum of six dollars (\$6.00) and to the Sunny Side School District for the sum of fourteen and 50/100 dollars (\$14.50).

Read first and second times and referred to committee on appropriations.

Senate File No. 426, by committee on claims, a bill for an act to make appropriation to John A. Stewart for compensation and traveling expenses in the service of the Iowa National Guard.

Read first and second times and referred to committee on appropriations.

Senate File No. 427, by committee on claims, a bill for an act to make appropriation to the Twin Lakes Protective Association for labor performed at East Twin Lake.

Read first and second times and referred to committee on appropriations.

Senate File No. 428, by committee on claims, a bill for an act to make appropriation to Ralph W. Pabst and Leslie E. Williams for injuries received while under orders at regular drill as members of the Iowa National Guard.

Read first and second times and referred to committee on appropriations.

Senate File No. 429, by committee on claims, a bill for an act to make an appropriation to the Des Moines Coliseum Company for armory rental.

Read first and second times and referred to committee on appropriations.

Senate File No. 430, by committee on claims, a bill for an act to make appropriation to Polk county, Iowa, for special assessment for oiling of Dean Avenue, city of Des Moines, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 431, by committee on claims, a bill for an act to make an appropriation to Miss Lillian Bandy for injuries received while an employee of the Iowa Soldiers' Orphans' Home, Davenport, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 432, by committee on board of control, a bill for an act to repeal section three thousand ninety-three-a one (3093-a1), Code, 1927, prohibiting the use of oleomargarine and other products in state institutions under the management of the board of control.

Read first and second times and placed on the calendar.

Senate File No. 433, by committee on agriculture, a bill for an act to require the owner of stallions, jacks, bulls, boars and bucks to restrain such animals from running at large, to define such

ownership, to fix and declare the liability for allowing such animals to be at large, to authorize the distraint of such animals, and to provide methods for the recovery of damages in such cases.

Read first and second times and placed on the calendar.

The journal of March 12th was corrected and approved.

REPORTS OF COMMITTEES

Senator Booth submitted the following reports:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File No. 150, a bill for an act to amend section five thousand twenty-eight (5028) of the Code of 1927, relating to the driving of motor vehicles on the highways; to amend section five thousand twenty-nine (5029) of the Code of 1927, and to repeal section fifty-one hundred five-a-thirty-four (5105-a34) of the Code of 1927, relating to the speed of motor vehicles on the highways, and to remove the speed limit on motor vehicles weighing three tons or less, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

1. Amend section two (2) by striking therefrom lines eleven (11) to twenty (20), inclusive, and substituting the following in lieu thereof: "provided, however, it shall be unlawful for the driver of a freight carrying vehicle to drive the same at a speed exceeding the following:" Also further amend said section two (2) by renumbering the sub-sections thereof in conformance herewith.

2. By striking all of section three (3).

3. By striking from the title the words and figures: "and to repeal section fifty-one hundred five-a-thirty-four (5105-a34) of the Code of 1927".

CHAS. D. BOOTH, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File No. 199, a bill for an act relating to the operation of motor trucks or trailers upon the public highways of this state; requiring the payment of license fees based upon the actual weight of loads carried; and providing penalties for violations thereof, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from lines 7, 8, 9, 10, and 11 of section 2 the following language, to-wit:

"and upon conviction thereof, shall be fined for each offense, an amount equal to the difference between the license fee paid on such vehicle and

the license fee for a vehicle of similar type having a rated loading capacity equal to the load actually carried on such vehicle," and inserting in lieu thereof the following:

"and upon conviction thereof, shall be fined not less than twenty-five (\$25.00) dollars and not more than one hundred (\$100.00) dollars,".

CHAS. D. BOOTH, *Chairman*.

Ordered passed on file.

Senator Klemme submitted the following report:

MR. PRESIDENT: Your committee on educational institutions, to which was referred Senate File No. 352, a bill for an act to make military training and discipline at the State University of Iowa and Iowa State College optional, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. H. KLEMME, *Chairman*.

Ordered passed on file.

Senator Kimberly submitted the following report:

MR. PRESIDENT: Your committee on board of control, to which was referred Senate File No. 290, a bill for an act to amend chapter ninety-three (93) of the Code, 1927, relating to organizations which solicit public donations, begs leave to report it has had the same under consideration and recommends the same do pass.

D. W. KIMBERLY, *Chairman*.

Ordered passed on file.

Senator Stanley submitted the following report:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 157, a bill for an act to repeal section forty-three hundred seventy (4370) of the Code, 1927, relating to the erection or repair of schoolhouses and to enact a substitute therefor, begs leave to report it has had the same under consideration and recommends the same be amended as follows and when so amended the bill do pass:

Amend by inserting after the period following the word "thereof" in line three (3) in section one, the following: "Before erecting a schoolhouse, the board of directors shall consult with the county superintendent as to the most approved plan for such building, and secure his approval of the plan submitted."

Amend by striking the words "for two weeks" immediately following the word "advertisement" in line seven (7) of section one (1), and inserting in lieu thereof the words "published once each week for two consecutive weeks".

F. C. STANLEY, *Chairman*.

Ordered passed on file.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor stating that he had on March 12, 1929, approved of the following bills:

Senate File No. 165, relating to the organization and authorization of mutual life insurance companies, and

Senate File No. 59, relating to the operation of school busses.

A communication was received from the Governor stating that he had on March 13, 1929, approved of the following bills:

Senate File No. 108, relating to the definition of the term "consumer" as included in the cigarette law.

Senate File No. 52, to amend the law in section 10394 of the Code, 1927.

Senate File No. 24, a legalizing act, Decatur county, Iowa.

Senate File No. 87, relating to the issuance of permits to carry concealed weapons.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which Senate Concurrent Resolution No. 12 by Brookins passed the Senate.
March 12, 1929.

J. O. SHAFF.

S. F. NO. 41 WITHDRAWN

By unanimous consent on request of Senator Frailey Senate File No. 41, was withdrawn from further consideration.

THIRD READING OF BILLS

By unanimous consent, on request of Senator Stoddard, the rules were suspended and House File No. 257, a bill for an act to make an appropriation to compensate W. L. Hall for apprehension of paroled prisoners, a committee bill, was taken up and considered.

Senator Stoddard moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Clark of	Kimberly	Rigby
Baird	Cerro Gordo	Klemme	Rogers
Beatty	Clark of Linn	Lange	Shaff
Bennett	Clearman	Langfitt	Shane
Benson	Cochrane	Leonard	Stanley
Booth	Doran	Lowe	Stoddard
Brookins	Frailey	MacDonald	Tabor
Brush	Gilchrist	Merritt	Ulstad
Carden	Hager	Moen	Wilson of Page
Carroll	Ickis	Patterson	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 10.

Bergman	Clark of Marion	Kent	Thompson
Bissell	Cole	McLeland	Topping
Blackford	Gunderson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

By unanimous consent, Senator Frailey called up for consideration House File No. 23, amended by the Senate, and moved that the Senate concur in the following House amendment to the Senate amendment thereto:

Amend Senate Amendment No. 1 by adding thereto the following:

"Further amend section one (1) by inserting immediately after the word 'cities' where it is interlined between lines four and five, the following, 'acting under the commission form of government and'."

On the question, "Shall the Senate concur?" the vote was:

Ayes, 36.

Anderson	Clark of	Klemme	Rigby
Baird	Cerro Gordo	Lange	Rogers
Benson	Cochrane	Langfitt	Shane
Bissell	Doran	Leonard	Stanley
Booth	Frailey	Lowe	Stoddard
Brush	Gilchrist	MacDonald	Tabor
Carden	Gunderson	McLeland	Ulstad
Carroll	Hager	Merritt	Wilson of Page
Christophel	Ickis	Moen	Wilson of Polk
	Kimberly		

Nays, none.

Absent or not voting, 14.

Beatty	Brookins	Cole	Shaff
Bennett	Clark of Linn	Kent	Thompson
Bergman	Clark of Marion	Patterson	Topping
Blackford	Clearman		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Bennett, Senate File No. 92, a bill for an act to make it a felony for any person, firm or corporation to engage in the transportation into this state of intoxicating liquor, and to provide a punishment therefor, was taken up, considered, the report of the committee having previously been adopted.

By unanimous consent, on request of Senator Wilson of Page, his substitute amendment as found on page 686 of the journal was withdrawn.

By unanimous consent, on request of Senator Shane, his amendment as found on page 685 of the journal was withdrawn.

Senator Wilson of Page offered the following amendment and moved its adoption:

Amend Senate File No. 92 by striking section 1 and inserting in lieu thereof the following:

“Section 1. Any person who unlawfully transports intoxicating liquor into this state shall be guilty of a felony and upon conviction thereof shall be punished as follows:

1. For the first offense by a fine not less than five hundred dollars (\$500.00), nor more than one thousand dollars (\$1,000) or by imprisonment in the penitentiary not exceeding two (2) years in the discretion of the court.

2. For the second and each subsequent offense by imprisonment in the penitentiary not less than two (2) years nor more than three (3) years.

Senator Lange moved to amend the amendment by striking from line 6 the words and figures “five hundred dollars (\$500)” and inserting in lieu thereof “two hundred fifty dollars (\$250).”

The amendment to the amendment was lost.

The amendment was adopted.

Senator Bennett moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Carden	Frailey	McLeland
Baird	Carroll	Gilchrist	Merritt
Beatty	Christophel	Gunderson	Moen
Bennett	Clark of	Hager	Rigby
Benson	Cerro Gordo	Ickis	Shane
Bergman	Clark of Linn	Kent	Stanley
Bissell	Clark of Marion	Klemme	Stoddard
Blackford	Clearman	Langfitt	Tabor
Booth	Cochrane	Leonard	Ulstad
Brookins	Cole	Lowe	Wilson of Page
Brush	Doran	MacDonald	Wilson of Polk

Nays, 4.

Lange	Patterson	Thompson	Topping
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Absent or not voting, 3.

Kimberly	Rogers	Shaff
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The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent, on request of Senator Bennett, the Secretary of the Senate was instructed to make the necessary correction to the title to conform with the bill as amended.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

There being a call of the Senate on Senate File No. 133 the roll was called and revealed the presence of all Senators.

On motion of Senator Christophel, Senate File No. 133, a bill for an act to regulate the sale of oleomargarine by providing an inspection fee and the manner in which said fee shall be paid, and providing the means and manner of the administration and enforcement thereof by the Secretary of Agriculture, with report of committee recommending indefinite postponement, was taken up and considered.

On the question, "Shall the report of the committee be adopted?" the vote was:

Ayes, 14.

Baird	Kimberly	Shane	Thompson
Clark of Marion	Lange	Stanley	Topping
Cochrane	Merritt	Stoddard	Wilson of Page
Frailey	Rigby		

Nays, 35.-

Anderson	Brush	Gilchrist	MacDonald
Beatty	Carden	Gunderson	McLeland
Bennett	Carroll	Hager	Moen
Benson	Christophel	Ickis	Patterson
Bergman	Clark of	Kent	Rogers
Bissell	Cerro Gordo	Klemme	Shaff
Blackford	Clearman	Langfitt	Tabor
Booth	Cole	Leonard	Ulstad
Brookins	Doran	Lowe	Wilson of Polk

Absent or not voting, 1.

Clark of Linn

The report of the committee was rejected and the bill placed on the calendar.

S. F. NO. 192 MADE SPECIAL ORDER

By unanimous consent, on request of Senator Shane, Senate File No. 192, was made a special order for 10:00 a. m., Friday.

THIRD READING OF BILLS

On motion of Senator Blackford, House File No. 52, a bill for an act to render the homestead liable in certain instances for relief furnished the owner by public authorities, was taken up, considered, the report of the committee having previously been adopted, and the amendment by Senator Blackford having been adopted.

Senator Clark of Linn called up the following pending amendment and moved its adoption:

Amend by striking out section 2.

Senator Wilson of Page offered the following as a substitute amendment for the pending amendment and moved its adoption:

Amend section 2 by striking the words "of such filing in the incumbrance lien record of such office." in lines 5 and 6 thereof and inserting in lieu thereof the words "from the date of death of the owner."

The substitute amendment was lost.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 23.

Anderson	Brush	Frailey	Moen
Baird	Clark of	Gilchrist	Patterson
Beatty	Cerro Gordo	Kent	Rogers
Bennett	Clark of Linn	Kimberly	Shane
Benson	Clark of Marion	Langfitt	Thompson
Bergman	Doran	Leonard	Topping

Nays, 21.

Bissell
Blackford
Booth
Carden
Carroll
Christophel

Clearman
Cochrane
Cole
Gunderson
Hager

Ickis
Klemme
Lowe
MacDonald
McLeland

Rigby
Stoddard
Tabor
Ulstad
Wilson of Page

Absent or not voting, 5.

Brookins
Lange

Merritt

Stanley

Wilson of Polk

Present, 1.

Shaff

The amendment was adopted.

Senator Blackford moved to reconsider the vote by which his amendments as amended by Senator Clark of Linn were adopted, which motion prevailed.

By unanimous consent, on request of Senator Blackford, his amendments as amended were withdrawn.

Senator Benson offered the following amendment and moved its adoption:

Amend by striking the period at the end of line 9 and inserting a comma in lieu thereof and adding the following: "or other dependent relative who was living with deceased at the time of his death."

The amendment was lost:

The bill was read for information.

Senator Blackford moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson
Baird
Bennett
Bergman
Bissell
Blackford
Booth
Brookins
Brush
Carden
Carroll

Christophel
Clark of
Cerro Gordo
Clark of Linn
Clark of Marion
Clearman
Cochrane
Cole
Doran
Gilchrist

Gunderson
Ickis
Kent
Klemme
Langfitt
Leonard
Lowe
MacDonald
McLeland
Moen

Patterson
Rigby
Rogers
Shaff
Shane
Stanley
Stoddard
Tabor
Ulstad
Wilson of Page

Nays, 3.

Benson

Hager

Thompson

Absent or not voting, 7.

Beatty	Kimberly	Merritt	Wilson of Polk
Frailey	Lange	Topping	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brush, Senate File No. 284, a bill for an act concerning the licensing of aircraft and airmen, the establishment of air traffic rules, and to make uniform the law with reference thereto, a committee bill, was taken up and considered.

Senator Stoddard offered the following amendment and moved its adoption:

Amend the publication clause by providing for publication in the Waterloo Tribune, a newspaper published in Waterloo, Iowa, and the Sioux City Journal, a newspaper published in Sioux City, Iowa.

The amendment was adopted.

The bill was read for information.

Senator Brush moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Carroll	Lange	Shaff
Baird	Christophel	Langfitt	Shane
Bennett	Clark of Marion	Leonard	Stoddard
Benson	Clearman	Lowe	Tabor
Bissell	Cochrane	MacDonald	Thompson
Blackford	Cole	Merritt	Topping
Booth	Gilchrist	Moen	Ulstad
Brookins	Gunderson	Patterson	Wilson of Page
Brush	Ickis	Rogers	Wilson of Polk
Carden	Klemme		

Nays, none.

Absent or not voting, 11.

Beatty	Clark of Linn	Hager	Rigby
Bergman	Doran	Kent	Stanley
Clark of Cerro Gordo	Frailey	Kimberly	

Present, 1.

McLeland

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brush moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brush, Senate File No. 285, a bill for an act authorizing cities and towns to acquire, establish, improve, maintain and operate airports within or without their limits; to acquire property for such purpose, and to levy a tax and issue bonds in payment of the cost thereof, a committee bill, was taken up, and considered.

Senator Baird offered the following amendment and moved its adoption:

Amend lines 3, 4 and 5 of section 12 by striking such lines from the bill and by inserting in lieu thereof the following: "Council Bluffs Nonpareil, a newspaper published in Council Bluffs, Iowa, and the Laurens Sun, a newspaper published in Laurens, Iowa."

The amendment was lost.

Senator Brookins offered the following amendment and moved its adoption:

Amend section 12 to include the Charles City Daily Press of Charles City, Iowa, and the New Hampton Tribune of New Hampton, Iowa.

Senator Brush offered the following as a substitute for the pending amendment and moved its adoption:

Amend section 12 by striking lines 3, 4 and 5 and inserting in lieu thereof the following: "Traer Star Clipper, a newspaper published in Traer, Iowa, and the Cedar Valley Daily Times, a newspaper published in Vinton, Iowa."

The substitute amendment was adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend by striking all of section 6 and inserting in lieu thereof the following:

Sec. 6. Before an airport is acquired by any city or town the plans and specifications therefore shall be submitted to the Secretary of State who shall require that they show: the legal description and plat of the site; distance from the nearest postoffice and railroad station, location and type of highways; location and type of obstructions on and near

the site; kind of soil and subsoil; costs and details of grading and draining; location of proposed runways, hangars, buildings and other structures. And he shall furthermore require that the plans and specifications be in substantial accord with the regulations of the U. S. Department of Commerce or other department of the Federal Government having general supervision of air navigation as it relates to plans and specifications for air ports. And if so found he shall approve such plans and specifications.

Sec. 6a. The cost of preparing the plans and specifications shall be paid from any of the funds provided in section 4.

Senator Wilson of Polk offered the following amendments to the amendment and moved their adoption:

Amend by striking out the words "Secretary of State" in line 2 of Sec. 6 and substituting in lieu thereof the words "Board of Railroad Commissioners". Also amend by striking the word "he" as it appears in lines 8 and 12 and inserting in lieu thereof the word "they".

Also amend line 2 by striking the word "therefore" and inserting in lieu thereof the word "therefor".

The amendments to the amendment were adopted.

The amendment as amended was adopted.

Senator Shane offered the following amendment and moved its adoption:

Strike the words and figures "Thirty Thousand (30,000)" as they occur in lines 12 and 13 of Section 4 and insert in lieu thereof the words and figures "twenty-five thousand (25,000)."

The amendment was adopted.

The bill was read for information.

By unanimous consent, on request of Senator Stoddard, the words "in the State of Iowa" in line 1 of section 1 were stricken.

Senator Brush moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Brush	Clark of Marion	Kent
Bennett	Carden	Clearman	Kimberly
Benson	Carroll	Cochrane	Lange
Bissell	Christophel	Cole	Langfitt
Blackford	Clark of	Gilchrist	Leonard
Booth	Cerro Gordo	Hager	Lowe
Brookins	Clark of Linn	Ickis	MacDonald

McLeland
Merritt
Moen
Rigby

Rogers
Shaff
Shane

Stoddard
Tabor
Thompson

Topping
Wilson of Page
Wilson of Polk

Nays, 1.

Patterson

Absent or not voting, 9.

Anderson
Beatty
Bergman

Doran
Frailey

Gunderson
Klemme

Stanley
Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brush moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Linn, Senate File No. 163, a bill for an act to amend section nineteen hundred sixty-four (1964), Code, 1927, and to repeal section nineteen hundred sixty-five (1965), Code, 1927, and to enact a substitute therefor, relating to second and subsequent convictions of violations of laws relating to intoxicating liquors, to broaden the present provisions of law relative to such convictions, to prescribe the duties of county attorneys and of the courts with reference to said subject matter, and to provide for the taxation of costs in such cases, with report of committee recommending amendment and passage was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend by striking all of Section 3 and substituting therefor the following:

"It is made the specific and special duty of the county attorney in all criminal prosecutions under title six (6) of the Code and under statutes amendatory thereof, or supplementary thereto, to make diligent and careful inquiry, search, and investigation for former convictions in this state, of the accused, and equally the duty of the county attorney properly and adequately to plead in the indictment or trial information all former convictions of the accused of which he has acquired knowledge. When there is a conviction under an indictment or trial information for an offense charged, a fee of no more than twenty-five dollars (\$25) shall be taxed in favor of the county attorney in each case where allegation of a former conviction of the accused is sustained, said costs to be paid in the same manner as provided for the payment of fees by the county in the case of other criminal prosecutions."

Senator Bennett offered the following amendment to the committee amendment and moved its adoption:

Amend by striking out the last sentence thereof and substituting in lieu thereof the following:

"Upon every such conviction under an indictment or trial information a reasonable attorney fee in an amount to be fixed by the court shall be taxed in favor of the county attorney as part of the costs, said costs to be paid by the defendant or by the county in case they cannot be collected from the defendant."

Senator Lange moved that action be deferred.

The motion was lost.

The amendment was lost.

The committee amendment was adopted.

Senator Booth offered the following amendment and moved its adoption:

Amend by striking all of section 5 and inserting in lieu thereof the following:

"Sec. 5. This act being deemed of immediate importance, shall be in full force and effect from and after its publication in the Van Buren Barometer, a newspaper published in Bonaparte, Iowa, and the Atlantic News-Telegraph, a newspaper published in Atlantic, Iowa."

The amendment was lost.

Senator Benson offered the following amendment and moved its adoption:

Amend by striking the publication clause.

By unanimous consent, on request of Senator Benson, his amendment was withdrawn.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking all of section 5 and inserting in lieu thereof the following:

"Sec. 5. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Woodbine Twiner, a newspaper published in Woodbine, Iowa, and the Anthon Herald, a newspaper published in Anthon, Iowa."

Senator Baird offered the following as a substitute for the pending amendment and moved its adoption:

Amend by striking all of section 5 and inserting in lieu thereof the following:

"Sec. 5. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Cedar Rapidske Listy, a newspaper published in Cedar Rapids, Iowa, and the Council Bluffs Nonpareil, a newspaper published in Council Bluffs, Iowa."

The substitute amendment was lost.

The amendment was adopted.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Carden	Doran	McLeland
Baird	Carroll	Gilchrist	Moen
Bennett	Christophel	Gunderson	Rogers
Benson	Clark of	Hager	Shane
Bergman	Cerro Gordo	Iekis	Stanley
Bissell	Clark of Linn	Kent	Stoddard
Blackford	Clark of Marion	Klemme	Tabor
Booth	Clearman	Leonard	Ulstad
Brookins	Cochrane	Lowe	Wilson of Page
Brush	Cole	MacDonald	

Nays, 3.

Kimberly	Lange	Thompson
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Absent or not voting, 9.

Beatty	Merritt	Rigby	Topping
Frailey	Patterson	Shaff	Wilson of Polk
Langfitt			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 88, a bill for an act relating to the reports by coroners of deaths coming within their jurisdiction.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 146, a bill for an act relating to attending school in another corporation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 306, a bill for an act to regulate the sale of oleomargarine.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 58, a bill for an act relating to the composition and manner of appointment of the State Board of Health.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 233, a bill for an act to make permanent transfer of money from the water fund of the town of Kamrar, Iowa, to the general fund of said town.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 335, a bill for an act to make permanent the temporary transfer of money from the bond interest fund to the general county fund of Clarke county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 196, a bill for an act to legalize the corporate acts and proceedings of the Redfield Brick & Tile Company of Redfield, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 224, a bill for an act making an appropriation for the payment of the salary of the judge of the Supreme Court and his secretary.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 106, a bill for an act to make an emergency appropriation to reimburse the State University of Iowa for money expended during the biennial period that ended June 30, 1927, for the treatment, care and hospitalization of certain patients, etc.

Also: That the House has amended and concurred in Senate amendment to House File No. 86, a bill for an act relating to life insurance and medical examinations therefor.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE NO. 86

Amend Senate Amendment No. 2 by substituting therefor the following:

"Amend section two (2) by inserting after the word 'after' in line two (2) thereof the words 'one year from'."

REASONS WHY I VOTED AGAINST THE PASSAGE OF S. F. NO. 92

S. F. No. 92 as voted on was as follows:

"Sec. 1. Any person who unlawfully transports intoxicating liquor into this state shall be guilty of a felony and upon conviction thereof shall be punished as follows:

1. For the first offense by a fine not less than five hundred dollars nor more than one thousand dollars, or by imprisonment in the penitentiary not exceeding two years in the discretion of the court.

2. For the second and each subsequent offense by imprisonment in the penitentiary not less than two years nor more than three years."

In case this bill becomes a law a person who would violate it is subject to a fine of not less than \$500.00. In case he is not able to pay the fine then the penalty is imprisonment in the penitentiary. In other words, if he is guilty the judge must sentence him to the penitentiary.

I was not in favor of this bill because it strips the judge of the power to be just and merciful in cases of accidental, unintentional or unknowing violations of the law. I give this illustration: Supposing a person were visiting in the state of Minnesota. Let us assume that somebody for some reason or other placed some alcohol under the seat of this person's automobile. Bear in mind that the person in whose car this liquor was concealed did not put the liquor in the car and knew nothing about it but as he crossed the state line into Iowa let us assume that he was apprehended by the officials. They discovered the alcohol. He was guilty of transporting liquor into the state. It will be admitted in this case that his guilt was accidental and unintentional. His case is brought to trial. It is the function and duty of the jury merely to determine the guilt or innocence of the person charged with the crime. In this case there is no question of the guilt. It is conceded. He violated the law. The jury is obliged under the evidence to render a verdict of "guilty". The judge is then obliged to impose the sentence which the law provides. The judge in this case will be obliged to impose a fine of \$500.00. If the victim happens to be poor and cannot pay the fine the judge must

obey the law and impose a penitentiary sentence. I do not believe we should, by law, oblige a judge to impose an unjust sentence upon any such person.

I have no sympathy for the bootlegger, and I want to make the penalty severe and I would want the law vigorously enforced but I think we should leave some discretion with the judge.

I do not approve statutes that strip the judge of power to be merciful in cases of unintentional or accidental transgressions of the law.

I cannot endorse this measure which would allow leeway to the judge only on the side of cruel and inhuman harshness.

I have confidence in our courts—so much of it that I refuse to vote for this bill.

G. W. PATTERSON.

VETO OF SENATE FILE NO. 11

March 13, 1929.

To the Senate of the State of Iowa:

I return with my objections to the Senate of the State of Iowa, in which it originated, the bill entitled: "An Act to Amend Section Seven Thousand One Hundred and Sixty-one (7161) of the Code, 1927, Relating to the Apportionment of the Compensation of Persons Employed to Discover Property Not Listed or Assessed for Taxation".

I have carefully examined this bill from its legislative, economic and practical application. It is returned to you because among various reasons I consider it legislatively deserving and even demanding a rewriting and a recodification to also include Section 7161 of the Code, 1927, known as the "Tax Ferret" Bill. A number of the members of the General Assembly have stated that sober judgment and more careful perusal following the passage of the above bill by your Honorable Body, has convinced them that Section 7161 of the Code, as it now stands, is among other things, improperly drawn legislatively and the addition of the amendment proposed by Senate File No. 11 only adds to its imperfection and inconsistency, and but a makeshift arrangement. Among those whose convictions must bear weight, can be included communications and expressions voiced by at least two Iowa farm editors.

I am convinced that the members of the General Assembly, both in the House and the Senate, desire an opportunity to carefully analyze Section 7161 with the proposed amendment and to redraft and recodify that law with the amendment proposed in Senate File No. 11 so as to give it the same *usual safeguards and protective features that are thrown about all fair and sound legislation.*

A bill is either legislatively right or legislatively wrong and my examination leads me to believe that Section 7161 of the Code, with the amendment proposed by Senate File No. 11 is legislatively wrong and unfair. It works wholly in the interest of the "tax ferret" and leaves entirely out of consideration the taxpayer. Wrongs can be committed as well by "tax ferrets" as by taxpayers. The principle of our American

government has always been predicated on the thought that both sides must be considered in all legislative enactments. Members of the General Assembly have stated to me that if Senate File No. 11 is enacted into law, it will extend power far beyond the scope that was originally intended by said bill and little dreamed of by even those voting in favor of it. And they have asked that they should have an opportunity to give a complete rewriting and recodification of Section 7161 of the Code, 1927, and its amending bill known as Senate File No. 11.

After a thorough and impartial examination and analysis of Section 7161 of the Code with the amendment provided by Senate File No. 11, it would seem to clearly indicate that Section 7161 of the Code, with its said amendment, if enacted, will be seemingly *unlimited* in authority and *beyond limit* in its scope of operation. Section 7161 of the Code, 1927, known as the "Tax Ferret" Bill, with the amendment provided by Senate File No. 11 (which amendment is shown by the part italicized below) is as follows:

Sec. 7161. Discovery of Property not Listed. It shall be lawful for the board of supervisors of any county to employ any person, corporation or firm for a reasonable salary or per diem to assist the proper officers in the discovery of property not listed or assessed for taxation as required by law, *and the amount allowed as compensation shall be apportioned pro rata to the funds benefited.*"

The foregoing is the *entire* wording of the present "Tax Ferret" Law. I am of the opinion that if we have to have a "Tax Ferret" law again, that it should be as carefully drafted as the former "Tax Ferret" law was, and I would recommend that the present "Tax Ferret" law should be redrafted along the lines of the old and former "Tax Ferret" law passed in 1900 by the Twenty-eighth General Assembly but repealed in 1911.

I invite your attention to kindly compare the present above "Tax Ferret" law, known as Section 7161 including the amendment proposed by Senate File No. 11, with the provisions of the *old* law and determine for yourselves, if you please, if the *present* "Tax Ferret" law or *even* the amendment proposed by Senate File No. 11, gives to the present "Tax Ferret" law *any* of the safeguards that the provisions threw about the old and former "Tax Ferret" law. And I invite your inquiry of the following protective features are not proper, logical, and fair, and no more than just.

The former "Tax Ferret" law provided among other things, the following:

- (1) That notice of discovered property must be given to the owner thereof by a ten days' registered notice. (Sec. 1407-a, Code, 1907.)
- (2) That the owner can be given a hearing. (Sec. 1407-a, Code, 1907.)
- (3) That the owner could appeal to the District Court. (Sec. 1407-a, Code, 1907.)
- (4) That tax ferrets must be bonded and for not less than \$3,000.00. (Sec. 1407-c, Code, 1907.)

(5) That the maximum compensation for tax ferrets should not exceed 15%, which should include "total charges, fees, and expenses." (Sec. 1407-b, Code, 1907.)

It will seem that the present "Tax Ferret" law, if amended by Senate File No. 11 above quoted, provides *no* such restrictions and supervision that the old "Tax Ferret" law did. Any measure that invites or tends towards bureaucratic or autocratic powers is repugnant to the American ideals of government. If Iowa is to have a "Tax Ferret" law, let us make it just and equitable and properly safeguarded. If we may impute dishonesty on one side that is no ground for us to believe that sterling honesty is, or is not, wholly on the other side, but let us draft this measure so as to insure the greatest protection possible in its operation. That can be done without detracting or lessening its effective operation and simply by writing into the bill the *same* protective clause as the old "Tax Ferret" law included and certainly nobody can object to such protective features.

In passing, kindly let me call your attention to the fact that my investigation shows me that while the "Tax Ferret" system seemingly has its apparent advantages, yet, according to the latest facts available there seems that out of the thirty-five other states heard from only two other states in the union appear to have "Tax Ferret" laws.

For reasons herein impartially enumerated, I send back to your Honorable Body, Senate File No. 11 so that you may have the full opportunity to rewrite and recodify it along the lines that will make the law more just and equitable and properly safeguarded as all good legislation ought to be, and when you have so rewritten it, I shall be pleased to attach thereto my executive approval.

Very truly yours,

JOHN HAMMILL, Governor.

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File No. 258 by striking out all of Section 1 and substituting in lieu thereof:

"Section nine thousand eighty-six (9086) of the Code, 1927, is hereby amended by striking out the period (.) at the end of paragraph four and substituting a comma (,) in lieu thereof, and adding the following:

"All policies, contracts, and agreements so filed or issued shall bear on their face in plain type the words 'This contract is issued by a reciprocal exchange'."

CLARK OF LINN.

Ex-Senator E. E. Cavanaugh of Fort Dodge being present in the Senate Chamber, was escorted to the chair and spoke briefly.

On motion of Senator Shane the Senate adjourned until 9:30 a. m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 14, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. F. C. Roloff, pastor of Lutheran church, of Nora Springs, Iowa.

S. F. 132 PLACED ON CALENDAR

By unanimous consent on request of Senator Lange, Senate File No. 132, was withdrawn from the committee under the twenty-five-day rule, and placed on the calendar.

INTRODUCTION OF BILLS

Senate File No. 434, by committee on judiciary No. 1, a bill for an act to provide that securities given for the payment of two or more obligations shall inure pro rata to the benefit of all of such obligations.

Read first and second times and placed on the calendar.

Senate File No. 435, by committee on judiciary No. 1, a bill for an act to amend section thirteen thousand three hundred two (13302) of the Code, 1927, relating to the giving of bribes.

Read first and second times and placed on the calendar.

Senate File No. 436, by appropriation committee, a bill for an act to make an appropriation for the prevention, control, and eradication of the European corn borer, including incidental and miscellaneous expenses connected therewith.

Read first and second times and placed on the calendar.

The journal of March 13th was corrected and approved.

PROOF OF PUBLICATION

I hereby certify that as Secretary of the Senate I have received proof of publication of House File No. 461, a proposed bill for the legalization

of the proceedings of the town council and board of Park Commissioners of Correctionville, Iowa.

WALTER H. BEAM, *Secretary.*

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 185, a bill for an act authorizing the appointment of an inspector by the State Department of Health, relating to the enforcement of the practice act and revocation of licenses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 307, a bill for an act relating to the liability bond of a motor carrier.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 330, a bill for an act to legalize the corporate acts and transactions of The Sheldon Armory Company of Sheldon, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 328, a bill for an act to legalize the proceedings of the Board of Supervisors of Webster county in making a certain transfer of funds from the Court Expense Fund to the Poor Fund of said county.

A. C. GUSTAFSON, *Chief Clerk.*

REPORTS OF COMMITTEES

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred House File No. 258, a bill for an act to appropriate sufficient funds to pay the maintenance tax against state lands in drainage district No. 13, located in Muscatine and Louisa counties, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 318, a bill for an act providing for a survey of

the industries and natural resources of Iowa and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Frailey submitted the following reports:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 225, a bill for an act to legalize ordinance No. 69 of the incorporated town of Rolfe, Iowa, and the franchise therein granted and all proceedings had thereunder, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 338, a bill for an act to relinquish and quit-claim any claim of right, title or interest of the state of Iowa in or to certain real estate situated in the city of Muscatine, Iowa, known as Muscatine Slough, to the city of Muscatine, or to persons in actual or constructive possession thereof, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

(1) Amend the title by striking that part following the "comma (,)" after the word "Muscatine" in line four (4), and by substituting the word "Iowa" and by inserting a "period (.)" thereafter.

(2) Amend section one (1) by striking from lines six (6) and seven (7) that part following the word "Iowa" in line six (6).

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 180, a bill for an act to legalize a transfer of funds by the Board of Supervisors of Dubuque county, of fifteen thousand seven hundred fifty-six dollars and seventy-nine cents (\$15,756.79) from the county general fund to the widows' pension fund of said county, said transfer being made by the said Board of Supervisors at a meeting held on February 28, 1928, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 324, a bill for an act to amend the law as it appears in paragraph four (4) of section three thousand six hundred twelve (3612) of the Code, 1927, relating to the employment of probation officers in cities of the first class having a population in excess of 125,000, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 355, a bill for an act to amend the law as it appears in section eleven thousand four hundred thirty-two (11432) of the Code, 1927, relating to the granting of continuances in actions cognizable in equity when evidence is taken in the form of depositions, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 347, a bill for an act to amend section ten thousand six hundred fifty-five (10655) of the Code, 1927, relating to the jurisdiction of municipal courts in civil matters and providing for the jurisdiction thereof in civil matters, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 325, a bill for an act to amend the law as it appears in section three thousand six hundred thirty-three (3633) of the Code, 1927, relating to the commitment of minors to any jail, juvenile home or place of confinement, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 226, a bill for an act to provide that before any

judgment of foreclosure of a mortgage or a deed of trust shall be entered upon the records of the clerk of the district court the notes or evidences of indebtedness secured thereby shall first be cancelled or the amount of judgment credited thereon, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the title and substituting the following in lieu thereof: "An act to provide for the surrender of written evidence of indebtedness to the clerk of court before the judgment thereon is entered of record."

Further amend Senate File No. 226 by striking all of section one and substituting in lieu thereof the following: "Unless otherwise ordered by the court or judge, the clerk of the district court shall not enter or spread upon the records of his office any judgment based upon any promissory note or notes or other written evidence of indebtedness, unless the notes or notes or other written evidence of indebtedness are first delivered to the clerk."

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

HOUSE MESSAGES CONSIDERED

House File No. 335, a bill for an act to make permanent the temporary transfer of money from the bond interest fund to the general county fund of Clarke county, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 146, a bill for an act to amend the law as it appears in section forty-two hundred seventy-four (4274) of the Code, 1927, relating to attending school in another corporation.

Read first and second times and referred to committee on schools.

House File No. 306, a bill for an act to regulate the sale of oleomargarine by providing an inspection fee and the manner in which said fee shall be paid, and providing the means and manner of the administration and enforcement thereof by the secretary of agriculture.

Read first and second times and referred to committee on dairy and food.

By unanimous consent, on request of Senator Christophel the rules were suspended and House File No. 306 was substituted for Senate File No. 133, now on the calendar.

House File No. 58, a bill for an act to repeal section twenty-two hundred nineteen (2219) as it appears in the Code of 1927, and to enact a substitute therefor, relating to the composition and manner of appointment of the state board of health.

Read first and second times and referred to committee on public health.

House File No. 233, a bill for an act to make permanent transfer of money from the water fund of the town of Kamrar, Iowa, to the general fund of said town.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 185, a bill for an act authorizing the appointment of an inspector by the state department of health for the purpose of assisting with the enforcement of the practice act, defining his duties and providing for his compensation and expenses, and to amend the law as it appears in section twenty-four hundred ninety-six (2496), Code of Iowa, 1927, relating to the enforcement of the practice act and revocation of licenses.

Read first and second times and referred to committee on public health.

S. F. 229 RE-REFERRED

By unanimous consent on request of Senator Doran, Senate File No. 229, was re-referred to the committee on judiciary No. 2.

HOUSE AMENDMENT CONSIDERED

Senator Shane called up for consideration House File No. 86, amended by the Senate, and moved that the Senate concur in the following House amendment to the Senate amendment thereto:

Amend Senate Amendment No. 2 by substituting therefor the following:

“Amend section two (2) by inserting after the word ‘after’ in line two (2) thereof the words ‘one year from.’”

On the question, “Shall the Senate concur?” the vote was:

Ayes, none.

Nays, 39.

Anderson	Christophel	Kimberly	Rogers
Baird	Clark of Linn	Klemme	Shaff
Benson	Clark of Marion	Lange	Shane
Bergman	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Ulstad
Brookins	Hager	Merritt	Wilson of Page
Brush	Ickis	Moen	Wilson of Polk
Carden	Kent	Rigby	

Absent or not voting, 11.

Beatty	Clark of	Gilchrist	Patterson
Bennett	Cerro Gordo	Gunderson	Thompson
Carroll	Frailey	McLeland	Topping

The House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

CALL OF THE SENATE

MR. PRESIDENT: We the undersigned members of the Senate respectfully ask that a call of the Senate be had for and during the reconsideration of Senate File No. 11, by Brookins, which has been returned to the Senate without the signature of the Governor, and with his objections as filed in Senate journal of March 13, 1929:

A. T. BROOKINS	WESLEY C. LOWE
L. H. DORAN	GEO. W. CHRISTOPHEL
J. W. KENT	W. S. BAIRD
OSCAR ULSTAD	C. A. BENSON
C. E. ANDERSON	CHAS. D. BOOTH
WM. COCHRANE	A. H. BERGMAN
F. D. ICKIS	GEO. W. TABOR
CHAS. T. ROGERS	

VETO ON S. F. NO. 11 SUSTAINED

There being a call of the Senate on Senate File No. 11, the roll was called and revealed the presence of all Senators except Senators Frailey and Thompson.

Senator Cole moved that the absent Senators be excused from the call, but that if they appeared before the roll call, they should vote.

The motion prevailed.

Senator Thompson appeared in the Senate chamber.

Senate File No. 11, by Senator Brookins, a bill for an act to amend section seven thousand one hundred and sixty-one (7161) of the Code, 1927, relating to the apportionment of the compensation of persons employed to discover property not listed or assessed for taxation, having been vetoed by the Governor and returned to the Senate within the constitutional three-day limit, the message of the Governor relating thereto appearing in the Senate journal of March 13th on pages 710 to 712, Senator Brookins moved that the bill be passed over the Governor's veto.

By unanimous consent, on their own request, Senators Shane and Wilson of Page were excused for a few minutes.

By unanimous consent, on request of Senator Lange, he was excused until 2:00 p. m.

Senator Kimberly moved the previous question, which motion prevailed.

President pro tempore Frank Shane took the chair at 11:52 a. m.

President Arch W. McFarlane returned to the chair at 12:02 p. m.

On the question, "Shall the bill pass over the Governor's veto?" the vote was:

Ayes, 31.

Anderson	Clark of	Hager	Moen
Beatty	Cerro Gordo	Ickis	Patterson
Bennett	Clark of Linn	Kent	Stanley
Blackford	Clark of Marion	Langfitt	Stoddard
Brookins	Cole	Leonard	Tabor
Brush	Doran	Lowe	Thompson
Carroll	Gilchrist	MacDonald	Ulstad
Christophel	Gunderson	McLeland	Wilson of Page

Nays, 17.

Baird	Carden	Klemme	Shaff
Benson	Clearman	Merritt	Shane
Bergman	Cochrane	Rigby	Topping
Bissell	Kimberly	Rogers	Wilson of Polk
Booth			

Absent or not voting, 2.

Frailey

Lange

The bill having failed to receive a constitutional two-thirds majority was declared to have failed of passage over the Governor's veto.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File No. 114, relating to the licensing of veterinarians by inserting after the quotation marks and period at the end of line six of the original bill, the following:

"Provided that this act shall not apply to registered manufacturers of live stock remedies and mineral feeds, or to their representatives in demonstrating the use of their products, or advising or assisting in administering them."

D. L. WILSON, *Chairman.*

Amend Senate File No. 194 as follows:

Strike all of Sections two (2) and three (3) and insert in lieu thereof the following:

Section 2. Board of Accountancy—Appointment—Tenure. The Board of Accountancy shall consist of three members, all of whom shall be practicing Certified Public Accountants, having practiced accountancy in this state for at least five years. Within sixty days after this Act takes effect the Governor shall appoint the members of said board for terms as follows: One for a term ending June 30, 1930; one for a term ending June 30, 1931; and one for a term ending June 30, 1932, and upon the expiration of each of said terms and of each succeeding term, a member shall be appointed for a term of three years but no person shall be eligible for more than two consecutive terms of office. Vacancies occurring in the membership of the board for any cause shall be filled by the Governor for the unexpired term.

Re-number remaining paragraphs.

Strike the words "last week in June" in Section seven (7), line two (2), and insert in lieu thereof the following, "first week in July".

Strike the word "three" in Section seven (7), line seven (7), and insert in lieu thereof the word "two".

Strike the letter "d" from the word "engaged" in Section eight (8), line two (2).

Amend Section eleven (11), line eleven (11), by striking the word "four", and insert in lieu thereof the word "three".

Also amend Section eleven (11), paragraph a (a) line nineteen (19), by striking the word "senior".

Amend Section twelve (12) by striking out all of that section, and insert in lieu thereof the following:

Section 12. Oral or Written Examination. All practitioners as described in Section eight (8), who on June 30, 1929, shall have been engaged in such practice for seven years or more, the last five years of which shall have been in this state, shall upon satisfactorily passing an examination upon the practical principles and practice of accountancy, be issued certificates to practice as Certified Public Accountants provided request for such examination is made in the original application for registration on or before September 30, 1929. The examination as provided in this section shall be either written or oral at the option of the applicant, and shall be held as soon as possible after the application has been received by the State Board of Accountancy or the Board of Accountancy as created by this Act and certificates shall be issued within twenty days after the date of such examination to all who successfully pass the same. When an oral examination is taken by an applicant, the questions and answers shall be fully taken down by a certified shorthand reporter.

Amend by adding to Section fifteen (15) as Sub-section B thereof the following: "Every person having been granted a certificate to practice accountancy under the provisions of this Act, at any renewal thereof, shall give a bond in the sum of \$5,000.00 to the Auditor of State before entering upon the discharge of his duties for the faithful performance of the same".

Strike the words "four-fifths" in line twenty-nine (29) Section eighteen (18), and add in lieu thereof the words "two-thirds".

Strike the words "one year" in Section twenty-two (22), line eight (8), and add in lieu thereof the words "thirty days".

Strike the figures "\$500.00" in Section twenty-two (22), line nine (9), and insert in lieu thereof the figures "\$100.00".

Strike the word "professional" in Section twenty-three (23), line nineteen (19).

CHAS. T. ROGERS.

MR. PRESIDENT: I move to amend Senate File No. 150 by adding at the end the following section:

Sec. 4. Amend Section five thousand twenty-one (5021) Code of 1924, by adding to said section the following:

Any person operating a vehicle or other conveyance or machine upon the paved portion of any hard surfaced highway, outside of the incorporated limits of any city or town, at a slower rate of speed than twenty-five miles per hour, when the conditions of traffic are such that motor vehicles

approaching from the rear are unable to pass, and when overtaken by a faster moving motor vehicle proceeding in the same direction, upon a signal, either by the sounding of a bell, horn, or other signaling device, given by the overtaking vehicle, shall cause his vehicle to be driven as soon as possible to the right on the shoulder of the road so as to permit the overtaking vehicle to pass.

A. V. BLACKFORD.

On motion of Senator Shane the Senate adjourned until 9:30 a. m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 15, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Ernest B. Mounsey, pastor of Christ Episcopal church, Waterloo, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator E. W. Clark, from citizens of Franklin county, favoring Senate File 133, imposing a tax on oleomargarine. Dairy and food.

By Senator Stoddard, from Lodge No. 178, International Association of Machinists of Sioux City, favoring Senate Files 182, 183, 184 and 256. Judiciary No. 2.

By Senator Stoddard, from Lodge No. 178, International Association of Machinists, favoring Senate File 257. Insurance.

By Senator Stoddard, from Lodge No. 178, International Association of Machinists, favoring Senate File 315 and Senate File 316. Labor.

By unanimous consent, on request of Senator Bergman, Senator Shaff was excused.

INTRODUCTION OF BILLS

Senate File No. 437, by drainage committee, a bill for an act to repeal section seventy-four hundred eighty-nine (7489) of the Code, 1927, and to enact a substitute therefor relating to the apportionment of the return of excess levy in proportion to the amount of assessment paid by the respective owners.

Read first and second times and placed on the calendar.

Senate File No. 438, by elections committee, a bill for an act to amend section five hundred forty-seven (547), Code, 1927, relating to time of filing names of candidates for township or precinct officers.

Read first and second times and placed on the calendar.

Senate File No. 439, by highways committee, a bill for an act to amend section four thousand seven hundred fifty-three (4753)-a17 of the Code, 1927, relating to the limitation on indebtedness for county primary road bonds.

Read first and second times and placed on the calendar.

Senate File No. 440, by highways committee, a bill for an act to amend section ten thousand three hundred six (10306) of the Code, 1927, relating to filing claims in case of highway improvements.

Read first and second times and placed on the calendar.

HOUSE MESSAGES CONSIDERED

House File No. 328, a bill for an act to legalize the proceedings of the board of supervisors of Webster county in making certain transfer of funds.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 330, a bill for an act to legalize the corporate acts and transactions of The Sheldon Armory Company of Sheldon, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 307, a bill for an act to repeal section fifty-one hundred five -a twenty-six (5105-a26) of the Code, 1927, relating to the liability bond of a motor carrier, and to enact a substitute therefor.

Read first and second times.

By unanimous consent, on request of Senator Wilson of Polk, the rules were suspended and House File No. 307 was substituted for Senate File No. 313, a companion bill, and placed on the calendar.

REPORTS OF COMMITTEES

Senator Brush submitted the following report:

MR. PRESIDENT: Your committee on aeronautics, to which was referred Senate File No. 332, a bill for an act to amend Section 1855 of the Code, 1927, relating to the different practices of engineering, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from line 3 the word and figure "ten (10)" and substituting the word and figure "nine (9)".

S. A. BRUSH, *Chairman.*

Ordered passed on file.

Senator Cole submitted the following reports:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 97, a bill for an act to amend section 2761 of the Code, 1927; relating to the use and disposal of the bodies of dead animals, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred House File No. 243, a bill for an act relating to the sterilization of certain persons; to create a state board of eugenics; to provide for the expense and make appropriation therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Senator Lange submitted the following report:

MR. PRESIDENT: Your committee on public utilities, to which was referred Senate File No. 310, a bill for an act to amend section six thousand one hundred forty-three (6143), Code of Iowa, 1927, relating to regulation of rates of public utilities, begs leave to report it has had the same under consideration and recommends the same do pass.

OTTO F. LANGE, *Chairman.*

Ordered passed on file.

Senator Clark of Linn submitted the following reports:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 360, a bill for an act to amend Section Sixty-one Seventy-seven (6177), Code, 1927, relating to examinations of the account of waterworks operated by a Board of Waterworks Trustees, begs

leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Section 1 by striking out of line 5 thereof the word "account" and inserting in lieu thereof the words "books and accounts".

Also amend Section 1 by striking out of line 6 the word "certified".

C. F. CLARK, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 361, a bill for an act to amend section One Hundred Thirteen (113), Code, 1927, relating to examinations by the Auditor of State of the accounts of cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 377, a bill for an act to amend, revise, and codify section sixteen hundred thirty-two (1632), Code, 1927, relating to the inspection of buildings and premises by the state fire marshal, his deputies and inspectors and other officers, and to define the duties and powers of said officers, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass.

Amend Section 1 by striking out of line 9 the words "mayor and", and by striking out of line 10 the words "or either of them."

Amend the title by striking out of line 5 thereof the words "other officers" and substituting in lieu thereof "chiefs of fire departments."

C. F. CLARK, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 400, a bill for an act to amend the law as it appears in section five thousand eight hundred seventy-five (5875), relating to cities controlling bridge fund, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman*.

Ordered passed on file.

Senator Booth submitted the following reports:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File No. 264, a bill for an act to repeal sections forty-nine hundred forty-three (4943) to forty-nine hundred sixty (4960), inclusive, Code, 1927, to prohibit the operation of motor vehicles upon public highways by persons who are not licensed as operators, or as chauffeurs, to provide for the issuance of such licenses, to prohibit the issuance of such licenses to certain persons, to prescribe the conditions of such licenses, to fix and declare the liability of persons for the operation of motor vehicles, to require a report of convictions of violations of laws regulatory of motor vehicles, to provide for the revocation and suspension of such licenses, to declare certain acts relative to the subject matter of this chapter to be public offenses, to provide for the punishment of such acts, to fix the time when this act shall take effect, and to provide that this enactment shall be a part of chapter two hundred fifty-one (251), Code, 1927, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by inserting after the word "effect" in line twelve (12) thereof, the following: "to amend section forty-nine hundred ninety-nine (4999), Code, 1927, relating to the disposition of motor vehicle and other fees,".

Amend section five (5) by changing the comma (,) after the word "highways" in line seven (7) to a period (.) and by striking the remainder of the paragraph.

Amend section seven (7) by inserting between the words "be" and "made" in line two (2) thereof the following: "accompanied by a fee of one dollar, be".

Further amend Senate File No. 264 by striking sections ten (10), eleven (11) and twelve (12) and inserting the following in lieu thereof:

"Sec. 10. Issuance by county treasurer. The county treasurer shall, when directed by the department, act for the department in receiving applications for licenses and in issuing licenses thereon, but the said treasurer shall have no authority to issue a license except to a resident of his county or to a nonresident of the state. The serial number of each license issued by the treasurer shall be prefixed by an index number or letter to correspond with the index number or letter used on license plates issued in the county.

"Sec. 11. Fee retained. The county treasurer shall retain ten cents (10c) for each license issued and credit the same to the county general fund.

"Sec. 12. Form of license. Each license shall be in such form as the department shall prescribe."

Amend section fifteen (15) by changing the comma (,) after the word "revoked" in line two (2) to a period (.) and by striking the remainder of the section.

Amend section sixteen (16) by striking the words "without charge therefor" in line two (2) and inserting in lieu thereof the following: "upon the payment of a fee of one dollar."

Amend section eighteen (18) by striking in lines two (2) and three (3) the words and punctuation "all applications, and of".

Amend section twenty-three (23) by striking the word "promptly" in line two (2) and inserting in lieu thereof the word "immediately".

Further amend Senate File No. 264 by striking section twenty-seven (27) and renumbering the following sections to conform therewith.

Amend section forty-one (41) of the printed bill, which is section forty (40) after renumbering, by changing the period (.) at the end of line five (5) to a comma (,) and adding thereto the following: "but fees collected in 1929 shall be deemed as collected in 1930 and accounted for accordingly."

Amend Senate File No. 264 by adding the following new section.

"Sec. 41. Section forty-nine hundred ninety-nine (4999), Code, 1927, is amended by inserting in line sixteen (16) and immediately after the word "refunds," the following words, to-wit: "and less the ten cents (10c) retained by the county treasurer on each license issued,".

CHAS. D. BOOTH, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File No. 145, a bill for an act to amend section four thousand eight hundred sixty-nine (4869), Code, 1927, relating to registration of motor vehicles, to provide and declare the conditions under which registration may be made, to provide for the cancellation of such registration, to provide for motor vehicle liabilities, policies and bonds; to provide the conditions of such policies and bonds and to fix and declare a penalty for a violation of the provisions of this act, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

By inserting a comma after the word "liabilities" and before the word "policies" in line six (6) of the title.

CHAS. D. BOOTH, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File No. 406, a bill for an act to amend Section 5033 of

the Code, relating to the operation of motor vehicles, begs leave to report it has had the same under consideration and recommends the same do pass.

CHAS. D. BOOTH, *Chairman.*

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 281, a bill for an act to amend section seventy-six hundred forty-nine (7649), Code, 1927, relating to the removal of trees from highways, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 118, a bill for an act to repeal section five thousand ninety-three a eight (5093-a8) of the Code, 1927, and section five thousand ninety-three a ten (5093a10) of the Code, 1927, and to amend section five thousand ninety-three a eleven (5093-a11), relating to reimbursements and refunds of gasoline license tax, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 401, a bill for an act to amend, revise, and codify chapter two hundred forty-one (241), Code, 1927, relating to special assessments for the improvement of secondary roads, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

(1) Amend by striking out the first two lines of the bill and substituting in lieu thereof the following:

"That sections four thousand seven hundred forty-five (4745), four thousand seven hundred forty-five a one (4745-a1), four thousand seven hundred forty-six (4746) to four thousand seven hundred fifty-three (4753), both inclusive, four thousand seven hundred fifty-three a one (4753-a1) to four thousand seven hundred fifty-three a nine (4753-a9), both inclusive, and four thousand seven hundred fifty-three a eighteen (4753-a18) are amended, revised, and codified to read as follows:

(2) Amend Section 11 by inserting after the comma (,) in line 2 thereof the following:

"or in the notice".

(3) Amend by striking out Section 16 of the bill and inserting in lieu thereof the following:

"Sec. 16. Payment for improving local county roads. Twenty-five per cent (25%) of the total cost of improving the local county roads within said district shall be paid from special assessments on benefited lands, and not less than twenty-five per cent (25%), nor more than seventy-five per cent (75%), from the secondary road construction fund pledged to the county trunk system, and the remainder from said construction fund pledged to local county roads."

(4) Amend Section 18 by inserting after the word "certificates" in line 4 thereof the following:

"issued against special assessments on lands within the district."

(5) Amend Section 19 by inserting after the word "certificates" in line 4 thereof the following:

"which were issued against such special assessments".

(6) Amend said bill by adding thereto as Section 56 the following:

"Sec. 56. Date act becomes effective. The act shall be in force and effect after December 31, 1929."

Amend by striking out the title and inserting in lieu thereof the following:

"A bill for an act to amend, revise, and codify sections four thousand seven hundred forty-five (4745), four thousand seven hundred forty-five a one (4745-a1), sections four thousand seven hundred forty-six (4746) to four thousand seven hundred fifty-three (4753), both inclusive, sections four thousand seven hundred fifty-three a one (4753-a1) to four thousand seven hundred fifty-three a nine (4753-a9), both inclusive, and section four thousand seven hundred fifty-three a eighteen (4753a18) relating to special assessments for the improvement of secondary roads."

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Senator Stanley submitted the following report:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 78, a bill for an act to amend section four thousand three hundred forty-five (4345) of the Code, 1927, relating to the establishing of a pension and annuity retirement system for public school teachers in certain school districts, begs leave to report it has had the same under consideration and recommends the same be amended as follows; but returns the same without further recommendation:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That section four thousand three hundred forty-five (4345) of the Code, 1927, be amended by striking out of lines two (2) and three (3) the words "having a population of seventy-five thousand and inserting in lieu thereof the words "having a population of forty thousand".

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Senator Baird submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File No. 356, a bill for an act to amend the law as it appears in sections seven thousand one hundred ninety-two (7192) and seven thousand two hundred three (7203) of the Code, 1927, relating to the lien of personal taxes upon real estate, begs leave to report it has had the same under consideration and recommends the same do pass.

W. S. BAIRD, *Chairman.*

Ordered passed on file.

The journal of March 14th was corrected and approved.

S. F. NO. 157 PLACED ON CALENDAR

By unanimous consent, on request of Senator Thompson, Senate File No. 157 was called from the committee and placed on the calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 88, 106, 196 and 224, and House File No. 14.

CHAS. T. ROGERS,
Chairman Senate Committee.

S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 88, 106, 196 and 224, and House File No. 14.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 15th day of March, 1929, sent to the governor for his approval: Senate Files Nos. 88, 106, 196 and 224.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

THIRD READING OF BILLS

On motion of Senator Patterson, Senate File No. 352, a bill for an act to make military training and discipline at the State University of Iowa and Iowa State College optional, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee considered.

On the question, "Shall the report of the committee be adopted?" the vote was:

Ayes, 32.

Baird	Carden	Gilchrist	Merritt
Bennett	Clark of	Hager	Rigby
Benson	Cerro Gordo	Ickis	Rogers
Bergman	Clark of Linn	Kent	Shane
Blackford	Clark of Marion	Kimberly	Stoddard
Booth	Clearman	Klemme	Topping
Brookins	Cochrane	Lange	Wilson of Page
Brush	Cole	McLeland	Wilson of Polk
	Doran		

Nays, 14.

Anderson	Langfitt	Moen	Tabor
Bissell	Leonard	Patterson	Thompson
Carroll	Lowe	Stanley	Ulstad
Gunderson	MacDonald		

Absent or not voting, 4.

Beatty	Christophel	Frailey	Shaff
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The report of the committee was adopted, and the bill indefinitely postponed.

By unanimous consent, on his own request, Senator Topping was excused for today and tomorrow.

On motion of Senator Merritt, Senate File No. 192, a bill for an act to amend the law as it appears in section eighty-nine hundred and twenty-seven (8927) of the Code of 1927 relating to the investment of funds of insurance companies other than life, a committee bill, was taken up and considered.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend by striking therefrom all after the enacting clause and inserting in lieu thereof the following:

Section 1. Repeal. Section eighty-nine hundred twenty-seven (8927) of chapter four hundred four (404), title twenty (20), Code of Iowa, 1927, is hereby repealed and the following enacted in lieu thereof:

Sec. 2. "Any company organized under the provisions of this chapter shall invest its capital and funds in the following described securities and no other."

1. "Federal Bonds. The bonds of the United States or Federal Farm Loan bonds issued under the provisions of the act of Congress relative thereto approved July 17, 1916, and bonds issued or guaranteed by the Dominion of Canada."

2. "State Bonds. The bonds of this or any other state of the United States and bonds issued by any of the provinces of the Dominion of Canada."

3. "Municipal Bonds. Bonds or other evidences of indebtedness of any county, city, town, or school district within this or any of the states of the United States, drainage district bonds of this state, improvement certificates issued by any municipal corporation in this state, such certificates being a first lien upon real estate within the corporate limits of the municipality issuing the same, where such bonds or other evidences of indebtedness are issued by authority of and according to law and bearing interest."

4. "Real Estate Bonds and Mortgages. Mortgages and other interest bearing securities being first liens upon real estate within this or any other state of the United States worth at least double the amount loaned thereon and secured thereby. Improvements shall not be considered in estimating value unless the owner shall contract to keep the same insured in a reliable fire insurance company or companies, association or associations authorized to transact business in this state, during the life of the loan in a sum at least equal to the excess of the loan above one-half of the value of the ground, exclusive of improvements, the insurance to be made payable in case of loss to the company or association investing its funds as its interests may appear at the time of loss. Any mortgage lien upon real estate shall not for the purpose of this section be held or construed to be other than a first lien, by reason of the fact that drainage or other improvement assessments may have been levied against the real estate covered by said mortgage whether the installment of said assessments be matured or not, provided that in determining the value of such real estate for loan purposes the amount of drainage or other assessment tax unpaid shall be first deducted."

5. "Real Estate Bonds. Real estate bonds which are first lien upon real estate within this or any other state of the United States, provided the outstanding indebtedness against the property does not exceed sixty

per cent (60%) of the reasonable value thereof and provided further that the average earnings of the property are at least two and one-half (2½) times the interest requirements of all outstanding bonds and indebtedness."

6. "Stocks and Bonds. Stocks, other than bank stock or the company's own stock and/or bonds or other evidences of indebtedness of any solvent dividend paying corporation organized under the laws of any of the states of the United States, provided that no company may invest an amount in excess of ten per cent (10%) of the surplus of the company in the stock and/or bonds of any one corporation."

7. "Collateral Loans. Any loans secured by collateral security consisting of any securities enumerated in this act, provided there is a margin of ten per cent (10%) between the amount of the loan and the value of the securities."

Senator Benson offered the following amendment to the amendment and moved its adoption:

Amend by inserting immediately after the word "Bonds," and before the word "stocks" in the first line of sub-section six (6) of Section two (2) thereof the following:

"Not to exceed twenty-five per cent of such capital and funds in".

Further amend by striking the words and figures "ten per cent (10%)" in line five (5) of sub-section six (6) of Section two (2) and inserting the words and figures "twenty-five per cent (25%)".

The amendment to the amendment was adopted.

Senator Benson offered the following amendment to the amendment and moved its adoption:

Amend by striking the catch words from the first line of section 1 and also from the first line of each sub-section; also by striking the word and figure "Sec. 2." from line 4.

The amendment to the amendment was adopted.

The amendment as amended was adopted.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Carroll	Kent	Rigby
Baird	Christophel	Kimberly	Rogers
Bennett	Clark of	Klemme	Shane
Benson	Cerro Gordo	Lange	Stanley
Bergman	Clearman	Lowe	Stoddard
Bissell	Cochrane	MacDonald	Tabor
Blackford	Cole	McLeland	Thompson
Booth	Gilchrist	Merritt	Ulstad
Brush	Hager	Moen	Wilson of Page
Carden	Ickis	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 11.

Beatty	Clark of Marion	Gunderson	Shaff
Brookins	Doran	Langfitt	Topping
Clark of Linn	Frailey	Leonard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, House File No. 28, a bill for an act to amend section eight hundred ninety-three (893), Code, 1927, relating to the duties of double election boards, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rogers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Christophel	Kent	Rigby
Baird	Clark of	Kimberly	Rogers
Beatty	Cerro Gordo	Klemme	Shane
Bennett	Clark of Marion	Langfitt	Stanley
Benson	Clearman	Lowe	Stoddard
Bergman	Cochrane	MacDonald	Tabor
Blackford	Cole	McLeland	Thompson
Booth	Doran	Merritt	Ulstad
Brookins	Gunderson	Moen	Wilson of Page
Carden	Hager	Patterson	Wilson of Polk
Carroll	Ickis		

Nays, none.

Absent or not voting, 9.

Bissell	Frailey	Lange	Shaff
Brush	Gilchrist	Leonard	Topping
Clark of Linn			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Linn, Senate File No. 292, a bill for an act to amend sections five thousand nine hundred ninety-

two (5992), five thousand nine hundred ninety-six (5996), and six thousand thirty-one (6031) of the Code, 1927, relating to street improvements, sewers, special assessments and bonds and certificates issued therefor, a committee bill, was taken up and considered.

Senator Clark of Linn moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Christophel	Hager	Moen
Baird	Clark of	Ickis	Patterson
Beatty	Cerro Gordo	Kent	Rogers
Bennett	Clark of Linn	Kimberly	Shane
Benson	Clark of Marion	Klemme	Stanley
Bergman	Clearman	Lange	Stoddard
Bissell	Cochrane	Langfitt	Tabor
Blackford	Cole	Lowe	Thompson
Booth	Doran	MacDonald	Ulstad
Brush	Gilchrist	McLeland	Wilson of Page
Carden	Gunderson	Merritt	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 6.

Brookins	Leonard	Shaff	Topping
Frailey	Rigby		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Benson, Senate File No. 293, a bill for an act to amend section twenty-nine hundred and twenty-six (2926), section twenty-nine hundred and twenty-six-b1 (2926-b1), section twenty-nine hundred and thirty (2930), and section twenty-nine hundred and thirty-eight (2938) of the Code, 1927, relating to articles of incorporation of farm aid associations, and to extend the powers of such associations, and providing for appropriation by board of supervisors to such associations, and relating to the annual reports of such associations, a committee bill, was taken up and considered.

Senator Benson offered the following amendment and moved its adoption:

Amend section 5 by striking all after the word "shall" in line 2 and inserting the following: "go into effect immediately upon publication in two newspapers of the state, as provided by law"

The amendment was adopted.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Christophel	Hager	Rigby
Baird	Clark of	Ickis	Rogers
Beatty	Cerro Gordo	Kent	Shane
Bennett	Clark of Linn	Kimberly	Stanley
Benson	Clark of Marion	Langfitt	Stoddard
Bergman	Clearman	Lowe	Tabor
Bissell	Cochrane	MacDonald	Thompson
Blackford	Cole	McLeland	Ulstad
Booth	Doran	Merritt	Wilson of Page
Brookins	Gilchrist	Moen	Wilson of Polk
Carden	Gunderson	Patterson	

Nays, none.

Absent or not voting, 8.

Brush	Frailey	Lange	Shaff
Carroll	Klemme	Leonard	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

EXTRA COPIES S. F. NO. 145 ORDERED

By unanimous consent on request of Senator Doran, 500 extra copies of Senate File No. 145 were ordered printed.

SENATE CONCURRENT RESOLUTION NO. 14

Senator Stoddard offered the following resolution:

Be It Resolved by the Senate, the House concurring, That the Forty-third General Assembly adjourn, sine die, at twelve o'clock noon, Friday, April 12, 1929.

Laid over under the rules.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File No. 307 by adding thereto after the comma in line twenty-one (21), section one (1), the following:

"when service cannot be obtained on the motor carrier within this state,".

OTTO F. LANGE.

MR. PRESIDENT: I move to amend Senate File No. 310 by striking out the comma (,) and quotation (") following the word "maximum" in line three (3) of Section (1), and by adding thereto the words "and minimum".

Amend line five (5) of said section by striking out the comma (,) and quotation (") following the word "maximum" and by adding thereto the words "and minimum".

Amend line six (6) of said section by striking out the comma (,) and quotation (") following the word "maximum" and by adding thereto the words "and minimum".

L. H. DORAN.

Amend Senate File No. 301 by striking from line 4 of Section 21 the word "Mussell" and inserting in lieu thereof the word "Mussel".

F. D. ICKIS.

Senator Shane moved to adjourn until 9:30 a. m., Saturday.

Senator Doran moved to amend by making the time 9:00 a. m.

The amendment was adopted, the motion prevailed and the Senate adjourned until 9:00 a. m., Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 16, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Paul Main Fowler, pastor of the Presbyterian church, Winterset, Iowa.

On motion of Senator Benson all absent Senators were excused for the day.

INTRODUCTION OF BILLS

Senate File No. 441, by committee on drainage, a bill for an act to amend section seven thousand five hundred fifty-nine (7559) of the Code, 1927, relating to repairs of drainage improvements.

Read first and second times and placed on the calendar.

Senate File No. 442, by committee on claims, a bill for an act to make an appropriation to the Grant Central Lutheran church of Iowa Falls, Iowa, for damage to the church building caused by construction work on Project P-538, Franklin county, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 443, by committee on claims, a bill for an act to make an appropriation to James A. Devitt for legal services rendered in the case of City of Washington vs. Leach, Superintendent of Banking.

Read first and second times and referred to committee on appropriations.

Senate File No. 444, by committee on claims, a bill for an act to make an appropriation to Judge Edgar A. Morling as compensation for services from January 1, 1927, to March 1, 1929.

Read first and second times and referred to committee on appropriations.

Senate File No. 445, by committee on claims, a bill for an act to make an appropriation to the Farmers Mutual Hail Insurance Association, Des Moines, Iowa, for overpayment of taxes to the Treasurer of State.

Read first and second times and referred to committee on appropriations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 23, 125, 145, 257, 12, 99, 174, and 201.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 428, a bill for an act to make an appropriation to Ralph W. Pabst and Leslie E. Williams, for injuries received while under orders at regular drill as members of the Iowa National Guard, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 429, a bill for an act to make an appropriation to the Des Moines Coliseum Company for armory rental, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 307, a bill for an act to make an appropriation to

the Iowa Bridge Company for claims arising out of construction work in Project B-86, Washington county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Doran submitted the following report:

MR. PRESIDENT: Your committee on military affairs, to which was referred Senate File No. 270, a bill for an act to amend section fifty-three hundred eighty-five (5385), Code, 1927, relating to the expenditure of the soldiers' relief fund, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking lines three (3) and four (4) of Section one (1) and substituting the following:

"It is further provided that said sum may be used to purchase flags for the decoration on Memorial Day of the graves of all honorably discharged soldiers, sailors, marines and nurses of any war."

L. H. DORAN, *Chairman.*

Ordered passed on file.

Senator Gunderson submitted the following reports:

MR. PRESIDENT: Your committee on elections, to which was referred Senate File No. 120, a bill for an act to amend Sections 5632 and 5633, Code, 1927, providing for the election of officers in cities and towns, begs leave to report it has had the same under consideration and returns the bill without recommendation.

O. E. GUNDERSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on elections, to which was referred House File No. 85, a bill for an act to amend the law as it appears in sections six hundred twenty-four (624), six hundred twenty-eight (628), and six hundred thirty-six (636), Code of Iowa, 1927, relating to the duties of county, district and state conventions, begs leave to report it has had the same under consideration and returns the bill without recommendation.

O. E. GUNDERSON, *Chairman.*

Ordered passed on file.

Senator Frailey submitted the following reports:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 354, a bill for an act to amend section 7109 of the Code of Iowa, of 1927, relative to assessed and taxable valuations of

property and changing the limits heretofore prescribed in the rates of taxation to correspond with such changes in assessed and taxable value, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. A. WILSON, *Vice-Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 407, a bill for an act to legalize any and all tax levies heretofore made and collected by any municipality under and pursuant to the provisions of law as contained in section three hundred seventy-three (373) and chapter twenty-four (24) of the Code, 1927, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. A. WILSON, *Vice-Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 408, a bill for an act to authorize the levy by municipalities as defined in the local budget law, of a tax for an emergency fund and providing the uses which may be made of said funds and the means by which funds may be transferred out of said fund, and to repeal section three hundred seventy-three (373) of the Code, 1927, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. A. WILSON, *Vice-Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 233, a bill for an act to make permanent transfer of money from the water fund of the town of Kamrar, Iowa, to the general fund of said town, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. A. WILSON, *Vice-Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 202, a bill for an act to amend section forty-four hundred twenty-eight (4428) and section forty-four hundred twenty-nine

(4429) of the Code, 1927, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. A. WILSON, *Vice-Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 60, a bill for an act to amend section eleven thousand seven hundred sixty (11760) of the Code, 1927, providing for exemptions of a resident of this state who is the head of a family, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. A. WILSON, *Vice-Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 349, a bill for an act to amend section six thousand nine hundred fifty-six (6956) of the Code, 1927, relating to the listing of property for purpose of taxation, and to provide for the listing of all property claimed to be exempt from taxation, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. A. WILSON, *Vice-Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 182, a bill for an act to amend section one thousand four hundred eighteen (1418) and section one thousand four hundred nineteen (1419) of the Code to define the term "employees of the state" for the purpose of determining the liability of the general fund of the state treasury on account of claims under the law relating to workmen's compensation, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. A. WILSON, *Vice-Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 183, a bill for an act to amend section one thousand four hundred eighteen (1418) and section one thousand four hundred nineteen (1419) of the Code to define the term "employees of the state" for the purpose of determining the liability of the general fund of the state treasury on account of claims under the law relating to work-

men's compensation, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. A. WILSON, *Vice-Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 184, a bill for an act to amend section fourteen hundred eighteen (1418) and section fourteen hundred nineteen (1419) of the Code to define the term "employees of the state" for the purpose of determining the liability of the general fund of the state treasury on account of claims under the law relating to workmen's compensation, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. A. WILSON, *Vice-Chairman.*

Ordered passed on file.

Senator Langfitt submitted the following reports:

MR. PRESIDENT: Your committee on dairy and food, to which was referred House File No. 226, a bill for an act to amend section three thousand seventy-six (3076) of the Code, 1927, relating to the pasutrization of skimmed milk and buttermilk, begs leave to report it has had the same under consideration and recommends the same be amended as follows: and when so amended the bill do pass:

Amend by striking out the word "pasutrization" in lines two (2) and three (3) of the title and inserting in lieu thereof the word "pasteurization".

J. N. LANGFITT, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on dairy and food, to which was referred Senate File No. 370, a bill for an act to amend section 3058 of Code, 1927, relating to the adulteration of foods, begs leave to report it has had the same under consideration and recommends the same do pass.

J. N. LANGFITT, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on dairy and food, to which was referred House File No. 215, a bill for an act to amend the law as it appears in Section thirty-two hundred thirty-six (3236) of the Code of Iowa, 1927, relating to the sale of commodities by weight or in United

States standard containers, begs leave to report it has had the same under consideration and recommends the same do pass.

J. N. LANGFITT, *Chairman.*

Ordered passed on file.

Senator Stanley submitted the following report:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 91, a bill for an act to amend the law as it appears in section forty-three hundred seventeen (4317) of the Code, 1927, relating to definition of schoolhouse fund, and section forty-four hundred and three (4403) of the Code, 1927, relating to bond tax, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 9, a bill for an act relating to the election of city solicitor, city engineer and the appointment of police judge.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 74, a bill for an act relating to the ordering of street improvements or sewers in cities acting under special charter.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 185, a bill for an act relating to bonds of county officers.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 74, a bill for an act to amend section sixty-nine hundred fifteen (6915) of the Code, 1927, relating to the ordering of street improvements or sewers in cities acting under special charter.

Read first and second times and referred to committee on cities and towns.

House File No. 9, a bill for an act to amend section fifty-six hundred thirty-nine (5639) of the Code, 1927, and to repeal sections fifty-six hundred thirty-two (5632) and fifty-six hundred thirty-three (5633) of the Code, 1927, and to enact a substitute therefor, relating to the election of city solicitor and city engineer, and the appointment of police judge.

Read first and second times and referred to committee on cities and towns.

S. F. NO. 36 WITHDRAWN

By unanimous consent, on request of Senator Kimberly, Senate File No. 36 was withdrawn from further consideration.

The journal of March 15th was corrected and approved.

S. F. NO. 325 INDEFINITELY POSTPONED

On motion of Senator Gilchrist, Senate File No. 325, relating to the commitment of minors, with report of committee recommending indefinite postponement, was taken up and considered, and the report of the committee was adopted.

THIRD READING OF BILLS

On motion of Senator Doran, Senate File No. 210, a bill for an act to amend section thirteen thousand four hundred seventeen b one (13417-b1) of the Code, 1927, relative to the taking of fingerprints and palmprints of certain violators of the criminal laws, was taken up and considered, the report of committee recommending passage having previously been adopted.

Senator Benson offered the following amendment and moved its adoption:

Amend by striking lines nine (9), ten (10) and eleven (11) and inserting in lieu thereof the following:

"In addition to the finger prints as herein provided any such officer may also take the palm prints of any such person."

The amendment was adopted.

The bill was read for information.

Senator Doran moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Carroll	Klemme	Patterson
Benson	Christophel	Lange	Rogers
Bergman	Clark of	Langfitt	Shane
Bissell	Cerro Gordo	Leonard	Tabor
Blackford	Clearman	Lowe	Thompson
Booth	Doran	McLeland	Ulstad
Brookins	Hager	Merritt	Wilson of Page
Carden	Kent	Moen	Wilson of Polk
	Kimberly		

Nays, none.

Absent or not voting, 18.

Baird	Clark of Marion	Gunderson	Shaff
Beatty	Cochrane	Ickis	Stanley
Bennett	Cole	MacDonald	Stoddard
Brush	Frailey	Rigby	Topping
Clark of Linn	Gilchrist		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doran moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly, Senate File No. 400, a bill for an act to amend the law as it appears in section five thousand eight hundred seventy-five (5875) relating to cities controlling bridge funds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 29.

Benson	Clark of	Klemme	Moen
Bissell	Cerro Gordo	Lange	Rigby
Blackford	Clearman	Langfitt	Shane
Booth	Doran	Leonard	Tabor
Brookins	Gilchrist	Lowe	Ulstad
Carden	Hager	McLeland	Wilson of Page
Carroll	Kent	Merritt	Wilson of Polk
Christophel	Kimberly		

Nays, 2—Anderson, Patterson.

Absent or not voting, 19.

Baird	Clark of Linn	Gilchrist	Stanley
Beatty	Clark of Marion	Ickis	Stoddard
Bennett	Cochrane	MacDonald	Thompson
Bergman	Cole	Rogers	Topping
Brush	Frailey	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kimberly moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, House File No. 263, a bill for an act to amend House File number forty-three (43) of the Forty-third General Assembly relating to bus franchises and elections thereon, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rogers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Benson	Christophel	Klemme	Rigby
Bergman	Clark of	Lange	Rogers
Bissell	Cerro Gordo	Langfitt	Shane
Blackford	Clearman	Leonard	Tabor
Booth	Doran	Lowe	Ulstad
Brookins	Hager	McLeland	Wilson of Page
Carden	Kent	Merritt	Wilson of Polk
Carroll	Kimberly	Moen	

Nays, 2.

Anderson	Patterson
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Absent or not voting, 18.

Baird	Clark of Marion	Gunderson	Stanley
Beatty	Cochrane	Ickis	Stoddard
Bennett	Cole	MacDonald	Thompson
Brush	Frailey	Shaff	Topping
Clark of Linn	Gilchrist		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Booth, Senate File No. 312, a bill for an act to repeal paragraphs one (1), seven (7), and nineteen (19) of section forty-eight hundred sixty-three (4863), and to enact substitutes for said paragraphs one (1) and seven (7); to amend sections forty-eight hundred sixty-five (4865), forty-eight hundred sixty-six (4866), forty-eight hundred eighty-six (4886), forty-eight hundred ninety-nine (4899), forty-nine hundred twenty-six (4926), forty-nine hundred sixty-eight (4968), forty-nine hundred seventy-one (4971), forty-nine hundred seventy-three (4973), forty-nine hundred ninety-nine (4999); to repeal sections forty-eight hundred seventy-three (4873), forty-eight hundred seventy-nine (4879), forty-eight hundred ninety-six (4896), forty-nine hundred twenty (4920), forty-nine hundred thirty-eight (4938), and to enact substitutes for said repealed sections; all of said sections relating to motor vehicles and to the regulation, taxation, and licensing thereof, and all of said sections being of the Code, 1927, a committee bill, was taken up and considered.

By unanimous consent, on request of Senator Langfitt, action was deferred.

On motion of Senator Wilson of Polk, Senate File No. 276, a bill for an act relating to the creation of a Board of Public Improvements in certain cities, prescribing the powers and duties of said board, and providing the procedure for initiating and recommending certain public improvements, providing for a default and deficiency fund, and procuring the approval by the council and providing the practice and procedure necessary to secure the approval by the district court and city council of certain special assessments, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The committee amendment as found on pages 665 to 676, inclusive, of the journal of March 12th were considered.

By unanimous consent on request of Senator Wilson of Polk, the words "equal to" in line 3 of paragraph 3 of section 5 were stricken and the words "not to exceed" inserted in lieu thereof.

Senator Wilson of Polk offered the following amendment to the committee amendment and moved its adoption:

Amend by striking out section 25 and renumbering the sections following:

The amendment was adopted.

The committee amendments as amended were adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Christophel	Kimberly	Patterson
Benson	Clark of	Klemme	Rigby
Bissell	Cerro Gordo	Lange	Rogers
Blackford	Clearman	Langfitt	Shane
Booth	Doran	Leonard	Thompson
Brookins	Gunderson	Lowe	Ulstad
Carden	Hager	McLeland	Wilson of Page
Carroll	Ickis	Merritt	Wilson of Polk
	Kent		

Nays, none.

Absent or not voting, 19.

Baird	Clark of Linn	Gilchrist	Stanley
Beatty	Clark of Marion	Ickis	Stoddard
Bennett	Cochrane	MacDonald	Tabor
Bergman	Cole	Moen	Topping
Brush	Frailey	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Booth, Senate File No. 119, a bill for an act to provide for the designation and marking of lateral or detour routes passing through the business district of cities and towns on the primary road system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Booth moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Benson	Clark of	Klemme	Patterson
Bissell	Cerro Gordo	Lange	Rigby
Blackford	Clearman	Langfitt	Rogers
Booth	Doran	Leonard	Shane
Brookins	Gunderson	Lowe	Stanley
Carden	Hager	McLeland	Thompson
Carroll	Kent	Merritt	Ulstad
Christophel	Kimberly	Moen	Wilson of Page
			Wilson of Polk

Nays, none.

Absent or not voting, 18.

Anderson	Brush	Frailey	Shaff
Baird	Clark of Linn	Gilchrist	Stoddard
Beatty	Clark of Marion	Ickis	Tabor
Bennett	Cochrane	MacDonald	Topping
Bergman	Cole		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Booth moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Doran, the rules were suspended and Senate File No. 270, a bill for an act to amend section fifty-three hundred eighty-five (5385), Code, 1927, relating to the expenditure of the soldiers' relief fund, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking lines three (3) and four (4) of Section one (1) and substituting the following: "It is further provided that said sum may be used to purchase flags for the decoration on Memorial Day of the graves of all honorably discharged soldiers, sailors, marines and nurses of any war."

The bill was read for information.

Senator Doran moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Bissell	Booth	Carden
Benson	Blackford	Brookins	Carroll

Christophel	Kent	Lowe	Shane
Clark of Cerro Gordo	Kimberly	McLeland	Stanley
Clearman	Klemme	Merritt	Thompson
Doran	Lange	Moen	Ulstad
Gunderson	Langfitt	Patterson	Wilson of Page
Hager	Leonard	Rogers	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Baird	Clark of Linn	Gilchrist	Shaff
Beatty	Clark of Marion	Ickis	Stoddard
Bennett	Cochrane	MacDonald	Tabor
Bergman	Cole	Rigby	Topping
Brush	Frailey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Booth moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Booth, Senate File No. 341, a bill for an act to make permanent a transfer of funds by the Board of Supervisors of Shelby County, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Booth moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clark of Cerro Gordo	Lange	Rogers
Benson	Clearman	Langfitt	Shane
Bissell	Doran	Leonard	Stanley
Blackford	Gunderson	Lowe	Tabor
Booth	Hager	McLeland	Thompson
Brookins	Kent	Merritt	Ulstad
Carden	Kimberly	Moen	Wilson of Page
Carroll	Klemme	Rigby	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 17.

Baird	Clark of Linn	Frailey	Patterson
Beatty	Clark of Marion	Gilchrist	Shaff
Bennett	Cochrane	Ickis	Stoddard
Bergman	Cole	MacDonald	Topping
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Booth moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brookins, Senate File No. 232, a bill for an act to amend section 8982, Code, 1927, relating to stipulation for arbitration of loss under contract of insurance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brookins offered the following amendments and moved their adoption:

Amend by striking therefrom all following the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter 406 of Title XX, Code of Iowa, 1927, is amended by adding thereto the following:

“No recovery on a policy or contract of insurance shall be defeated for failure of the insured to comply, after a loss occurs, with any arbitration or appraisal stipulation as to fixing the value of property. No arbitration shall take place except substantially where the property was situated at the time of loss. Contracts of insurance to indemnify against loss by hail to growing crops which stipulate for arbitration shall provide that the decision of the majority of the arbitrators shall be final.”

Also amend title by striking therefrom the following: “Section 8982” and inserting “Chapter 406”.

The amendments were adopted.

Senator Brookins moved that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question “Shall the bill pass?” the vote was:

Ayes, 33.

Anderson	Clark of	Lange	Rogers
Benson	Cerro Gordo	Langfitt	Shane
Bissell	Clearman	Leonard	Stanley
Blackford	Doran	Lowe	Tabor
Booth	Gunderson	McLeland	Thompson
Brookins	Hager	Merritt	Ulstad
Carden	Kent	Moen	Wilson of Page
Carroll	Kimberly	Rigby	Wilson of Polk
Christophel	Klemme		

Nays, none.

Absent or not voting, 17.

Baird	Clark of Linn	Frailey	Patterson
Beatty	Clark of Marion	Gilchrist	Shaff
Bennett	Cochrane	Ickis	Stoddard
Bergman	Cole	MacDonald	Topping
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, Senate File No. 360, a bill for an act to amend section sixty-one seventy-seven (6177), Code, 1927, relating to examinations of the account of waterworks operated by a board of waterworks trustees, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted.

Amend Section 1 by striking out of line 5 thereof the word "account" and inserting in lieu thereof the words "books and accounts".

Also amend Section 1 by striking out of line 6 the word "certified".

By unanimous consent on request of Senator Merritt, his amendment previously filed was withdrawn.

Senator Wilson of Polk moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 31.

Anderson	Clearman	Langfitt	Shane
Benson	Doran	Leonard	Stanley
Bissell	Gunderson	Lowe	Tabor
Blackford	Hager	MacDonald	Thompson
Booth	Kent	Merritt	Ulstad
Carden	Kimberly	Moen	Wilson of Page
Carroll	Klemme	Rigby	Wilson of Polk
Clark of Marion	Lange	Rogers	

Nays, none.

Absent or not voting, 19.

Baird	Brush	Cochrane	MacDonald
Beatty	Christophel	Cole	Patterson
Bennett	Clark of	Frailey	Shaff
Bergman	Cerro Gordo	Gilchrist	Stoddard
Brookins	Clark of Linn	Ickis	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, Senate File No. 361, a bill for an act to amend section one hundred thirteen (113), Code, 1927, relating to examinations by the auditor of state of the accounts of cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass" the vote was:

Ayes 29.

Anderson	Clark of	Lange	Rigby
Benson	Cerro Gordo	Langfitt	Rogers
Bissell	Clearman	Leonard	Shane
Blackford	Doran	Lowe	Tabor
Booth	Hager	McLeland	Thompson
Carden	Kent	Merritt	Ulstad
Carroll	Kimberly	Moen	Wilson of Polk
Christophel	Klemme		

Nays, none.

Absent or not voting, 21.

Baird	Clark of Linn	Gilchrist	Shaff
Beatty	Clark of Marion	Gunderson	Stanley
Bennett	Cochrane	Ickis	Stoddard
Bergman	Cole	MacDonald	Topping
Brookins	Frailey	Patterson	Wilson of Page
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, Senate File No. 358, a bill for an act to legalize and make permanent the transfer of money from certain funds to other funds by the Board of Supervisors of Keokuk County, Iowa, with report of committee recommend-

ing passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Clark of	Lange	Rogers
Benson	Cerro Gordo	Langfitt	Shane
Bissell	Clark of Marion	Leonard	Tabor
Blackford	Doran	Lowe	Thompson
Booth	Hager	McLeland	Ulstad
Carden	Kent	Merritt	Wilson of Page
Carroll	Kimberly	Moen	Wilson of Polk
Christophel	Klemme	Rigy	

Nays, none.

Absent or not voting, 20.

Baird	Brush	Frailey	Patterson
Beatty	Clark of Linn	Gilchrist	Shaff
Bennett	Clearman	Gunderson	Stanley
Bergman	Cochrane	Iekis	Stoddard
Brookins	Cole	MacDonald	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator McLeland, Senate File No. 280, a bill for an act to amend section fifty-three hundred eighty-four (5384), Code, 1927, relating to payment of benefits in aid of blind persons, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator McLeland moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Booth	Clark of	Gunderson
Benson	Carden	Cerro Gordo	Hager
Bissell	Carroll	Clark of Marion	Kent
Blackford	Christophel	Doran	Kimberly

Klemme	Lowe	Rigby	Thompson
Lange	McLeland	Rogers	Ulstad
Langfitt	Merritt	Shane	Wilson of Page
Leonard	Moen	Tabor	Wilson of Polk

Nays, none.

Absent or not voting, 19.

Baird	Brush	Frailey	Shaff
Beatty	Clark of Linn	Gilchrist	Stanley
Bennett	Clearman	Ickis	Stoddard
Bergman	Cochrane	MacDonald	Topping
Brookins	Cole	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator McLeland moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Carden, House File No. 47, a bill for an act to amend the law as it appears in sections eighty-nine hundred forty (8940) and nine thousand seventeen (9017) of the Code, 1927, relating to insurance and policies of insurance on automobiles, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Carden moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Clark of	Klemme	Rigby
Benson	Cerro Gordo	Lange	Rogers
Bissell	Clark of Marion	Langfitt	Shane
Blackford	Clearman	Leonard	Stanley
Booth	Doran	Lowe	Tabor
Carden	Gunderson	McLeland	Ulstad
Carroll	Hager	Merritt	Wilson of Page
Christophel	Kent	Moen	Wilson of Polk
	Kimberly		

Nays, none.

Absent or not voting, 18.

Baird	Brush	Gilchrist	Shaff
Beatty	Clark of Linn	Ickis	Stoddard
Bennett	Cochrane	MacDonald	Thompson
Bergman	Cole	Patterson	Topping
Brookins	Frailey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carden moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Carden, Senate File No. 107 was withdrawn from further consideration.

On motion of Senator Merritt, House File No. 307, a bill for an act to repeal section fifty-one hundred five-a twenty-six (5105-a26) of the Code, 1927, relating to the liability bond of a motor carrier, and to enact a substitute therefor, was taken up and considered, it having been substituted for Senate File No. 313, a companion bill, which was a committee bill.

Senator Lange offered the following amendment and moved its adoption:

Amend by adding thereto after the comma in line twenty-one (21), section one (1), the following:

"when service cannot be obtained on the motor carrier within this state,".

The amendment was adopted.

Senator Merritt moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Anderson	Clark of Marion	Klemme	Rogers
Benson	Clearman	Lange	Shane
Bissell	Doran	Langfitt	Stanley
Blackford	Gunderson	Leonard	Tabor
Booth	Hager	Lowe	Thompson
Carden	Kent	Merritt	Ulstad
Carroll	Kimberly	Moen	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 21.

Baird	Clark of	Gilchrist	Rigby
Beatty	Cerro Gordo	Ickis	Shaff
Bennett	Clark of Linn	MacDonald	Stoddard
Bergman	Cochrane	McLeland	Topping
Brookins	Cole	Patterson	Wilson of Page
Brush	Frailey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Merritt moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Blackford, Senate File No. 200, a bill for an act to amend section ten thousand two hundred ninety-nine (10299) of the Code of Iowa, 1927, relating to the furnishing of labor and services in connection with public improvements, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Blackford offered the following amendment and moved its adoption:

Amend by adding Section 3 as follows:

"Sec. 3. This act, being deemed of immediate importance shall take effect and be in force from and after its publication in the Fairfield Daily Ledger, a newspaper published in Fairfield, Iowa, and the Keosauqua Republican, a newspaper published in Keosauqua, Iowa.

The amendment was adopted.

By unanimous consent on request of Senator Blackford, the secretary was instructed to strike the word "section" in line 4 and insert the word "paragraph" in lieu thereof, and also to strike out "Sec." in line 5.

Senator Blackford moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Anderson	Christophel	Kimberly	Merritt
Benson	Clark of Marion	Klemme	Moen
Blackford	Clearman	Lange	Rogers
Booth	Doran	Langfitt	Shane
Brookins	Gunderson	Leonard	Stanley
Carden	Hager	Lowe	Tabor
Carroll	Kent	McLeland	Wilson of Page

Nays, none.

Absent or not voting, 22.

Baird	Clark of	Gilchrist	Stoddard
Beatty	Cerro Gordo	Ickis	Thompson
Bennett	Clark of Linn	MacDonald	Topping
Bergman	Cochrane	Patterson	Ulstad
Bissell	Cole	Rigby	Wilson of Polk
Brush	Frailey	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Blackford moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Leonard, House File No. 34, a bill for an act to repeal the law as it appears in section five hundred eighty-four (584), Code of 1927, and to enact a substitute in lieu thereof relative to the recount of ballots in primary elections, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Leonard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Christophel	Kent	Moen
Benson	Clark of	Kimberly	Rigby
Bissell	Cerro Gordo	Klemme	Rogers
Blackford	Clark of Marion	Lange	Shane
Booth	Clearman	Langfitt	Stanley
Brookins	Doran	Leonard	Tabor
Carden	Gunderson	Lowe	Wilson of Page
Carroll	Hager	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 19.

Baird	Clark of Linn	Ickis	Stoddard
Beatty	Cochrane	MacDonald	Thompson
Bennett	Cole	McLeland	Topping
Bergman	Frailey	Patterson	Ulstad
Brush	Gilchrist	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Leonard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Merritt, Senate File No. 412, a bill for an act to repeal sections eighty-seven hundred fifty-two (8752) and eighty-nine hundred sixty-nine (8969) of the Code of Iowa, 1927, so as to fix reciprocal requirements as to taxes, fines, pen-

alties, license fees, certificates of authority, certificates of solvency, and otherwise, of insurance companies, a committee bill, was taken up and considered.

Senator Shane offered the following amendment and moved its adoption:

Amend the publication clause by providing that the publication be in the Telegraph-Herald and Times-Journal, a newspaper published in Dubuque, Iowa, instead of the Des Moines Register, a newspaper published in Des Moines, Iowa.

The amendment was adopted.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clark of	Klemme	Rigby
Benson	Cerro Gordo	Lange	Rogers
Bissell	Clearman	Langfitt	Shane
Blackford	Doran	Leonard	Stanley
Booth	Gunderson	Lowe	Tabor
Carden	Hager	McLeland	Thompson
Carroll	Kent	Merritt	Wilson of Page
Christophel	Kimberly	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 19.

Baird	Brush	Frailey	Shaff
Beatty	Clark of Linn	Gilchrist	Stoddard
Bennett	Clark of Marion	Iekis	Topping
Bergman	Cochrane	MacDonald	Ulstad
Brookins	Cole	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, Senate File No. 413, a bill for an act to provide for refund of taxes, fees, licenses collected from insurance companies by or through error, mistake, or erroneous interpretation of statute, a committee bill, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Clark of	Kimberly	Rigby
Benson	Cerro Gordo	Klemme	Rogers
Bissell	Clark of Marion	Lange	Shane
Blackford	Clearman	Leonard	Tabor
Booth	Doran	Lowe	Thompson
Carden	Frailey	McLeland	Ulstad
Christophel	Hager	Merritt	Wilson of Page
	Kent	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 20.

Baird	Brush	Frailey	Patterson
Beatty	Carroll	Gilchrist	Shaff
Bennett	Clark of Linn	Ickis	Stanley
Bergman	Cochrane	Langfitt	Stoddard
Brookins	Cole	MacDonald	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 83, a bill for an act to amend section fifty-three hundred seventy-two (5372) of the Code, 1927, relating to allowance for the support of indigent tubercular patients, was taken up and considered, it having been called from the committee and placed on the calendar under rule 35.

Senator Wilson of Page offered the following amendment and moved its adoption:

Amend Section 1 by adding thereto the following:

Said section is further amended by striking from line 2 the word "shall" and inserting in lieu thereof the word "may".

The amendment was adopted.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Christophel	Klemme	Rigby
Benson	Clark of Marion	Lange	Rogers
Bissell	Clearman	Langfitt	Shane
Blackford	Doran	Leonard	Tabor
Booth	Gunderson	Lowe	Thompson
Brookins	Hager	McLeland	Ulstad
Carden	Kent	Merritt	Wilson of Page
Carroll	Kimberly	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Baird	Clark of Cerro	Frailey	Shaff
Beatty	Gordo	Gilchrist	Stanley
Bennett	Clark of Linn	Ickis	Stoddard
Bergman	Cochrane	MacDonald	Topping
Brush	Cole	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, Senate File No. 390, a bill for an act to amend section fifty-nine hundred and eighty-six (5986), as it appears in the Code, 1927, relating to assessments for the construction of main sewers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend by adding thereto as Section 2 the following:

Sec. 2. This act being deemed of immediate importance shall be in effect from and after its publication in the Des Moines Daily Record, a newspaper published in Des Moines, Iowa, and the Plain Talk, a newspaper published in Des Moines, Iowa.

The amendment was adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Anderson	Christophel	Langfitt	Rogers
Benson	Clearman	Leonard	Shane
Bissell	Doran	Lowe	Tabor
Blackford	Kent	McLeland	Thompson
Booth	Kimberly	Merritt	Ulstad
Brookins	Klemme	Moen	Wilson of Page
Carden	Lange	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 22.

Baird	Clark of	Frailey	MacDonald
Beatty	Cerro Gordo	Gilchrist	Patterson
Bennett	Clark of Linn	Gunderson	Shaff
Bergman	Clark of Marion	Hager	Stanley
Brush	Cochrane	Ickis	Stoddard
Carroll	Cole		Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, Senate File No. 392, a bill for an act to amend section fifty-nine hundred and eighty-nine (5989), as it appears in the Code of 1927, relating to the condemnation by cities of private property for right of way for sewers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend by adding thereto as Section 2 the following:

Sec. 2. This act being deemed of immediate importance shall be in effect from and after its publication in the Des Moines Daily Record, a newspaper published in Des Moines, Iowa, and the Plain Talk, a newspaper published in Des Moines, Iowa.

The amendment was adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clark of Marion	Lange	Rogers
Benson	Clearman	Langfitt	Shane
Bissell	Doran	Leonard	Tabor
Blackford	Gunderson	Lowe	Thompson
Booth	Hager	McLeland	Ulstad
Brookins	Kent	Merritt	Wilson of Page
Carden	Kimberly	Moen	Wilson of Polk
Christophel	Klemme	Rigby	

Nays, none.

Absent or not voting, 19.

Baird	Carroll	Cole	Patterson
Beatty	Clark of	Frailey	Shaff
Bennett	Cerro Gordo	Gilchrist	Stanley
Bergman	Clark of Linn	Ickis	Stoddard
Brush	Cochrane	MacDonald	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, Senate File No. 409, a bill for an act to legalize a transfer of funds by the city council of Forest City, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gunderson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Clark of Marion	Langfitt	Rogers
Benson	Clearman	Leonard	Shane
Bissell	Doran	Lowe	Tabor
Blackford	Gunderson	McLeland	Thompson
Booth	Hager	Merritt	Ulstad
Brookins	Kimberly	Moen	Wilson of Page
Carden	Klemme	Rigby	Wilson of Polk
Christophel	Lange		

Nays, none.

Absent or not voting, 20.

Baird	Clark of	Frailey	Patterson
Beatty	Cerro Gordo	Gilchrist	Shaff
Bennett	Clark of Linn	Ickis	Stanley
Bergman	Cochrane	Kent	Stoddard
Brush	Cole	MacDonald	Topping
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Doran, Senate File No. 332, a bill for an act to amend section eighteen hundred fifty-five (1855) of the Code, 1927, relating to the different practices of engineering, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking from line 3 the word and figure "ten (10)" and substituting the word and figure "nine (9)".

Senator Doran moved that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Clark of Marion	Lange	Rigby
Benson	Clearman	Langfitt	Rogers
Bissell	Doran	Leonard	Shane
Blackford	Gunderson	Lowe	Tabor
Booth	Hager	McLeland	Thompson
Brookins	Kent	Merritt	Ulstad
Carden	Kimberly	Moen	Wilson of Page
Christophel	Klemme		

Nays, none.

Absent or not voting, 20.

Baird	Carroll	Frailey	Shaff
Beatty	Clark of	Gilchrist	Stanley
Bennett	Cerro Gordo	Ickis	Stoddard
Bergman	Clark of Linn	MacDonald	Topping
Brush	Cochrane	Patterson	Wilson of Polk
	Cole		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doran moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, House File No. 202, a bill for an act to provide for filling vacancies in nominations of presidential electors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Anderson	Christophel	Lange	Rigby
Benson	Clearman	Langfitt	Rogers
Bissell	Doran	Leonard	Shane
Blackford	Gunderson	Lowe	Tabor
Booth	Hager	McLeland	Thompson
Brookins	Kimberly	Merritt	Ulstad
Carden	Klemme	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 22.

Baird	Clark of Cerro	Frailey	Shaff
Beatty	Gordo	Gilchrist	Stanley
Bennett	Clark of Linn	Ickis	Stoddard
Bergman	Clark of Marion	Kent	Topping
Brush	Cochrane	MacDonald	Ulstad
Carroll	Cole	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, Senate File No. 418, a bill for an act to amend section eighty-six hundred seventy-six (8676) of the Code, 1927, relative to group insurance and granting authority to labor organizations and teachers associations to issue group insurance on their members, a committee bill, was taken up and considered.

By unanimous consent, on request of Senator Shane, the name of the Des Moines Register was stricken and the Ottumwa Daily Courier inserted in lieu thereof in the publication clause.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 26.

Anderson	Clark of Marion	Lange	Rogers
Benson	Clearman	Langfitt	Shane
Bissell	Doran	Leonard	Tabor
Blackford	Gunderson	McLeland	Thompson
Booth	Hager	Merritt	Ulstad
Brookins	Kimberly	Moën	Wilson of Polk
Christophel	Klemme		

Nays, none.

Absent or not voting, 24.

Baird	Clark of	Gilchrist	Patterson
Beatty	Cerro Gordo	Rigby	Shaff
Bennett	Clark of Linn	Iekis	Stanley
Bergman	Cochrane	Kent	Stoddard
Brush	Cole	Lowe	Topping
Carden	Frailey	MacDonald	Wilson of Page
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 298 by striking from line 14 of Sec. 2 the word and figures "October 20" and inserting in lieu thereof the word and figure "November 1".

FRANK BISSELL.

MR. PRESIDENT: I ask unanimous consent to withdraw my amendments to Senate File No. 301, amendment number one (1) to section twenty-three (23) and amendment number two (2) to section twenty-five (25), and to substitute the following in lieu thereof:

(1) Amend section twenty-three (23) by striking the period (.) following the word "warded" in line ten (10) and inserting a comma (,) in lieu thereof, and adding the following, to-wit:

"but at no time to exceed five (5) year periods, nor shall more than one-half ($\frac{1}{2}$) of the mussel producing waters of the state be closed at the same time,".

(2) Amend further by striking section twenty-five (25) and renumbering the sections following to correspond with such change.

RALPH U. THOMPSON.

REPORT OF COMMITTEE

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 196, a bill for an act to legalize the proceedings of The Jewell Farmers Elevator Company, Jewell, Iowa, with respect to the renewal of their articles of incorporation, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

On motion of Senator Clark of Marion the Senate adjourned until 9:30 a. m., Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 18, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. W. L. Ewing, pastor of St. Paul's Church, Cedar Rapids, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Clearman for the day, on request of Senator Hager; Senator Bennett for the day, on request of Senator Merritt.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees.

By Senator Clark, from onion growers, favoring state aid in the study of diseases of onions. Agriculture.

By Senator Rogers, from members of the Black Hawk County Reserve Officers Chapter, favoring legalized boxing. Police regulations.

By Senator Stoddard, from the Sioux City Woman's Club, favoring House File No. 305, an act to define handicapped children. Schools.

By Senator Stoddard, from the Sioux City Woman's Club, favoring House File 214, relating to the organization of a County Board of Health and Welfare. Public health.

By Senator Stoddard, from the Parent-Teacher Association of Riverview School, Sioux City, Iowa, favoring the bill for the education of underprivileged children. Schools.

By Senator Stoddard, from the Sioux City Teachers' Club favoring the bill to aid towns and cities in the education of handicapped children. Schools.

By Senator Stoddard, from the Catholic Woman's League, favoring House File 214, relating to the establishment of a county board of health and welfare. Public health.

By Senator Rogers, from the physicians of Black Hawk County, favoring passage of House File 111, relating to physicians' services. Public health.

REPORTS OF COMMITTEES

Senator McLeland submitted the following reports:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 297, a bill for an act to amend the law as it appears in sections forty-one hundred twenty-nine (4129), forty-one hundred thirty (4130), and forty-one hundred fifty-one (4151) of the Code, 1927, relating to the time that changes in subdistrict boundaries, and when new school township organizations, shall become effective, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. McLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 404, a bill for an act to provide for surveying, platting and laying out of cemeteries, not municipally owned, and the filing of plats thereof; to provide for the indexing and recording of all conveyances of cemetery lots, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. McLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 391, a bill for an act to amend section (5323) fifty-three hundred twenty-three, Code, 1927, by permitting the county board of supervisors to make a contract with a local physician to furnish medical service and medicine in any city or township, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. McLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 342, a bill for an act to require the

sheriffs of counties in which is situated a city, not a county seat, with a population of over five thousand or over to appoint a resident deputy sheriff in such city, and to fix the amount of his salary, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. E. McLELAND, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 363, a bill for an act to amend sections fifty-three hundred forty-eight (5348); fifty-three hundred fifty-three (5353); fifty-three fifty-nine (5359), paragraph ten (10); fifty-three sixty-three (5363); and fifty-three hundred sixty-four (5364) of the Code of 1927, relating to County Public Hospitals, begs leave to report it has had the same under consideration and recommends the same do pass.

W. E. McLELAND, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 100, a bill for an act to make appropriation to reimburse the Liberty Club of Sioux City, Iowa, for certain equipment lost or destroyed by parties acting as officers of a company known as Company D, 4th Iowa Infantry, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from line twenty (20) of the preamble the words and figures "five hundred twelve and 50/100 dollars (\$512.50)" and inserting in lieu thereof the following: "two hundred fifty dollars (\$250.00)".

Also amend by striking from line three (3) of section one (1) the words and figures "five hundred twelve and 50/100 dollars (\$512.50)", and inserting in lieu thereof the following: "two hundred fifty dollars (\$250.00)".

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 367, a bill for an act authorizing and directing the Curator of the Historical, Memorial and Art Department of Iowa to acquire and preserve materials illustrative of early Iowa, processes and events, now the property of the widow of George Shull and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking all after the enacting clause and substituting therefor the following:

"Section 1. That there is hereby appropriated out of the funds of the state treasury not otherwise appropriated the sum of \$4,000.00 or so much thereof as may be necessary for the acquisition by the state of the collections and records of John W. Wright and George Shull, provided, however, that not to exceed the sum of \$2,000.00 shall be paid out for either of said collections and, provided further, that these materials shall be recorded in the Historical, Memorial and Art Department of Iowa in such manner that they shall become, respectively, a memorial to John W. Wright and George Shull."

Also amend by striking from the title all after line 4 and inserting the following:

"widows of John W. Wright and George Shull and making an appropriation therefor".

Also amend by striking out the preamble and inserting in lieu thereof the following:

"Whereas, the late John W. Wright of Marion County and the late George Shull of Union County, both pioneers of Iowa, were respectively since about the year 1880 discriminating collectors of Iowa objects, documents and other materials of high historical value to the state, and

Whereas, the widows of these two men have for more than two years, and at the request of their representatives in the Senate and House in cooperation with the Curator of the Historical, Memorial and Art Department, resisted sale and distribution of these collections and the records thereof,".

B. M. STODDARD, *Chairman.*

Ordered passed on file.

The journal of March 16th was corrected and approved.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 28 and 52.

CHAS. T. ROGERS,
Chairman Senate Committee.

S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced, that he had, as President of the Senate, in the presence of the Senate, signed the following bills: House Files Nos. 23, 125, 145, 257, 28, 52, 12, 99, 174, and 201.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 39, a bill for an act to legalize an election in Lyon County with reference to the construction of a jail and Sheriff's residence combined.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 284, a bill for an act concerning the licensing of aircraft and airmen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 135, a bill for an act to legalize certain warrants issued by the town of Underwood, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 448, a bill for an act relating to the definition of a felony.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 434, a bill for an act relating to the gratuitous distribution of laws.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 191, a bill for an act providing for additional appropriations in certain cases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 230, a bill for an act relating to the reclassification of levee and drainage districts for assessment, repairs and improvements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 401, a bill for an act to legalize certain transfer of funds by the town of Roland, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 268, a bill for an act to authorize and direct the governor of the state of Iowa to execute and deliver to Etta V. Brall a certain lot in the town of Sidney, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 393, a bill for an act relating to mechanic's liens.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 337, a bill for an act relating to expenditures by counties for erection of court house, jail or county home.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 234, a bill for an act relating to procedure in cases of compulsory education.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 289, a bill for an act relative to damages on the establishment, vacation or alteration of roads.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 277, a bill for an act authorizing the Executive Council to transfer certain described land located in Tama County to the Cherry-Burrell Corporation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 124, a bill for an act relating to chauffeur's licenses and providing exemptions in certain cases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 37, a bill for an act relating to the use of surplus earnings of certain municipally owned public utilities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 227, a bill for an act relating to the election to abolish a county high school.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 251, a bill for an act relative to lien index book in the office of Clerk of the District Court.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 284

Amend section seven, subsection "J", line six (6) by striking the words "Secretary of State" and inserting in lieu thereof "Board of Railroad Commissioners".

THIRD READING OF BILLS

On motion of Senator Doran, Senate File No. 347, a bill for an act to amend section ten thousand six hundred fifty-five (10655) of the Code, 1927, relating to the jurisdiction of municipal courts in civil matters and providing for the jurisdiction thereof in civil matters, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Shaff, Senate File No. 97, a bill for an act to amend section 2761 of the Code, 1927, relating to the use and disposal of the bodies of dead animals, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee rejected and the bill placed on the calendar.

On motion of Senator Doran, Senate File No. 60, a bill for an act to amend section eleven thousand seven hundred sixty (11760) of the Code, 1927, providing for exemptions of a resident of this state who is the head of a family, with report of committee recommending indefinite postponement, was taken up and considered and the report of the committee adopted.

On motion of Senator Brookins, Senate File No. 182, a bill for an act to amend section 1418 (fourteen hundred eighteen) and section 1419 (fourteen hundred nineteen) of the Code to define the term "employees of the state" for the purpose of determining the liability of the general fund of the state treasury on account of claims under the law relating to workmen's compensation, with

report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Brookins, Senate File No. 183, a bill for an act to amend section 1418 (fourteen hundred eighteen) and section 1419 (fourteen hundred nineteen) of the Code to define the term "employees of the state" for the purpose of determining the liability of the general fund of the state treasury on account of claims under the law relating to workmen's compensation, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Brookins, Senate File No. 184, a bill for an act to amend section 1418 (fourteen hundred eighteen) and section 1419 (fourteen hundred nineteen) of the Code to define the term "employees of the state" for the purpose of determining the liability of the general fund of the state treasury on account of claims under the law relating to workmen's compensation, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Doran, Senate File No. 349, a bill for an act to amend section six thousand nine hundred fifty-six (6956) of the Code, 1927, relating to the listing of property for the purpose of taxation, and to provide for the listing of all property claimed to be exempt from taxation, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee considered.

The vote being a tie the President voted "aye," and the report was adopted.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which the committee report on Senate File No. 349 was adopted.

B. M. STODDARD.

S. F. NO. 268 WITHDRAWN

By unanimous consent, on request of Senator Ulstad, Senate File No. 268 was withdrawn from further consideration.

THIRD READING OF BILLS

On motion of Senator Iekis, Senate File No. 298, a bill for an act to repeal the law as it appears in section seventeen hundred

sixty-six (1766), section seventeen hundred sixty-six-a one (1766-a1), and section seventeen hundred sixty-six-a two (1766-a2) of the Code, 1927, and to enact substitutes therefor; and to amend the law as it appears in chapter eighty-six (86) of the Code, 1927, relating to the killing, trapping, or ensnaring of certain furbearing animals and the destruction of their houses, nests, or dens, and relating to the buying and selling of carcasses and skins or furs of such animals, so as to provide a closed season therefor, a committee bill, was taken up and considered.

Senator Ickis offered the following amendment and moved its adoption:

Amend by striking the word "coon" in line 6 of Section 1 and inserting in lieu thereof the word "raccoon".

The amendment was adopted.

By unanimous consent on request of Senator Clark of Cerro Gordo his amendment filed March 7th was withdrawn.

By unanimous consent on request of Senator Wilson of Polk his amendment filed March 6th was withdrawn.

By unanimous consent on request of Senator Lange his amendment filed March 8th was withdrawn.

Senator Hager offered the following amendment and moved its adoption:

Amend section 2 by striking the words "any of the animals named and described in this act in the northern district from October twentieth to December thirty-first of any year" following the word "ensnare" in line 12, and inserting in lieu the following:

"raccoon in the northern district from October twentieth to December thirty-first of any year, and any of the other animals named and described in this act in the northern district, from November fifth to December thirty-first of any year."

By unanimous consent on request of Senator Hager the word "fifth" in the last line of the amendment was changed to the word "tenth".

Senator Clark of Cerro Gordo offered the following amendment to the amendment and moved its adoption:

Amend by striking from the words to be inserted in Section 2 the words "December thirty-first" wherever they appear and inserting the words "January fifteenth".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

By unanimous consent on request of Senator Bissell his amendment filed on March 16th was withdrawn.

Senator Benson offered the following amendment and moved its adoption:

Amend section 1 by striking therefrom in line 6 the words "red fox" and in line 10 the words "or fox".

Senator Merritt moved the previous question.

Senator Shane moved to amend by making the previous question apply to question of "foxes" only.

The motion as amended prevailed.

Senator Benson raised the point of order that the previous question had prevailed and debate was out of order.

The President held the point of order well taken.

The amendment was lost.

Senator Anderson offered the following amendment and moved its adoption:

Amend section 3 by striking from line 10 thereof the words "and describing each of".

Senator Patterson offered the following as a substitute for the pending amendment and moved its adoption:

Amend by striking from section 3 all of lines 5, 6, 7, 8, 9, 10, 11 and 12.

By unanimous consent on request of Senator Patterson his substitute amendment was so changed as to strike out all of section 3.

The substitute amendment was lost.

Senator Benson offered the following as a substitute amendment and moved its adoption:

Amend section 3 by striking the word "and" in line 10 and inserting in lieu thereof the word "or".

The substitute amendment was adopted.

Senator Anderson offered the following amendment and moved its adoption:

Amend section 3 by adding after the word "Departments." in line 18 the words: "This department shall immediately furnish all such tags on request."

The amendment was adopted.

Senator Patterson offered the following amendment and moved its adoption:

Amend section 4 by striking from lines 23 to 27 the following: "Upon any prosecution for illegal possession of skins, hides, or furs of any of the animals named and described in this act, it shall be the duty of the person having possession thereof to prove his good faith and lawful possession."

The amendment was adopted.

Senator Anderson offered the following amendment and moved its adoption.

Amend by adding a publication clause providing for publication in the Waterloo Evening Courier and the Fort Dodge Messenger.

Senator Baird offered an amendment to the amendment providing publication in the Council Bluffs Nonpareil instead of the Fort Dodge Messenger.

The amendment to the amendment was lost.

The amendment was adopted.

Senator Patterson offered the following amendment and moved its adoption:

Amend section 4 by striking from lines 14, 15 and 16 the words "Said reports shall not be subject to inspection by any person except for the purpose of criminal prosecutions."

The amendment was adopted.

Senator Beatty moved that action be deferred until he prepare an amendment, which motion prevailed.

HOUSE AMENDMENT CONSIDERED

By unanimous consent Senator Wilson of Polk called up for consideration Senate File No. 284, amended by the House, and moved that the Senate concur in the following amendment:

Amend section seven, subsection "J", line six (6), by striking the words "Secretary of State" and inserting in lieu thereof "Board of Railroad Commissioners".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 40.

Anderson	Clark of Linn	Klemme	Rigby
Baird	Cochrane	Lange	Rogers
Benson	Cole	Langfitt	Shane
Bergman	Doran	Leonard	Stanley
Bissell	Frailey	Lowe	Stoddard
Blackford	Gilchrist	MacDonald	Tabor
Booth	Gunderson	McLeland	Thompson
Carroll	Hager	Merritt	Ulstad
Christophel	Ickis	Moen	Wilson of Page
Clark of Cerro Gordo	Kent	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 10.

Beatty	Brush	Clearman	Shaff
Bennett	Carden	Kimberly	Topping
Brookins	Clark of Marion		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Stoddard called up for consideration his motion to reconsider the vote by which the committee report was adopted on Senate File No. 349, for indefinite postponement.

On the question, "Shall the motion to reconsider prevail?" the vote was:

Ayes, 39.

Anderson	Clark of	Kent	Rogers
Baird	Cerro Gordo	Klemme	Shaff
Beatty	Cochrane	Langfitt	Shane
Bergman	Cole	Leonard	Stanley
Bissell	Doran	Lowe	Stoddard
Blackford	Frailey	MacDonald	Tabor
Booth	Gilchrist	McLeland	Thompson
Brookins	Gunderson	Moen	Ulstad
Carroll	Hager	Patterson	Wilson of Page
Christophel	Ickis	Rigby	Wilson of Polk

Nays, 4.

Benson	Clark of Marion	Lange	Merritt
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Absent or not voting, 7.

Bennett	Carden	Clearman	Topping
Brush	Clark of Linn	Kimberly	

The motion prevailed.

Senator Doran invoked Rule 18.

On the question, "Shall the report of the committee be adopted?" the vote was:

Ayes, 12.

Beatty	Clark of Marion	Frailey	Shane
Benson	Cochrane	Lange	Thompson
Booth	Cole	Merritt	Topping

Nays, 31.

Anderson	Clark of	Klemme	Rogers
Baird	Cerro Gordo	Langfitt	Shaff
Bergman	Doran	Leonard	Stanley
Bissell	Gilchrist	Lowe	Stoddard
Blackford	Gunderson	MacDonald	Tabor
Brookins	Hager	McLeland	Ulstad
Carroll	Ickis	Moen	Wilson of Page
Christophel	Kent	Patterson	Wilson of Polk

Absent or not voting, 7.

Bennett	Carden	Clearman	Rigby
Brush	Clark of Linn	Kimberly	

The committee report was rejected and the bill placed on the calendar.

HOUSE MESSAGES CONSIDERED

House File No. 37, a bill for an act to amend sections sixty-one hundred fifty-one-b one (6151-b1) to sixty-one hundred fifty-one-b three (6151-b3), inclusive, Code, 1927, relating to the use of surplus earnings of certain municipally owned public utilities.

Read first and second times and referred to committee on public utilities.

House File No. 124, a bill for an act to amend the law as found in section forty-nine hundred forty-three (4943) of the Code of 1927, relating to chauffeur's licenses and providing exemptions in certain cases.

Read first and second times and referred to committee on motor vehicles.

House File No. 135, a bill for an act to legalize certain warrants issued by the town of Underwood, Iowa, on the general fund of said corporation and to authorize the sale of bonds to fund the same.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 191, a bill for an act to amend the law as it appears in section twenty-nine hundred thirty (2930) of the Code, 1927, and providing for additional appropriations in certain cases.

Read first and second times and referred to committee on agriculture.

House File No. 227, a bill for an act to amend the law as it appears in section four thousand ninety-five (4095) of the Code, 1927, relating to the election to abolish a county high school.

Read first and second times and referred to committee on schools.

House File No. 230, a bill for an act to amend sections seventy-five hundred sixty-one (7561) and seventy-five hundred sixty-two (7562) of the Code, 1927, relating to the reclassification of levee and drainage districts for assessment, repairs and improvements.

Read first and second times and referred to committee on drainage.

House File No. 234, a bill for an act to amend section forty-four hundred twenty-eight (4428) and section forty-four hundred twenty-nine (4429) of the Code, 1927, relating to procedure in cases of compulsory education.

Read first and second times and referred to committee on schools.

House File No. 251, a bill for an act to amend section ten thousand eight hundred thirty (10830) of the Code, 1927, relative to lien index book in the office of the Clerk of the District Court and the indexing of liens.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 268, a bill for an act to authorize and direct the Governor of the State of Iowa to execute and deliver to Etta V. Brall a patent to lots three (3) and four (4) in block one (1) in outlot seventeen (17) in the town of Sidney, Fremont county, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 277, a bill for an act authorizing the Executive Council to transfer certain described land located in Tama county to the Cherry-Burrell Corporation in order to carry out a contract entered into between the said corporation and the Highway Commission.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 289, a bill for an act to amend section forty-five hundred eighty-six (4586) of the Code of Iowa, 1927, relative to damages on the establishment, vacation or alteration of roads.

Read first and second times and referred to committee on highways.

House File No. 337, a bill for an act to amend the law as it appears in section fifty-two hundred sixty-two (5262) of the Code, 1927, relating to expenditures by counties for erection of court house, jail, or county home.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 393, a bill for an act to amend the law as it appears in section ten thousand two hundred ninety-seven (10297), Code, 1927, relating to mechanic's liens.

Read first and second times and referred to committee on judiciary No. 2.

House File No. 401, a bill for an act to legalize certain transfer of funds by the town of Roland, Iowa.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 434, a bill for an act to amend section two hundred thirty-seven (237), Code, 1927, relating to the gratuitous distribution of laws.

Read first and second times and referred to committee on judiciary No. 1.

House File No. 448, a bill for an act to repeal section twelve thousand eight hundred ninety (12890), Code, 1927, and to enact a substitute therefor, relating to the definition of a felony.

Read first and second times and referred to committee on judiciary No. 2.

S. F. NO., 372 WITHDRAWN

By unanimous consent, on request of Senator Shaff, Senate File No. 372, relating to "unfair discrimination," was withdrawn from further consideration.

CONSIDERATION OF SENATE FILE 298 RESUMED

Senator Beatty offered the following amendment and moved its adoption :

Amend section 4 by adding at the end of line 47 the following:

"The term 'dealer' or 'buyer' as used in this section shall mean any person, partnership or corporation who maintains an established place of business for buying or dealing in skins or hides of any animals named in this act or makes a practice of buying or soliciting the sale of any such skins or hides."

The amendment was adopted.

Senator Ickis moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Christophel	Ickis	Shaff
Baird	Clark of	Kent	Shane
Beatty	Cerro Gordo	Klemme	Stanley
Bergman	Cochrane	Lange	Stoddard
Bissell	Cole	Leonard	Thompson
Blackford	Doran	Lowe	Topping
Booth	Frailey	MacDonald	Ulstad
Brookins	Gunderson	Moen	Wilson of Polk
Carroll	Hager	Patterson	

Nays, 1.

Benso n

Absent or not voting, 15.

Bennett	Clark of Marion	Langfitt	Rogers
Brush	Clearman	McLeland	Tabor
Carden	Gilchrist	Merritt	Wilson of Page
Clark of Linn	Kimberly	Rigby	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Ickis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

CALL OF THE SENATE

MR. PRESIDENT: We the undersigned Senators desire a call of the Senate when calendar No. 162, Senate File No. 311, is considered:

OTTO F. LANGE
 W. A. CLARK
 RALPH U. THOMPSON
 GEO. A. WILSON
 FRANK BISSELL
 J. R. FRAILEY
 E. W. CLARK
 CHAS. T. ROGERS
 WESLEY C. LOWE
 J. N. LANGFITT

C. A. BENSON
 W. E. MCLELAND
 GEO. W. CHRISTOPHEL
 O. E. GUNDERSON
 E. W. CLARK
 WM. CARDEN
 A. V. BLACKFORD
 J. G. MERRITT
 J. O. SHAFF

MR. PRESIDENT: I ask unanimous consent that the opinion of the attorney general on the constitutionality of Senate File No. 118 be printed in the journal.

A. V. BLACKFORD.

The request was granted.

REASONS WHY I AM OPPOSED TO THE INDEFINITE POSTPONE- MENT OF S. F. 352

In the first place the bill does not in any way interfere with the federal law relative to military training in our schools nor with National Defense Act.

I quote the following letter from John W. Weeks, Secretary of War, on November 18, 1924, to Walter C. Longstreth, in which he says:

"Receipt is acknowledged of your letter of November 14, 1924, relative to the procedure necessary for an educational institution maintaining a unit of the Reserve Officers' Training Corps to change the status of its military training course from compulsory to elective. I am pleased to inform you that the National Defense Act does not make military training compulsory at any of the institutions which receive the benefits authorized by the Act.

So far as the War Department is concerned it is optional with the authorities of the school, college or university whether military training shall be an elective or a compulsory course in the curriculum. However, a certain class of colleges, known as land-grant institutions, must fulfill conditions specified in the Act of July 2, 1862, before they can receive the benefits granted by that Act. The National Defense Act does not change or amend those conditions.

I would suggest that you refer your query regarding the land-grant institutions to the Department of the Interior, which is charged with the administration of the Act of July 2, 1862."

As proof of my assertion that compulsory military training is of little value from the standpoint of physical training, I submit the opinions of the following well-known authorities:

"MILITARY TRAINING NO SUBSTITUTE FOR PHYSICAL TRAINING
By Jesse F. Williams, M. D.

Department of Physical Education at Teachers' College, Columbia
University

Due to conflicting engagements in New York that prevent my attending a hearing of the House military affairs committee on Welsh Bill, H. R. 8538, which I planned to attend, I am making this statement. I am strongly in favor of the Welsh Bill for the following reasons:

(1) Military drill in the colleges never has provided, and in my judgment never can provide the kind of developmental activities essential in the organic development of young men. If it is conceived that health, strength, and vitality are essential conditions for war, it would appear that the most desirable training during college would be that which laid the foundations for organic and muscular development.

(2) The common practice and constant tendency to substitute military drill for the developmental requirement of physical education means not only a loss in potential power for military service, but a distinct handicap for the development of sources of strength for the whole of life.

(3) Military drill fails to offer sufficient opportunities for struggle for self-testing activities, and for give and take situations, all of which are essential laboratory experiences in the development of a spirit of co-operation, loyalty and good sportsmanship.

(4) Because of the tendency of the secondary schools to imitate the colleges, and because of the fact that military drill is proposed for secondary school boys, I am in favor of the Welsh Bill although it specifically does not deal with the secondary school situation. My own observation in school surveys of the utter futility of military drill in the public school reinforces my opinion of its unworthiness in the state colleges. This point needs to be emphasized, because the influences of this Bill will be felt throughout the country in the secondary schools, and it is in these schools that the practice of military drill as a substitute for physical education has the most pernicious effect.

(5) It is my observation, in the public school field, that military drill has fostered a dislike for things military, except among a small group who were placed in the officer class. This observation was strengthened by a study of the schools in the Philippine Islands, this last year, as a member of the Educational Survey Commission. In the Philippines, in numerous provinces, military drill was proposed as a substitute for a

physical education program, and the small officer class in the student body that supported military drill was representative only of their own special privileges and opportunities for show and various forms of "tin soldierism." Prof. Williams is one of the foremost authorities in the country on physical education.

Major William W. Edwards, writing in the *Infantry Journal* for October, 1924, frankly stated the purpose of the R. O. T. C. as follows:

"The Defense Act has two distinct functions. The first is so obvious as to need no comment, that of training officers and men for the Reserve forces; its second function, while not less important, is less apparent and therefore sometimes overlooked entirely, that of training the popular public mind to the necessity and needs of defense. The Jr. R. O. T. C. fulfils the first mission indirectly, and for the second, I believe, there is no better or greater agency at our command. The high school boy in his sophomore year is in his most plastic and enthusiastic stage. He is at the age of hero worship and idealism."

Dr. Dudley A. Sargent, late director Hemenway Gymnasium, Harvard University; late director Normal School of Physical Training, Cambridge, Mass., before the Massachusetts Special Commission on Military Education, 1915, says the following:

"Does military drill in the schools develop these qualities in youth which prepare a nation for the struggles of war, to say nothing of those of peace? No, because:

1. It is not an adequate means for physical training, being not only very limited in its activities, but actually harmful in its effect on boys less than 18 or 20 years of age.

2. It does not offer sufficient opportunity for the development of the individual's powers of muscular and mental co-ordination and the exercise of judgment under unusual and trying circumstances.

3. It does not offer sufficient opportunity for struggle, which requires and develops a spirit of co-operation and self-reliance, loyalty and strong will.

4. The most military nations in the world do not have military drill in their schools, but give military instructions and training only after the boys have reached 18 or 20 years and have received years of physical training as a part of their schooling.

5. The same qualities that are of most value for war are of most value in peace. Military drill also is inadequate as a preparation for the struggles of peace, such as are necessary to sustain the place of the individual or nation in the pursuit of science, politics, commerce, etc.

6. Military drill in the schools cannot teach boys the real art of war, since they are too young to handle the real weapons and undergo the rigors of adequate instruction. Hence it is apt to foster a bombastic military

spirit of "tin-soldierism" and a false sense of patriotism which does not appreciate the seriousness of war nor the glories of the struggles of peace.

I mention the following, among a great many other prominent men who have expressed similar opinions:

Harry A. Garfield, president Williams College:

George W. Ehler, former director of Physical Education, University of Wisconsin; attached to National Headquarters, Boy Scouts of America.

Dr. C. E. Ehinger, Physical Director, State Normal School, West Chester, Pa.

William A. Stecher, director Physical Education, Philadelphia Public Schools; editor "Mind and Body."

Randal D. Warden, director Physical Education and Recreation, Newark, N. J.

George J. Fisher, M. D., former secretary Physical Department International Committee, Y. M. C. A., New York State Military Training Commissioner; Deputy Chief Scout Executive.

C. Ward Crampton, former director of Physical Training, Department of Education, City of New York; chairman Physical Training Committee, National Congress of Mothers and Parent-Teachers Association.

Ex-president Charles W. Elliott, of Harvard University.

Late Lieut.-Colonel Herman J. Koehler, instructor of Physical Training at West Point.

Dr. Clark W. Hetherington, professor of Physical Training at the University of Wisconsin.

To further prove that it does not in any way interfere with the National Defense Act, I call attention to the fact that in the following Universities Military Training is elective rather than compulsory:

Baylor, Dallas, Texas
 Boston University
 College of the City of New York
 Danison, Granville, Ohio
 Fordham University
 Harvard
 Johns Hopkins
 Leland Stanford, Jr.
 Northwestern University
 Princeton
 Yale

Syracuse
 University of Buffalo
 University of Chicago
 University of Kansas
 University of Michigan
 University of Pennsylvania
 University of Pittsburgh
 University of Utah
 Washington, (St. Louis, Mo.)
 Western Reserve, (Cleveland, O.)

Senator Clark of Linn, in speaking in opposition to the bill said the following:

"We listened to the speakers who came to this public hearing to advocate this bill—to these "pink tea pacifists" who, probably with the best of intentions, insulted the ideals on which this country is based, and the men who have worn the soldier's uniform."

I submit the following stenographic report of the public hearing on S. F. No. 352:

Professor O. B. Clark, Drake University, Des Moines, Iowa.

"Mr. Chairman and Committee:

I am just wondering in my mind why we continue compulsory military training. Is it because we have the habit of it or simply carrying on the custom? Or, is it for some other reason? I am wondering if we here in Iowa cannot lead in a new movement to take compulsory military training out of our state institutions as a required course. You will recall that it has been only a few years since the compulsory military training had been carried on in the land-grant colleges. It seems to me the people of the state would like to see the change in the policy. I am wondering if we still continue compulsory military training in order to be sure to have enough trained to serve in necessity. I am wondering if they fear that if it were made optional there would not be enough men to fill the need at some future time. My experience has been that in the selection of courses, many students do not like to take anything that is compulsory, where if they are permitted to make a choice, they seem to select the courses which might be compulsory. I am wondering if we cannot lead the way in this new channel of thinking. I believe that the time has come to try the experiment in our state institutions."

Raymond Wilson, Morning Sun, World War Veteran, U. S. Navy.

"It was my privilege to spend several months in Japan and I visited a good many schools there where they had military training. In the majority of cases they gave the credit for this military training to us. Is this not making us less secure than more secure? I spent one evening with the faculty of one large college requiring military training. They were trying to follow as closely as possible what was going on in the United States in their training. At Ames at the time of the war there were only 119 army officers. Last year, there were 1,821. There has been a fifteen times increase in the number. It seems that this hinges on two things, whether it is right to compel students to take military training and whether it is necessary. In the army in France in 1918, we had 83,006 officers and according to the report of the Chief of Staff we now have 128,208 officers. If you make military training optional that means only those students take it that believe in it and are getting something out of it. You would get a better type of officer and one worth more to the country. The students rebel against the compulsory military training. They believe it is not right, or in effect, something like that. Students all over the country insist that it is undemocratic for them to be forced to take military training."

Theodore Koop, Iowa, 1928:

"You will recall that it was just about a year now that the University was revising the classes for Freshmen and Sophomores there at the school. Freshmen had been required to take 16 hours a week which amounted to 20 hours in class in addition to 20 or 40 more for study. Trying to decide whether it was to decrease the amount of English, Language, History and Economics, or whether it would be more advisable to decrease the amount of Military Training and Physical Training. Two hours physical and three hours Military Training which would make five hours Physical Training for each Freshman and Sophomore at the University. A good many felt that it would be advisable to make the training optional as a way to reduce the work. Many felt that it would be unwise and unfair to lessen the studies to decrease the work. Of course, the faculty tried to discuss it secretly and had speakers for and against the Military Training. The number of the students present when there was to be a speaker in favor of compulsory training (which were from the American Legion at Iowa City) were few, while when there was a speaker against it, there sometimes were as high as 400 present. The last two years are optional and only about half are willing to go on. When the vote by the faculty was taken, it was understood over the campus that the vote was very close, and that a large number had been coerced by those in favor of the bill because they felt it would be unwise."

Mrs. Mary A. Hunter, League of Women Voters, Des Moines, Iowa:

"I have one son in the regular army and one son who was a student for some time in Iowa and is now in another University. I have had a very definite feeling about military training. It seems to me not quite fair. A boy raised in a good American home is a patriot and will arise on occasion when his services are demanded. Another thing I object to is that no boy can graduate until he has had so many hours of military training."

C. R. Fisher, Iowa Farmers Union:

"Our organization is opposed to military training except where it is absolutely necessary. We have repeatedly passed resolutions against compulsory military training in state schools."

Ralph W. Smith, Iowa Grange:

"Our organization is opposed to compulsory military training. It should be optional. We have resolutions to that effect."

G. W. Bauserman, Sons of Veterans:

"At a meeting of the Sons of Veterans in Iowa, a resolution was adopted to the effect that we are not in favor of military training for those of school age. I was not a member of this committee but I was at the convention. The sentiments of the G. A. R. are supposed to be those of the Sons of Veterans."

M. B. Mathews, Des Moines:

"I trust that these men are here to consider this seriously and along the lines to which it should be considered. I formerly had a church in Iowa City right near the campus and I know the sentiments of the students. I know that many come after having taken their first two years of work at other schools. You know the country which was the best prepared for the World War suffered most, and that is what is going to happen to America if we are arming to the teeth. They are preparing over in Japan, because we are preparing here in the States. I wonder if we cannot organize here in America a new policy, that is, a policy for peace. I think here is an opportunity for Iowa to lead in a new and better policy. It is unfair for your boy or my boy to be kept from an institution which is being supported by public funds because he cannot take military training. They cannot get their degree from the State University unless they take military training."

Donald J. Murphy, Associate Editor, Wallaces' Farmer:

"It is evident from the military standpoint that three hours a week is not worth a nickle. I took a course in the State College and I found that the training received in the school was almost entirely worthless and I found that the army officers would almost always say that they could take a group of men and in two weeks give them more education than we got in the two years."

Rabbi Eugene Mannheimer, Des Moines, Iowa:

"I have enjoyed this immensely. I have come to the conclusion that the Educational Committee seems to need considerable educating along certain lines. They seem to have opinions very decided—very set. I have felt that the ladies and gentlemen have been speaking to a sort of space filled with rather set ideas and opinions on the subject. The point is that I do not believe that our military training is going to stand or fall by the compulsory military training at the state university. From the questions that have come from these Senators, I would feel that the thing we should do is not only have training at the two universities, but we should have universal training. I have always felt that compulsory military training is something which is in some way contrary to the real spirit of democracy. It is not a question of military training, it is a question of the compulsory feature. I always have felt that the thing which we are so opposed to with Germany is the fact that they had compulsory military training. If it teaches to obey, why pick only on the boys of the state university and college? I would not say that the government should close West Point and Annapolis. There is no argument about military training, it is the compulsory feature. We have military training camps during the summer. It is not compulsory and they are being more and more filled."

A stenographic report of the remarks of Senator Baird in opposition to the measure shows the Senator made the following statement: "Why should we do away with military training just because some of these fellows who didn't buy Liberty Bonds during the war, or didn't do anything to help win the war, advocate it?"

When we view the long list of eminent and patriotic men and women who have expressed themselves as approving elective rather than compulsory military training in our state university and colleges, it will at once be evident that the uncomplimentary charge made by Senator Baird of Council Bluffs is not justifiable.

COMMANDER-IN-CHIEF OPPOSES COMPULSORY R. O. T. C.

The New York Times of June 16th reported an official statement. An extract follows:

"Washington, June 15th—President Coolidge is opposed to compulsory military training for school or college students and to anything even that stimulates a military spirit in the youth of the land. He feels, however, that the physical training which comes from military drills is adapted to many school and college students and should be encouraged provided the military aspects are not uppermost and the physical advantages accentuated."

I submit the following opinion as expressed by Donald R. Murphy, of Wallaces' Farmer, entitled "Compulsory or Optional":

"Why the compulsory military training in state schools? To provide training for young men who want to specialize in this field is reasonable enough. West Point does not turn out enough graduates to provide junior officers for the army. Some appointments from civil life are necessary. It is illogical to fill these places with partly trained graduates of state schools.

Of course the number needed is not large. At the moment, the report is that the army is overstocked with junior officers; so is the reserve corps; one of the problems of administration is to make promotion more rapid so that we won't have white-haired lieutenants as we had in the years following the Civil War. Yet this condition is doubtless temporary.

We will, in the long run, need a few second lieutenants each year to be appointed from the regular army, the national guard, the summer training camps, and the state schools.

But if the case for optional military training is sound, what about the case for compulsory training? In our state schools, the boys are forced to take a little drill and listen to a few lectures, during the first two years of their course. Does this smattering prepare them for service in the army in time of war? Any army officer will laugh at the idea. Almost any college man who served in the last war will report that the athlete, excused from drill, and the aggressive, independent student who objected to its stale routine, made the best records in the army. Any good regular

army officer would guarantee to take a platoon of raw recruits from a college and in a month have them in better shape to go into action than any collection of graduates of a two year compulsory training course. But what about the physical benefits? Colonel Koehler, a regular army officer, in charge of physical training at officers training camps during the war, said:

"I deny absolutely that military drill contains one worth-while feature which cannot be duplicated in every well regulated gymnasium in the country today."

The advocates of compulsory training, beaten back from the drill field, take refuge in the lecture room. "The course gives the boys an understanding of the military needs of the country." A few unorthodox officers give some splendid and impartial instruction. Most of them are content with telling the students that the military authorities are always right and the civilian authorities always wrong. They tell how the militia ran at Bladensburg in the war of 1822, but forget to note that the only victories were won by Jackson, a General of Volunteers, commanding relatively untrained levies, while regular army officers were getting beaten and court marshaled on the Canadian border. They tell how Washington's continental line, trained by Steuben, won the Revolution, and forget to report that Lexington and Bunker Hill where the British suffered the heaviest casualties were won by the militia, and that Saratoga, Kings Mountain and Cowpens were won by Morgan's riflemen using tactics that gave Steuben the "shivers".

The lesson taught to the students: Any policy supported by the military authorities is good. The moral is: Support the demands of the War and Navy Departments for bigger appropriations.

Compulsory drill may not prepare individuals for effective service in war, it may not aid physical development, but it undoubtedly is a fine agency for propaganda in favor of big military establishments and the professional military point of view.

With the United States spending more and more money every year for war, it will pay farmers and other taxpayers to find out how much of this expenditure is occasioned by real needs and how much by artificial propaganda."

Our war expenditures have been huge and increasing at a tremendous rate. In the 1929 edition of the World Almanac I find that the total military and naval expenditures by the United States government, in 1916, were 319 millions. In 1928 the total expenditures were 721 millions, or an increase of about 125 per cent. This increase has greatly exceeded the increase in the income of the people of this country. In the reports of the Commissioner of Internal Revenue the total net earnings of the people and corporations of the United States for the year 1917 were 24 billions of dollars, in 1927 the total was 30 billions of dollars, or an increase only about 3 per cent, so while the income of our people, during a ten year period, has been increased only 3 per cent our expenditures for war have

increased about 125 per cent. Iowa's portion of this enormous expenditure for war in 1928 would not be far from 15 million, or a sum in excess of the state levy on property for the year 1928, a tax which amounts to about \$25.00 for each family in the state.

It is my contention that a good deal of this enormous expenditure is being made for weapons of war that are, even at this date, obsolete.

In conclusion I wish to quote from an article written by Brig. General William Mitchell, in the *Atlantic Monthly*, entitled "Building a Futile Navy":

"Orthodox sea warfare proved equally indecisive, for surface navies found themselves entirely unable to effect landings on a hostile coast. In the face of submarines, the British navy remained tied up behind torpedo nets in mortal fear of venturing forth. Of one hundred and thirty-four large warships sunk during the war, the submarines accounted for seventy. The high-sea fleets of Germany and Great Britain entered into combat twice, once for sixteen minutes and once for twenty-four minutes, no decision being reached in either case. The encounters took place so close to the coasts of both England and Germany that had aircraft been developed at that time to the point they have now attained, both fleets could have been sunk expeditiously by air attack.

During the war, surface ships had very little value as far as protecting Allied commerce was concerned. The submarines, although used for the first time in the history of a great war, sunk 11,153,506 tons of Allied shipping and almost half of Great Britain's merchant marine. The Germans maintained an average of only thirty submarines at sea at any one time during the war, and these were rudimentary compared with what can be built today. It should be remembered also that merchant shipping was not then exposed to the air menace, as airplanes did not have the cruising ability or the striking power they have since developed.

Thus it can readily be seen that the last war developed two new weapons—the airplane and the submarine—which have revolutionized the problem of national defense. Looking at this whole question as one which aims to protect our country against outside aggression, primarily, we are forced to the conclusion that the great offensive and defensive weapon today is air power. It can cross the sea and attack any country in its vital places in a much shorter time and with much less effort than can either land or sea power.

Land power has become a holding agent which occupies place conquered by air power. Sea power in its old role of defending a coast line has ceased to exist. Neither surface ships nor submarines can fulfill this function because aircraft can fly directly over them.

Why, then, this terrific hue and cry about battleships, cruisers, destroyers?

At the present moment Congress is being urged to saddle the American taxpayer with a heavy burden of expense to pay for the following sur-

face craft, whose uselessness the World War and the subsequent Army Air Service bombing operations in 1921 and 1923 clearly demonstrated:	
15 light cruisers, 10,000 tons each, to carry 8-inch guns, to be constructed at the rate of five each year during the fiscal years 1929, 1930, and 1931, at a cost of \$17,000,000 each.....	\$225,000,000
1 aircraft carrier to be constructed prior to June 30, 1930, at a cost not including airplanes, of.....	19,000,000
Total	\$274,000,000

Nor is this insense program fortified by any corresponding expenditure on our air forces, which are largely under the control of the Navy Department, where certain superannuated old gentlemen known as admirals, dictate the practical workings and policies of the naval arm. They have a very excellent idea of the regiment and makeup of a navy of, say, fifty years ago, when they dedicated themselves in the very flower of their youth to this service. But all their training, all their discipline, every act of their official lives, tended to produce a peculiar myopic condition in their inner vision. Their minds became less mobile, less able to take on new ideas, new systems, new departures. Their hearts were given to this service and no other, and they cannot bear to see the scope of its influence infringed upon, or its prerogatives absorbed by any other arm.

The kindest explanation one can make about men with this hidebound type of mind is that their whole-souled worship of the navy as an institution has blinded them to the higher call of country. They cannot, or will not, see that extraneous forces have made the old type of navy a 'has been' in the armory of modern nations."

It is our contention that these enormous, extravagant and wasteful appropriations that are now being made for war are some of the results of the military ideas fostered by the compulsory military training in our educational institutions.

G. W. PATTERSON.

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File No. 339 by striking therefrom Section 2.

F. C. STANLEY.

On motion of Senator Brookins the Senate adjourned until 9:30 a. m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 19, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. R. Stanley Brown, pastor of the Presbyterian church of Winfield, Iowa.

INTRODUCTION OF BILLS

Senate File No. 446, by committee on code revision, a bill for an act to amend, revise and codify the law as it appears in section seventy-one hundred sixty-one (7161), Code of 1927, relating to the discovery of unlisted or unassessed property for taxation purposes.

Read first and second times and placed on the calendar.

Senate File No. 447, by committee on cities and towns, a bill for an act to amend sections fifty-nine hundred seventy-five (5975) and fifty-nine hundred seventy-six (5976) of the Code, 1927, relating to street improvements.

Read first and second times and placed on the calendar.

Senate File No. 448, by committee on cities and towns, a bill for an act to amend section fifty-eight hundred fourteen (5814), Code, 1927, relating to river front improvement commissions and to enlarge the number of cities which may avail themselves of the powers embraced in chapter two hundred ninety-four (294), Code, 1927.

Read first and second times and placed on the calendar.

Senate File No. 449, by committee on cities and towns, a bill for an act to amend the law as it appears in section fifty-seven hundred forty-three (5743), Code 1927, relating to the power of cities and towns to regulate by license, firms and corporations installing electric light and power wiring, fixtures, appliances, or other electrical materials.

Read first and second times and placed on the calendar.

Senate File No. 450, by committee on board of control, a bill for an act to repeal section thirty-two hundred eighty (3280),

Code, 1927, relating to the disqualification of the members of the board of control of state institutions.

Read first and second times and placed on the calendar.

Senate File No. 451, by committee on conservation, a bill for an act to authorize the state board of conservation, subject to the approval of the executive council, to re-construct and re-establish Rice Lake located in Winnebago and Worth counties.

Read first and second times and placed on the calendar.

REPORTS OF COMMITTEES

Senator Frailey submitted the following reports:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 368, a bill for an act to amend section ten thousand seven hundred sixty-eight (10,768) of the Code, 1927, relative to Judicial Districts and the number of judges, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 328, a bill for an act to legalize the proceedings of the Board of Supervisors of Webster County in making a certain transfer of funds from the Court Expense Fund to the Poor Fund of said County, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 256, a bill for an act to amend section 1460 of the Code, 1927, and to enact a substitute therefor, relative to the place of hearing of petitions for review before the Industrial Commissioner, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section 1 by striking the period at the end thereof and inserting a comma and adding the following:

"provided, however, with the approval of the Industrial Commissioner the parties interested may agree upon another place of hearing."

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Senator Beatty submitted the following report:

MR. PRESIDENT: Your committee on labor, to which was referred House File No. 6, a bill for an act to amend sections eleven thousand seven hundred seventeen (11717), eleven thousand nine hundred seventy-one (11917), and twelve thousand seven hundred thirty-two (12732) of the Code, 1927, relating to claims for labor, and the rights of laborers thereunder, begs leave to report it has had the same under consideration and recommends the same do pass.

F. M. BEATTY, *Chairman.*

Ordered passed on file.

Senator Christophel submitted the following report:

MR. PRESIDENT: Your committee on police regulations, to which was referred House File No. 183, a bill for an act to amend section twelve thousand nine hundred fifty-three (12953), Code, 1927, relating to the report and record of permits and sales of firearms and like or similar weapons, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. W. CHRISTOPHEL, *Chairman.*

Ordered passed on file.

Senator Clark of Linn submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 387, a bill for an act to amend sixty-six hundred eighty-seven (6687), Code, 1927, relating to cities acting under City Manager Plan, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 431, a bill for an act to make appropriation to Miss Lillian Bandy for injuries received while an employee of the Iowa Soldiers' Orphans' Home, Davenport, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 190, a bill for an act to make an appropriation for the Iowa Academy of Science to be used by it to defray in part the expenses of the eighty-sixth (86th) annual meeting of the American Association for the Advancement of Science to be held in Des Moines,

December 27, 1929, to January 2, 1930, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 322, a bill for an act to make an appropriation to James Berry and J. F. McCoy for injuries received while confined at the Iowa State Penitentiary, Fort Madison, Iowa, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking Section 4 and inserting in lieu thereof the following:

"Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Union-Republican, a newspaper published at Albia, Iowa; and the Grundy Register, a newspaper published at Grundy Center, Iowa, without expense to the State.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Baird submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File No. 165, a bill for an act to amend the law as it appears in chapter three hundred fifty-one (351) of the Code, 1927, by adding at the end thereof additional sections providing for the imposition and collection of an estate tax for general state purposes upon the transfer of estates and decedents dying after the twenty-sixth day of February, 1926, and being residents of, or owning property in, the state of Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

W. S. BAIRD, *Chairman.*

Ordered passed on file.

Senator Clark of Linn submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File No. 405, a bill for an act to amend Section 5743 of the Code of Iowa, relating to the power of cities and towns to regulate and license certain occupations and businesses, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor stating that he had, on March 16, approved of the following bills:

Senate File No. 88, relating to the reports by coroners of deaths coming within their jurisdiction.

Senate File No. 106, relating to an appropriation to reimburse the State University of Iowa.

Senate File No. 196, legalizing the acts and proceedings of the Redfield Brick and Tile Company of Redfield, Iowa.

Senate File No. 224, relating to an appropriation for the salary of the judge of the supreme court and his secretary.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House insists on its amendment to Senate amendments to House File 86, relating to life insurance and medical examination therefor, and requests a conference, and the Speaker has appointed as members of a conference committee on the part of the House, Representative McCaulley, Allen, Venard and Byers of Linn.

A. C. GUSTAFSON, *Chief Clerk.*

CONFERENCE COMMITTEE ON H. F. 86

The House insisting on its amendments to the Senate amendment to House File No. 86, the President appointed as members of a conference committee on the part of the Senate, Senators Shane, Lange, Clark of Cerro Gordo and Topping.

THIRD READING OF BILLS

On motion of Senator Anderson the rules were suspended and House File No. 328, a bill for an act to legalize the proceedings of the board of supervisors of Webster county in making certain transfer of funds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Anderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson
Bennett

Benson
Bergman

Bissell
Blackford

Booth
Brookins

Brush	Cochrane	Langfitt	Shaff
Carden	Cole	Leonard	Shane
Carroll	Gunderson	Lowe	Stanley
Christophel	Iekis	McLeland	Stoddard
Clark of	Kimberly	Merritt	Tabor
Cerro Gordo	Klemme	Moen	Topping
Clark of Marion	Lange	Patterson	Ulstad
Clearman			

Nays, none.

Absent or not voting, 14.

Baird	Frailey	MacDonald	Thompson
Beatty	Gilchrist	Rigby	Wilson of Page
Clark of Linn	Hager	Rogers	Wilson of Polk
Doran	Kent		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

The journal of March 18th was corrected and approved.

On motion of Senator Shane the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate confirmed the appointment of Honorable O. H. Michael of Ottumwa, Wapello county, as a member of the board of control of state institutions, for the term of six years, beginning July 1, 1929.

On motion and roll call the Senate confirmed the appointment of Honorable John S. Crooks of Boone, Boone county, as a member of the board of parole for the term of six years, beginning July 1, 1929.

The Senate arose from executive session and resumed regular session.

SIFTING COMMITTEE AUTHORIZED

In accordance with Rule 40 the President propounded to the Senate the following question: "Shall a sifting committee at this time be appointed?" On an affirmative vote the President was authorized to appoint a sifting committee.

THIRD READING OF BILLS

On motion of Senator Iekis, Senate File No. 299, a bill for an act providing for the regulation of the operation of boats on the inland waters of this state; and for a penalty for violation

thereof; and for the enforcement thereof, a committee bill, was taken up and considered.

Senator Anderson moved the previous question, which motion prevailed.

The bill was read for information.

Senator Iekis moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Christophel	Kent	Rigby
Baird	Clark of Marion	Kimberly	Rogers
Beatty	Clearman	Klemme	Shaff
Bennett	Cochrane	Lange	Stanley
Benson	Cole	Langfitt	Stoddard
Bergman	Doran	Leonard	Tabor
Blackford	Frailey	Lowe	Thompson
Booth	Gilchrist	MacDonald	Topping
Brookins	Gunderson	McLeland	Ulstad
Brush	Hager	Merritt	Wilson of Page
Carden	Iekis	Moen	Wilson of Polk
Carroll			

Nays, 1.

Bissell

Absent or not voting, 4.

Clark of Cerro Gordo	Clark of Linn	Patterson	Shane
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Iekis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Iekis, Senate File No. 300, a bill for an act to regulate the operation of boats on inland waters of this state; providing penalty for violation thereof; and for the enforcement of the same, a committee bill, was taken up and considered.

By unanimous consent, on request of Senator Iekis, the Secretary was instructed to correct section 2 as follows: Strike the word "to" and insert the word "shall" in the first line and

strike the word "imprisonment" in line 4 and insert the word "imprisoned".

Senator Anderson moved the previous question, which motion prevailed.

Senator Iekis moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Christophel	Hager	Moen
Baird	Clark of	Iekis	Shaff
Beatty	Cerro Gordo	Kent	Shane
Bennett	Clark of Marion	Kimberly	Stanley
Benson	Clearman	Klemme	Stoddard
Bergman	Cochrane	Lange	Tabor
Blackford	Cole	Langfitt	Thompson
Booth	Doran	Lowe	Topping
Brush	Frailey	MacDonald	Ulstad
Carden	Gilchrist	McLeland	Wilson of Page
Carroll	Gunderson	Merritt	Wilson of Polk

Nays, 1.

Bissell

Absent or not voting, 6.

Brookins	Leonard	Rigby	Rogers
Clark of Linn	Patterson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Iekis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Iekis, Senate File No. 301, a bill for an act to repeal the following sections of the Code, 1927, and to enact substitutes therefor, to wit: seventeen hundred nine-A two (1709-A2), seventeen hundred fourteen (1714), seventeen hundred sixteen (1716), seventeen hundred eighteen (1718), seventeen hundred nineteen (1719), seventeen hundred twenty (1720), seventeen hundred twenty-three (1723) to seventeen hundred twenty-five (1725), inclusive, seventeen hundred twenty-seven (1727) to seventeen hundred twenty-nine (1729), inclusive, seventeen hundred thirty-one (1731) to seventeen hundred thirty-four (1734), inclusive, seventeen hundred fifty-one (1751) to seventeen hun-

dred fifty-three (1753), inclusive, seventeen hundred fifty-six (1756), seventeen hundred fifty-eight (1758), seventeen hundred sixty (1760), seventeen hundred sixty-one (1761), seventeen hundred sixty-three (1763), seventeen hundred sixty-four (1764), seventeen hundred sixty-seven (1767), seventeen hundred sixty-seven A one (1767-A1), seventeen hundred sixty-eight (1768), seventeen hundred seventy-two (1772), seventeen hundred eighty (1780), seventeen hundred eighty-one (1781), seventeen hundred eighty-three (1783), seventeen hundred eighty-seven (1787), seventeen hundred ninety-four (1794), to amend section seventeen hundred forty-five (1745) of said Code, all said sections relating to the propagation, and protection of fish, game, wild birds and animals, to provide for a license to trap fur-bearing animals, to provide the legal method of measuring the length of fish, to prohibit the act of fishing during certain hours of the night, to prohibit the use of ferrets in hunting, taking, killing or capturing wild animals, to prohibit the shooting or spearing of certain fur-bearing animals, to require persons to exhibit, on demand, fish and game in their possession, to define the term "gun", to prohibit the shooting of rifles on or over the public waters of the state, to declare certain public offenses relative to the protection of fish and game, and to provide penalties for such offenses, a committee bill, was taken up and considered.

Senator Ickis offered the following amendments and moved their adoption:

1. Amend by inserting after line 6 in Sec. 9 the following: and re-numbering sub-division (1) as sub-division (2), etc.

"1. For resident of the state for fishing with hook and line and hunting, \$1.00."

2. Amend by inserting a comma "," after the word "person" in line 15 of Sec. 9 and adding "resident or non-resident".

3. Amend by adding the word "protection" after the word "game" in line 16 of Sec. 17.

4. Amend by striking the words "knowing" and "said animals" in line 22 of Sec. 27.

5. Amend by striking the word and figure "August thirty-first" in line 24 of Sec. 27 and inserting in lieu thereof the word and figure, "September thirtieth".

6. Amend by striking the period "." at the end of line 7 of Sec. 30 and inserting in lieu thereof a comma "," and the words "and taken down or contained in a case."

Amendments Nos. 1, 2 and 3 were adopted.

By unanimous consent, on request of Senator Ickis, amendment No. 4 was corrected by changing the figures "22" to the figures "32".

President pro tempore Frank Shane took the chair at 11:10 a. m.

Amendment No. 4 was adopted.

Amendments Nos. 5 and 6 were adopted.

Senator Ickis offered the following amendment and moved its adoption:

Amend by inserting after Sec. 29 the following as Sec. 30; and re-numbering all following sections accordingly:

Sec. 30. Section seventeen hundred seventy (1770), Code, 1927, is repealed and the following is enacted in lieu thereof to-wit:

"1770. Regulations on Killing Game Birds. No person shall kill or attempt to kill any bird named in this chapter with the aid or use of any sneak boat or sink box or from any sailboat, gasoline, or electric launch or steamboat, or any other water conveyance, or any other device used for concealment in the open water; nor pursue, for the purpose of killing or capture, any such bird by motor vehicle or aircraft; nor use any artificial light, battery, or deception, contrivance or device with intent to attract or deceive such bird, except that in hunting wild ducks and geese, decoys and duck or goose calls may be used and artificial ambushes erected and used on land, provided no false bottom is used and only natural materials are used in its construction. No person shall at any time hunt or shoot any game bird between sunset and sunrise of the following morning."

The amendment was adopted.

Senator Ickis offered the following amendment and moved its adoption:

Amend by striking from line 4 of Section 21 the word "Mussel" and inserting in lieu thereof the word "Mussel".

The amendment was adopted.

By unanimous consent on request of Senator Thompson, his amendments filed March 6th were withdrawn and the following substituted therefor. Senator Thompson moved their adoption:

(1) Amend section twenty-three (23) by striking the period (.) following the word "warden" in line ten (10) and inserting a comma (,) in lieu thereof, and adding the following, to-wit:

"but at no time to exceed five (5) year periods, nor shall more than one-half ($\frac{1}{2}$) of the mussel producing waters of the state be closed at the same time."

(2) Amend further by striking section twenty-five (25) and renumbering the sections following to correspond with the change.

The amendments were adopted.

Senator Patterson offered the following amendments and moved their adoption:

Amend by striking out all of section seventeen (17) and inserting in lieu thereof the following:

"Section 17. Section seventeen hundred forty-five (1745) of the Code, 1927, is amended by striking out all of section seventeen hundred forty-five and substituting in lieu thereof the following:

"It shall be the duty of the warden, so far as is possible, to remove from the inland waters of the state at any time and in any manner, provided that he shall do so with minimum injury to the lake or stream or the other fish, the following undesirable and injurious fish: carp, gar and dog fish. All gar and dog fish removed shall be destroyed or disposed of as to eliminate them, so far as is possible, from the inland waters of the state. The proceeds, if any, from the sale of these fish to be credited to the State Fish and Game fund.

The warden may enter into written contract for taking by seine or net from the public waters of this state, buffalo, carp, quillback, dog fish, gizzard shad, and gar, but no other fish. All such contracts shall be let to the highest bidder. Bids to be made in percentages of gross receipts for the sale of the fish so taken, to be paid to the state, but no contract shall be let until the warden shall have advertised for such bids once each week for two consecutive weeks in three newspapers of the state of Iowa of general circulation, and in three newspapers of general circulation in each of the following states: Minnesota, Wisconsin and Illinois.

Said advertisement for bids shall state the date, time and place at which such bids will be received. Upon receipt of the bids the warden shall submit all bids received, together with the proposed contract, to the Treasurer of the State for his approval, and if the Treasurer of State finds that any one of the bids received from any bidder is a fair and proper bid and is one advantageous to the state, and that the person making such bid is competent and reliable, and that the contract protects the interests of the state, then he shall approve the bid and contract, but if he finds that such bid is not fair, proper and advantageous to the state or that the person making the bid is not competent and reliable or that the contract does not fairly protect the interests of the state, he shall reject all bids and contracts; and then the state game warden shall re-advertise in the same manner and for the same length of time as heretofore provided, and the bids and contracts shall again be submitted to the Treasurer of State for his approval as heretofore provided, until a

fair, proper and advantageous bid and a competent and reliable bidder is received and found. All contracts for the removal of rough fish from any waters of the state shall not be for more than one year and shall specify:

1. The particular waters from which such fish are to be taken.
2. The compensation to be paid the state, and the times and terms of payment.
3. That no fish shall be taken except in the presence and under the supervision of some regular employed representative of the Fish and Game Department.
4. That all expense incurred by the department in connection with such contract shall be paid by the person holding such contract.
5. That such contract may be forfeited and cancelled by the state in the event of a breach thereof.
6. Such other provisions for the protection of the state's interest as the warden may require.

Senator Lange moved the previous question on this amendment, which motion prevailed.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 34.

Anderson	Christophel	Gunderson	Patterson
Baird	Clark of	Kent	Shaff
Bennett	Cerro Gordo	Langfitt	Stanley
Benson	Clark of Linn	Leonard	Stoddard
Bissell	Clark of Marion	Lowe	Tabor
Brookins	Cochrane	MacDonald	Thompson
Brush	Doran	McLeland	Topping
Carden	Frailey	Merritt	Ulstad
Carroll	Gilchrist	Moen	

Nays, 10.

Blackford	Cole	Klemme	Shane
Booth	Hager	Lange	Wilson of Page
Clearman	Ickis		

Absent or not voting, 6.

Beatty	Kimberly	Rogers	Wilson of Polk
Bergman	Rigby		

The amendment was adopted.

By unanimous consent, on request of Senator Gilchrist, the following corrections were made to the foregoing amendment as adopted:

Insert the word "so" after the word "of" as it first appears in line 9.

Strike the word "to" in line 10 and insert the word "shall".

Strike the word "to" in line 15 after the word "Bids" and insert the word "shall".

Insert the word "Protection" after the word "Game" in line 11.

Strike the word "regular" in line 44 and insert the word "regularly".

By unanimous consent, on request of Senator Patterson, the following amendment was adopted as part of the amendment to section 17 just preceding.

Also amend by striking from section seventeen hundred forty-six (1746) of the Code, 1927, all after the word "the" in line three (3) up to the word "Such" in line seven (7), and inserting in lieu thereof the following:

"Treasurer of State a corporate surety bond payable to the State of Iowa in the penal sum of one thousand (\$1,000.00) dollars. Said bond to be approved by the Treasurer of State. No contract shall be issued unless the bond required herein is attached to said contract and delivered to the Treasurer of State."

By unanimous consent, on request of Senator Patterson, the Secretary was instructed to make the necessary corrections to read it into the bill.

Senator Patterson offered the five following amendments, to be considered separately, and moved their adoption:

1. Amend by adding to section one (1) following the period (.) in line sixteen (16) the following:

"The State Fish and Game Warden shall cause to be placed on the boundary lines of all fish refuges or wild life refuges, at a distance of not more than three hundred (300) yards apart, wood or metal signs upon which signs the words "State Game Refuge" or "State Fish Refuge" as the case may be, which shall be printed in capital letters. Said letters shall be not less than three (3) inches in height and shall be in black on a white background."

By unanimous consent, on request of Senator Brookins, the word "which" in line 5 was stricken.

The amendment was lost.

2. Amend by inserting after the word "inches" in line seven (7) of section fifteen (15) the word "any" and by striking the comma (,) after

the word "pickerel" in line seven (7) and inserting the words "less than eighteen (18) inches,".

The amendment was lost.

3. Amend section 16 by striking from line six (6) the words "by the mouth", and by striking the words "held in the hand" in lines eight (8) and nine (9), and by striking the words "a spoonhook" in line ten (10) and substituting therefor the words "an artificial bait."

The amendment was lost.

4. Amend by striking out all of lines 11 to 15 inclusive of section sixteen (16).

Senator Lange invoked Rule 8.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 24.

Anderson	Christophel	Gunderson	Moen
Baird	Clark of	Langfitt	Patterson
Beatty	Cerro Gordo	Leonard	Stanley
Benson	Clark of Linn	MacDonald	Thompson
Bissell	Doran	McLeland	Ulstad
Brookins	Gilchrist	Merritt	Wilson of Polk
Carroll			

Nays, 20.

Bennett	Clearman	Kimberly	Shaff
Blackford	Cochrane	Klemme	Shane
Booth	Cole	Lange	Stoddard
Brush	Ickis	Lowe	Topping
Clark of Marion	Kent	Rogers	Wilson of Page

Absent or not voting, 5.

Bergman	Frailey	Rigby
Carden	Hager	

Present, 1.

Tabor

The amendment was adopted.

5. Amend section twenty-seven (27), line twenty-nine (29) by inserting after the word "shoot" the words "with shotgun", and further amend by striking from line thirty (30) the words "oppossum, skunk or civit,".

Further amend by striking from line thirty-two (32) the word "shot" and inserting in lieu thereof the words "killed with shotgun".

The amendment was lost.

Senator Gunderson offered the following amendment and moved its adoption:

Amend by striking all of paragraph three of section nine and inserting in lieu thereof the following: "For a resident of the state for trapping fur-bearing animals, two dollars."

The amendment was lost.

Senator Doran moved to adjourn until 9:00 a. m., tomorrow.

The motion lost.

Senator Anderson offered the following three amendments and moved their adoption:

1. Amend by inserting in section 4, line 6 after the word "manner", the words "or trap any fur bearing animals" and by adding after the word "license" in line 7, "Any person violating any of the provisions of this act shall be guilty of a misdemeanor."

Also amend Sec. 4, by striking all of lines 8 to 12 inclusive.

The amendment was lost.

2. Amend Sec. 9, line 14 by striking the semicolon after the word "dollar" and inserting a comma and the words "as provided for in Sec. 1718". Also amend by adding after the word "traps" in line 16, a comma (,) and the words, "this paragraph shall not apply to land owners or tenants while trapping on their own premises".

The amendment was lost.

3. Amend by striking all of Sec. 16.

By unanimous consent, on request of Senator Anderson, the amendment was withdrawn.

Senator Rogers offered the following amendments and moved their adoption:

Amend section 14 by inserting after the comma following the word "perch" in line 8 "other than yellow,".

Further amend section 14 by changing the period at the end thereof to a semicolon and adding the following: "or not more than twenty-five yellow perch in any one day."

The amendments were adopted.

Senator Christophel offered the following amendment and moved its adoption:

Amend by striking the comma after the word "chicken" in section 27, line 14, and inserting the following: "and quail."

The amendment was adopted.

Senator Ickis moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clark of Marion	Hager	Patterson
Blackford	Cochrane	Ickis	Rogers
Brookins	Cole	Kent	Shaff
Brush	Doran	Klemme	Shane
Christophel	Frailey	Lange	Stoddard
Clark of	Gilchrist	Lowe	Wilson of Page
Cerro Gordo	Gunderson	Merritt	Wilson of Polk
Clark of Linn			

Nays, 7.

Anderson	Kimberly	Moen	Tabor
Carroll	McLeland	Stanley	

Absent or not voting, 15.

Baird	Bissell	Langfitt	Thompson
Beatty	Booth	Leonard	Topping
Benson	Carden	MacDonald	Ulstad
Bergman	Clearman	Rigby	

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent on request of Senator Ickis, the Secretary was instructed to make the necessary corrections to the title.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 424, a bill for an act providing for the supervision and regulation of the operation of motor trucks.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File No. 424, a bill for an act to provide for the supervision and regulation, by the board of railroad commissioners of

this state, all of persons engaged in the public transportation of property for hire by motor vehicles not operating between fixed termini nor over a regular route and for the enforcement of this act and punishment for the violation of the provisions thereof and to provide for the levy and collection of a permit fee to be paid by such truck operators for the administration and enforcement of the provisions thereof.

Read first and second times and referred to committee on motor vehicles.

S. F. NO. 311 SPECIAL ORDER

By unanimous consent, on request of Senator Lange, Senate File No. 311 was made a special order for 10:00 a. m., Wednesday.

OPINION BY ATTORNEY GENERAL

March 19, 1929.

HONORABLE A. V. BLACKFORD,
Senate Chambers,
Building.

Dear Sir:

You have requested the opinion of this department upon the constitutionality of Senate File 118, providing for the repeal of the refunds in payment of gasoline tax.

In the first place, we desire to say that a repeal of the refund provisions would not affect the original law so as to render the original law unconstitutional. The only question which could be considered would be the constitutionality of the present bill which proposes to repeal the refund provisions.

A number of states make no provision for refunds. Included in these is the State of Nebraska where the matter has been before the courts in a suit brought by cleaners who use gasoline in their business contending that the law is unconstitutional because it does not provide for refunds. The courts of the state of Nebraska have held that the law which does not provide for refunds and which does provide for the use of the proceeds of the gasoline tax on the roads is constitutional.

We are of the opinion that it is within the power of the legislature to control this tax which is in the nature of an excise tax, and that the proposed bill to repeal the provision for refunds is not unconstitutional but is a matter of policy to be determined by the legislature.

Very truly yours,

EARL F. WISDOM,
Assistant Attorney General.

REASONS WHY I AM OPPOSED TO THE PASSAGE OF SENATE
JOINT RESOLUTION NO. 3

This resolution would allow a person to deduct his general property tax from his income tax. Inasmuch as the bulk of our taxes in this state are collected by tax on property, over a hundred million, and inasmuch as no one has ever proposed an income tax which would collect in this state over ten million dollars it is evident that it would be very easy for most anyone to cancel his income tax.

The records relative to income taxes in all the states show that nearly the entire tax is paid by the more wealthy people.

Just to show how this amendment would work in actual practice I give the following illustrations:

For instance, the Northwestern Portland Cement Company, in 1924, made a little over \$1,000,000.00 net profit. The total assessed valuation of their property was slightly in excess of \$900,000.00. Under the income tax bill introduced in the Senate this company would have paid around \$30,000.00 income tax. Their property taxes in 1926 were \$39,000.00 and in 1927, \$37,848.00. In other words if this so-called Shaff Amendment were in the Constitution their income tax would have been entirely cancelled.

Illustration No. 2. In 1928 the Clinton Gas & Electric Company paid in property tax \$20,752.24. Their net income for the year 1924 was \$186,693.00. Assuming that their income was the same in 1928 the net income tax under the bill presented would have been \$5,600.00. In other words, the taxes on property exceeded by nearly \$15,000.00 what their income tax would be.

Illustration No. 3. The Eclipse Lumber Company made in 1924, \$146,554.00. Their income tax under our bill would have been \$4,396.00. This would have been cancelled if Shaff's proposal were written into the Constitution, because the total taxes paid by this company in 1928 were \$7,342.00.

Illustration No. 4. The Curtis Company of Clinton paid \$15,712.00 in property taxes in 1928. Their net income in 1924 was \$286,000.00. In other words, at 3 per cent there would have been an income tax of \$8,500.00. Since their property tax would have exceeded their income tax by \$7,000.00 they would have paid no income tax. And so it goes.

I have written to every state in the Union in which an income tax law is in force and asked the Commissioner of Taxation in each state for his opinion as to the effects upon the income tax law in each state in case they adopted a Constitutional Amendment similar to the one which is proposed here. These twelve states were unanimously of the opinion that it would practically nullify their income tax law.

I herewith present copies of their replies:

State of Delaware—State School Tax Department. George Montague,
Secretary:

"Such a law would produce results so inequitable that it hardly seems possible that it should receive serious consideration."

State of New Hampshire—State Tax Commission. L. F. Whittemore, Secretary:

"If such an amendment were suggested in this state we feel that it would go a long way toward nullifying our present tax on income from interest and dividends which is very well liked as a conservative revenue measure.

I have a feeling that anything of the nature contained in the resolution which complicates the tax situation is unwise, that taxes should be for revenue and placed in such a way as to raise the largest amount of revenue with the least complication and the least hardship."

State of Massachusetts—Commissioner of Corporations and Taxation. Henry F. Long:

"Such an amendment could not possibly fit in with our Constitution here in Massachusetts. As I read the amendment and sense what it is supposed to do, I am frank in suggesting that I do not believe it will work out the way proponents of it desire it to work. The passage of such a resolution not only would nullify our income tax law but also would come close to nullifying our whole Constitution.

Of course it is perfectly evident that section one (1) of the resolution would wipe out every possible income or occupational tax that might be laid. The phraseology of the resolution suggests so many things which may indicate a lack of realization, or a full realization of taxation structures, that I hesitate to make the extended remarks that such a resolution might call for one who analyzed the resolution very carefully. In any event, Iowa would make a tremendous mistake to pass any such resolution."

State of New York—Department of Taxation and Finance. Seth T. Cole, Deputy Commissioner:

"If such a constitutional amendment were to be adopted by New York the yield of the personal income tax would be seriously lessened. I think the loss would be at least a third and might exceed a half."

State of Virginia—Department of Taxation. C. H. Morrissett, State Tax Commissioner:

"The proposed amendment, in my opinion, is unwise, and if a similar proposal were made in Virginia, I should be compelled to oppose it. I should much prefer to see the state income tax abolished entirely than to see an amendment of this kind perfected. With such an amendment, the difficulties of tax administration would be so great as to be almost fatal to the income tax. You are correct in saying that the amendment would practically nullify the State Income Tax Law."

State of Wisconsin—Wisconsin Tax Commission. A. J. Myreand, Secretary:

“It would seem to us that it would hardly be worth while to adopt an income tax law that so effectively emasculates it as this amendment.”

State of Missouri—State Tax Commission. J. T. Waddill, Chairman:

“Our Income Tax Law was enacted in 1917. It provided a tax rate of one-half of one per cent on total net taxable incomes with certain family deductions. Taxes paid on all property should be credited upon the gross amount of income taxes due by the taxpayer. The provision allowing credit for taxes paid virtually nullified the Income Tax Law in this state. In 1919 the legislature repealed the provision.”

State of South Carolina—South Carolina Tax Commission, Income Tax Division. W. R. Bradley, Director:

“The adoption of such an amendment in South Carolina would serve practically to nullify the income tax law, insofar as the collection of income taxes is concerned; the property taxes being much more general than income taxes and the millage being so high in this state that such a resolution would result in reducing income taxes to a point where it would hardly be worth while to administer such a law.”

State of North Dakota—Tax Department. Thorstein H. Thoresen, Tax Commissioner:

There are very few persons in this state subject to an income tax who would not have a real or personal property tax to pay and I am convinced that if such a provision was in effect in North Dakota it would for all intents and purposes do away with our income tax law. This would be true for the reason that there would not be sufficient income tax left to be collected to warrant the maintenance and operation of an income tax department.”

State of Mississippi—State Tax Commission:

“If this amendment to your Constitution is adopted it would in fact prevent the enactment of a state income tax law, because you could never get a law that would yield any revenue. Furthermore, it would result in gross injustice to many taxpayers.”

It should be significant that the tax authorities in each and every state that have income tax laws are agreed that any such proposal as this resolution would virtually make impossible any reasonable income tax law.

I wish at this point to place in the record an editorial entitled “The Shaff Amendment” which appeared in Wallaces’ Farmer for March 15, 1929.

The Shaff Amendment

One of the interesting features of the legislative session is the introduction of a Constitutional Amendment which would tie the hands of future

legislatures and would commit the state indefinitely to reliance on the general property tax. This amendment is one submitted by Senator Shaff, of Clinton county. It provides that if any future legislature passes an income tax, "the tax paid on real or personal property other than inheritance and special improvement taxes or assessments shall be credited upon the gross amount of the income or occupation tax due from the taxpayer."

Now actually, this is just a polite way of saying that no effective income tax shall ever be passed. This may not have been the intention of its author. It would seem that this is not what is in the minds of many legislators who have been inclined to support it. Yet its enactment would chain Iowa forever to the old general property tax, and would make increasingly difficult any effective lightening of the tax burden on those who are least able to pay it.

Some one will protest here that the amendment only prevents double taxation. A tender conscience on the subject of double taxation seems especially prevalent among those who have been quite willing to have real estate owners pay taxes on the full value of heavily mortgaged property. Now, however, they insist that in some strange way a man who pays taxes on his property to meet the costs of local government is somehow a victim of double taxation when the tax on general property for state purposes is taken off and an income tax substituted.

Again, it is urged that the restrictions in the amendment will not prevent a state income tax furnishing considerable revenue. Let's not fool ourselves. An income tax bill, hampered by this amendment, wouldn't bring in enough to pay costs of collection. Take a pencil and figure it out for yourself.

What groups are escaping their share of taxes now? We all agree that the groups are two: First, the corporation with a small investment in plant and a big income; second, the professional or salaried man with a good income and little property. Would an income tax bill, limited by this amendment, touch either?

Let's see. We have a corporation with an assessed valuation of \$500,000. It has a net income for the year of \$750,000. Figure out the property tax. One-fourth of the assessed valuation and a 200 mills tax levy makes a \$25,000 property tax. Figure out the income tax. Seven hundred and fifty thousand dollars at a flat rate of 3 per cent makes \$22,500. Deduct as instructed by the amendment, \$25,000 from \$22,500. How much income tax is there left to pay? Not a dime.

Take another case. Here is a man with a \$10,000 salary, and no property but a house and lot. On that house and lot he pays \$250 local taxes. With the usual deductions, he would pay \$240 in income tax. Deduct \$250 from \$240, and what have you left?

Right at this time we are not arguing the question of whether a state income tax is a good or a bad thing. The point we are making is that the Shaff amendment says to the people of Iowa: "You shall not have a state income tax." It says this unfortunately in such a side-long, am-

biguous way, that some folks are likely to misinterpret it. It would aid in getting a fair debate if the amendment simply forbade the passage of a state income tax by any legislature. Then we would know where we were, and the debate could turn at once on the merits of the question. Right now the danger is that the amendment will be approved or rejected without any clear understanding of what it involves. It is a very important question. Before any action is taken, it should be very carefully thought out.

G. W. PATTERSON.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 437 by adding immediately after the word "each" in line 22 the following words: "unless otherwise agreed."

Also by adding as Section 2 the following: "Nothing contained herein shall affect pending litigation."

Also by renumbering Section 2 as Section 3.

O. E. GUNDERSON.

MR. PRESIDENT: I move to amend Senate File No. 375 by striking out of lines two (2), three (3), and four (4), of Section one (1), the following: "fails to pay in full any loss claim regularly established, within six (6) months after the proofs thereof have been filed" and insert in lieu thereof the following: "prorates its losses."

GEO. A. WILSON.

MR. PRESIDENT: I move to amend Senate File No. 420 as follows:

Amend the title by striking the word "charter" from the fifth line thereof and also amend by striking from the sub-heading of Section 2 the word "Charter".

Amend Section 14 by adding at the end of line three thereof the word "executive".

Amend Section 33 by striking the word "Obligation" in line five and inserting the word "Obligations".

A. H. BERGMAN.

On motion of Senator Doran the Senate adjourned until 9:00 a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE JOURNAL,
DES MOINES, IOWA, MARCH 20, 1929.

The Senate met in regular session, President pro tempore Frank Shane presiding.

Prayer was offered by Rev. T. W. Thompson, pastor of the Presbyterian church, Aplington, Iowa.

PETITIONS AND MEMORIALS

By Senator Doran from the members of the Lincoln School Parent-Teachers Association of Boone, Iowa, favoring the bill providing for the education of handicapped children. Appropriations.

By Senator Klemme, from citizens of Cresco, opposing House File No. 282, relating to fish and game, and appointing a fish and game commission. Fish and game.

By Senator Clearman, from citizens of North English, Iowa, opposing the veterinary bill. Agriculture.

By Senator Doran, from the Ames Chamber of Commerce, opposing all sales tax bills, except amusements. Ways and means.

By Senator Doran, from the Ogden chapter of the Izaak Walton League, opposing House File No. 282. Fish and game.

By Senator Hager, from citizens of Postville, favoring passage of House File No. 282. Fish and game.

COBURN MEMORIAL RESOLUTION

Senator MacDonald offered the following resolution:

Whereas, Honorable George F. Coburn, late of Marcus, Iowa, a member of the House of Representatives in the Twenty-eighth, Twenty-ninth, Thirtieth and Thirty-first General Assemblies, and a member of the State Senate in the Thirty-seventh and Thirty-eighth General Assemblies, died at his home in Tilden Township, Cherokee County, Iowa, on the Seventeenth day of March, A. D. 1929; therefore,

Be It Resolved by the Senate of the Forty-third General Assembly,
That a committee on three be appointed to draft suitable resolution, commemorating his life, character and service to the State.

By unanimous consent, on request of Senator MacDonald, the resolution was taken up and considered.

The resolution was adopted, and the President appointed as such committee, Senators MacDonald, Gilchrist and Stoddard.

COMMUNICATION FROM MEREDITH MEMORIAL COMMITTEE

The following communication from the Meredith Memorial Committee was received and read:

March 19, 1929.

Governor Arch W. McFarlane,
State Senate,
Des Moines, Iowa.

My dear Governor McFarlane:

A public memorial, tribute to Honorable Edwin T. Meredith, will be held in the Shrine Temple in this city at 3:00 o'clock p. m. on next Sunday, March 24th, with the Honorable Josephus Daniels, Secretary of the Navy under President Wilson, delivering the principal eulogy.

The committee having the matter in charge desires to extend to you, and through you to all members of the State Senate, an invitation to be present on that occasion.

May we not ask you to extend this invitation to the membership of your body at an early session with the compliments of the Committee and with their earnest request that the membership of the Senate shall honor the occasion with their presence?

Very sincerely yours,

H. C. EVANS, *Chairman.*

INTRODUCTION OF BILLS

Senate File No. 452, by committee on highways, a bill for an act to amend the law as it appears in section fifty hundred three (5003) of the Code, 1927, relating to the proceeds from the motor vehicle license fees and the handling thereof by the treasurer of state.

Read first and second times and placed on the calendar.

Senate File No. 453, by committee on highways, a bill for an act to provide for the determination and settlement of claims

against the state arising out of contracts let by the state for the improvement or maintenance of primary roads.

Read first and second times and placed on the calendar.

Senate File No. 454, by committee on mines and mining, a bill for an act to repeal section eight thousand sixty-two (8062) of the Code, 1927, relating to the making of special rates for certain industries and to enact a substitute therefor.

Read first and second times and placed on calendar.

Senate File No. 455, by committee on compensation of public officers, a bill for an act to amend section fifty-two hundred twenty-four (5224) of the Code, 1927, relating to salary of county recorder.

Read first and second times and placed on the calendar.

Senate File No. 456, by committee on compensation of public officers, a bill for an act to amend the law as it appears in chapters eight (8), ten (10), eleven (11) and twelve (12) of title II, Code of Iowa, 1927, and chapter one hundred twenty-five (125) of title IX, Code of Iowa, 1927, relating to the duties and compensation of certain public officers.

Read first and second times and placed on the calendar.

PROOF OF PUBLICATION

I hereby certify that as Secretary of the Senate I have received proof of publication of House File No. 449, a proposed bill for the legalization of the proceedings of the Board of Supervisors of Davis County.

WALTER H. BEAM, *Secretary.*

H. F. NO. 17 PLACED ON CALENDAR

By unanimous consent, on request of Senator Beatty, House File No. 17 was called from the committee under the twenty-five day rule and placed on the calendar.

APPOINTMENT OF SIFTING COMMITTEE

As per motion adopted, the following members are appointed on the sifting committee:

C. A. Benson, chairman; C. G. Cole, Frank Shane, J. O. Shaff, F. C. Gilchrist, J. G. Merritt, Chas. T. Rogers, W. S. Baird, T. E. Moen.

(Signed) ARCH W. MCFARLANE.

The journal of March 19th was corrected and approved.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files Nos. 39 and 284, and House Files Nos. 34, 47, 202, and 263.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 39 and 284, and House Files Nos. 34, 47, 202 and 263.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 20th day of March, 1929, sent to the governor for his approval, Senate Files Nos. 39 and 284.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator Clark of Linn submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 73, a bill for an act to repeal section fifty-six hundred eighty-three (5683) and to enact a substitute therefor, relating to the authority of cities and towns to appropriate funds to pay dues in municipal leagues, and to pay expenses of delegates attending the meetings of the league, begs leave to report it has had the same under consideration and recommends the same do pass.

C. F. CLARK, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1 to which was referred Senate File No. 351, a bill for an act to authorize the expenditure and investment of tax funds raised for the erection and maintenance of memorial buildings and monuments when such funds have remained unexpended for a period of five (5) years or more, begs leave to report it has had the same under consideration and recommends the same be amended as follows:

"Amend section one (1) by striking the word "or" in line nine (9) thereof, and inserting in lieu thereof the word "of", and when so amended the bill do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Senator Wilson of Polk submitted the following reports:

MR. PRESIDENT: Your committee on compensation of public officers to which was referred House File No. 132, a bill for an act to amend the law as it appears in section 10639, Code, 1927, relating to the salaries and fees of Justices of the Peace, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by adding as Section two (2), the following:

Sec. 2. This act shall also apply to cities acting under Special Charter regardless of population.

GEORGE A. WILSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers to which was referred Senate File No. 388, a bill for an act fixing an allowance for the use of automobiles by public officers in the discharge of their duties, begs leave to report it has had the same under consideration and recommends the same do pass.

GEORGE A. WILSON, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 70, a bill for an act to authorize and direct the secretary of agriculture, for and on behalf of the state, to purchase lands or to acquire the same by condemnation or donation, and to erect thereon and operate agricultural warehouses, to prescribe the duties of public officers in reference thereto and to make an appropriation there-

for, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 426, a bill for an act to make appropriation to John A. Stewart for compensation and traveling expenses while in the service of the Iowa National Guard, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 427, a bill for an act to make an appropriation to the Twin Lakes Protective Association for labor performed at East Twin Lake, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 321, a bill for an act to make appropriation to Frank Melka for injuries received as an employee of the Iowa State Hospital for the Insane at Independence, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 394, a bill for an act to amend section five thousand ninety-three a eight, (5093-a8) of the Code, 1927, relative to the time for making application for reimbursements of gasoline tax, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 287, a bill for an act to amend section forty-seven hun-

dred fifty-five b twenty-nine (4755-b29), Code, 1927, relating to the maintenance of primary road extensions within cities, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 397, a bill for an act relating to the use of the public highways and to the maximum weight of vehicles and loads which may be carried thereon when such highways are in a soft or thawing condition, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 337, a bill for an act to amend section five thousand ninety-three a five (5093-a5) of the Code, 1927, relating to rebates of gasoline fees, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred House File No. 51, a bill for an act to amend the law as it appears in section forty-seven hundred fifty-five b two (4755-b2), Code of Iowa, 1927, defining the primary road system, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Senator Stanley submitted the following reports:

MR. PRESIDENT: Your committee on public schools to which was referred House File No. 175, a bill for an act to amend section forty-two hundred thirty-eight (4238) of the Code, 1927, relating to the purchase of supplies by a rural school board, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools to which was referred House File No. 217, a bill for an act to amend the law as it appears in section four thousand three hundred thirty-five (4335) relating to state aid for standard schools, how obtained and expended, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools to which was referred House File No. 234, a bill for an act to amend section forty-four hundred twenty-eight (4428) and section forty-four hundred twenty-nine (4229) of the Code, 1927, relating to procedure in cases of compulsory education, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools to which was referred House File No. 133, a bill for an act to amend, revise and recodify the law as it appears in chapter two hundred fifteen-B one of the Code, 1927, relating to the education of children of state or federal employees, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section two by inserting after the word "employee" in line three of said section the words "of the board or governing body".

Amend section three by striking out in line four thereof the words "nearby district" and substituting the following words: "district in the state that will receive them".

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools to which was referred Senate File No. 68, a bill for an act relating to the education of persons who are inmates of certain charitable institutions and providing for the amount of tuition therefor, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools to which was referred Senate File No. 371, a bill for an act to promote the development of better education in the rural schools of Iowa up to and including the eighth grade, and providing funds therefor, and to amend section fifteen hundred seventy-four (1574) of the Code of 1927, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following reports:

MR. PRESIDENT: Your committee on judiciary No. 1 to which was referred Senate File No. 33, a bill for an act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Strike all after the enacting clause and substitute in lieu thereof the following:

Section 1. As used in this act, the term "person" includes a partnership, corporation or an association.

The term "bureau" means the United States Veterans' Bureau or its successor.

The terms "estate" and "income" shall include only moneys received by the guardian from the bureau and all earnings, interest and profits derived therefrom.

The term "benefits" shall mean all moneys payable by the United States through the bureau.

The term "director" means the director of the United States Veterans' Bureau or his successor.

The term "ward" means a beneficiary of the bureau.

The term "guardian" shall mean any person acting as a fiduciary for a ward.

Sec. 2. Whenever pursuant to any law of the United States or regulation of the bureau, the director requires, prior to payment of benefits, that a guardian be appointed for a ward, such appointment shall be made in the manner hereinafter provided.

Sec. 3. A petition for the appointment of a guardian for an incompetent ward may be filed in the district court of the county of which he is an inhabitant.

The petition shall set forth:

1. The name, age, and place of residence of the ward, and the name and address of the person or institution, if any, having actual custody of the ward.

2. The name and place of residence of the nearest known relative of the ward.

3. The fact that the ward is entitled to receive moneys payable by or through the bureau, and the amount thereof then due and the amount of probable future payments.

4. The fact that the ward has been rated incompetent on examination by the bureau in accordance with the laws and regulations governing the bureau.

Sec. 4. Notice of the commencement of the action shall be served upon the ward as provided by Chapter 489, Code of Iowa, 1927.

Sec. 5. A temporary guardian may be appointed as provided by section 12620, Code of Iowa, 1927.

Sec. 6. Trial shall be had as provided by section 12621, Code of Iowa, 1927.

Sec. 7. Upon trial of an issue arising upon a prayer for the appointment of either a temporary or permanent guardian, a certificate of the director, or his representative, setting forth the fact that the defendant ward has been rated incompetent by the bureau on examination in accordance with the laws and regulations governing the bureau; and that the appointment of a guardian is a condition precedent to the payment of any moneys due such person by the bureau, shall be prima facie evidence of the necessity for such appointment, and the court may appoint a guardian for the property of such person.

Sec. 8. Guardians for the estate of minor wards may be appointed as provided by Chapter 539, Code of Iowa, 1927.

Sec. 9. Upon appointment the guardian shall execute and file a bond as provided in the case of guardians of minors in sections 12577 and 12578, and Chapter 551, Code of Iowa, 1927. The court shall have power from time to time to require the guardian to file an additional bond.

Sec. 10. Except as hereinafter provided it shall be unlawful for any person to accept appointment as guardian of any ward if such proposed guardian shall at that time be acting as guardian for ten wards. In any case, upon presentation of a petition by an attorney of the bureau under this section alleging that a guardian is acting in a fiduciary capacity for more than ten wards and requesting his discharge for that reason, the court, upon proof substantiating the petition, shall require a final accounting forthwith from such guardian and shall discharge such guardian in said case.

The limitations of this section shall not apply where the guardian is a bank or trust company acting for the estate only and not for the person of the ward. An individual may be guardian of more than ten wards if they are all members of the same family.

Sec. 11. Every guardian who shall receive on account of his ward any moneys from the bureau shall file with the court annually, on the anniversary date of the appointment, in addition to such other accounts as may be required by the court, a full, true and accurate account under oath of all moneys so received by him, of all disbursements thereof, and showing the balance thereof in his hands at the date of such account and how invested.

The court, or a judge thereof, shall fix a time and place for the hearing on such account not less than fifteen and not more than thirty days from the date of filing same, and notice thereof by registered mail shall be given by the guardian to the proper office of the bureau not less than fifteen days prior to the date fixed for the hearing, which notice shall include a true copy of the accounting.

Sec. 12. If any guardian shall fail to file an account of the moneys received by him from the bureau on account of his ward within thirty days after such account is required by either the court or the bureau, or shall fail to furnish the bureau a copy of his accounts as required by this act, such failure shall be grounds for removal; provided, however, that the court shall have in addition hereto the same authority to impose penalties and to remove guardians for cause as provided in the general guardianship laws of this state.

Sec. 13. Compensation payable to guardians shall not exceed five per centum of the income of the ward during any year. In the event of extraordinary services rendered by such guardian the court may, upon petition and after hearing thereon, authorize additional compensation therefor, payable from the estate of the ward. Notice of such petition and hearing shall be given the proper office of the bureau in the manner provided in section 11. No compensation shall be allowed on the corpus of an estate received from a preceding guardian. The guardian may be allowed from the estate of his ward reasonable premium paid by him to any corporate surety upon his bond.

Sec. 14. Every guardian shall invest the funds of the estate under order of court, in such securities, in which the guardian has no interest, as authorized by section 12772, Code of Iowa, 1927.

Sec. 15. A guardian shall not apply any portion of the estate of his ward for the support and maintenance of any person other than his ward, except upon order of the court after a hearing, notice of which has been given the proper office of the bureau in the manner provided in section 11.

Sec. 16. This act shall be construed liberally to secure the beneficial intent and purpose thereof, and shall apply only to beneficiaries of the bureau.

Sec. 17. This act may be cited as the "Uniform Veterans' Guardianship Act."

Sec. 18. This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it.

Sec. 19. The invalidity of any portion of this act shall not affect the validity of any other portion thereof which can be given effect without such invalid part.

Sec. 20. All laws or parts of laws relating to beneficiaries of the bureau inconsistent with this act are hereby repealed.

Guardians appointed under this act shall be subject to the general guardianship law of the state except insofar as the same is modified by this act.

Insofar as it may be applicable, this act shall apply to guardians of bureau beneficiaries heretofore or hereafter appointed under the general laws of the state.

Sec. 21. This act shall not be construed to require dual guardianship proceedings of the property of the same person, but when a guardian is such both as to moneys paid by the United States through the bureau and as to other property of the ward, the accounts of the moneys received through the bureau shall be kept separate and apart from the accounts of other property.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 340, a bill for an act to require any defendant in a criminal case, who intends to rely upon the defense of insanity or alibi, to serve notice thereof before the trial, and to provide for the appointment by the court of experts to examine and offer evidence on the trial of persons claiming insanity as a defense to crime, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 334, a bill for an act to amend the law as it appears in section five thousand four hundred ninety-nine (5499) of the Code, 1927, relating to the detention of minors while in an intoxicated condition, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 373, a bill for an act to amend sections of the Code, 1927, numbered as follows: 352, 363, 1172, 5997, 6004, 6026, 6066-a7, 6070, 6083, 6085, 6133, 6145, 6244, relating to the publishing of notices pertaining to street improvements, sewers, special assessments, elections and bonds issued therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 221, a bill for an act to authorize the issuance of a patent to certain lands in Appanoose County, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 244, a bill for an act to amend section thirteen thousand seven hundred eighty-one (13781) of the Code, 1927, relating to motions to set aside indictments, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 335, a bill for an act to make permanent the temporary transfer on money from the bond interest fund to the general county fund of Clarke County, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 239, a bill for an act to make permanent the temporary transfer of money from the General Fund to the School House Fund of the Independent School District of Lake City, Calhoun County, Iowa.

begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 330, a bill for an act to legalize the corporate acts and transactions of The Sheldon Armory Company of Sheldon, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 434, a bill for an act to amend section two hundred thirty-seven (237), Code, 1927, relating to the gratuitous distribution of laws, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 401, a bill for an act to legalize certain transfer of funds by the town of Roland, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 268, a bill for an act to authorize and direct the governor of the State of Iowa to execute and deliver to Etta V. Brall a patent to lots three (3) and four (4) in block one (1) in outlot seventeen (17) in the town of Sidney, Fremont County Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 135, a bill for an act to legalize certain warrants issued by the town of Underwood, Iowa, on the general fund of said cor-

poration and to authorize the sale of bonds to fund the same, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 277, a bill for an act authorizing the Executive Council to transfer certain described land located in Tama County to the Cherry-Burrell Corporation in order to carry out a contract entered into between the said corporation and the Highway Commission, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Senator Lange submitted the following report:

MR. PRESIDENT: Your committee on public utilities, to which was referred Senate File No. 230, a bill for an act conferring jurisdiction and control upon the Board of railroad commissioners over the location, construction, maintenance and operation, service and rates of telephone companies, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

OTTO F. LANGE, *Chairman.*

Ordered passed on file.

Senator Booth submitted the following reports:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred House File No. 424, a bill for an act to provide for the supervision and regulation, by the Board of Railroad Commissioners of this state, of all persons engaged in the public transportation of property for hire by motor vehicles not operating between fixed termini nor over a regular route and for the enforcement of this act and punishment for the violation of the provisions thereof and to provide for the levy and collection of a permit fee to be paid by such truck operators for the administration and enforcement of the provisions thereof, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking sub-section two of section two.

CHAS. D. BOOTH, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred House File No. 124, a bill for an act to amend the law as found

in Section forty-nine hundred forty-three (4943) of the Code of 1927, relating to chauffeur's licenses and providing exemptions in certain cases, begs leave to report it has had the same under consideration and returns the bill without recommendation.

CHAS. D. BOOTH, *Chairman.*

Ordered passed on file.

Senator Frailey submitted the following reports:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 229, a bill for an act to legalize certain warrants of the incorporated town of Carlisle, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 22, a bill for an act to regulate the employment of persons to act as counsel or agents to promote or oppose proceedings pending in the General Assembly, to provide a record of such employment, to prescribe the duties of the Secretary of State and of such employers and employees in relation to said subject matter, to require the filing of an expense account attending such employment, and to provide penalties for a violation of the act, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 107, a bill for an act to provide for the boarding, lodging, waiting on, washing for, and care of, prisoners in the county jail in counties having a population of one hundred twenty-five thousand (125,000) or over, to fix the duties of public officers and employees with reference to such work, to provide and pay assistants in carrying on such work, to punish the wrongful use of supplies purchased in connection with such work, and to amend section 5226, Code, 1927, relating to the salary of the sheriff, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section fourteen (14) by striking out of lines eight and nine the words and figures "four thousand dollars (\$4,000.00)" and inserting in lieu thereof the words and figures "five thousand dollars (\$5,000.00)".

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 364, a bill for an act to declare that sections 6733 to 6735 inclusive, Code, 1927, relating to the time in which actions may be brought against cities acting under special charters and to the liability of persons and corporations to such cities because of the negligence of such persons and corporations, shall be applicable to all cities and towns throughout the state, begs leave to report it has had the same under consideration and returns the bill without recommendation.

J. R. FRAILEY, *Chairman.*

Ordered passed on file.

Senator Topping submitted the following report:

MR. PRESIDENT: Your committee on commerce and trade, to which was referred Senate File No. 296, a bill for an act defining and regulating the business of dry cleaning and dry dyeing; providing for the construction, maintenance and inspection of dry cleaning and dry dyeing buildings and establishments; to provide protection against fire hazard, and providing for enforcement and penalties for the violation thereof, begs leave to report it has had the same under consideration and returns the bill without recommendation.

CLYDE H. TOPPING, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Langfitt, Senate File No. 312, a bill for an act to repeal paragraphs one (1), seven (7), and nineteen (19) of section forty-eight hundred sixty-three (4863), and to enact substitutes for said paragraphs one (1) and seven (7); to amend sections forty-eight hundred sixty-five (4865), forty-eight hundred sixty-six (4866), forty-eight hundred eighty-six (4886), forty-eight hundred ninety-nine (4899), forty-nine hundred twenty-six (4926), forty-nine hundred sixty-eight (4968), forty-nine hundred seventy-one (4971), forty-nine hundred seventy-three (4973), forty-nine hundred ninety-nine (4999); to repeal sections forty-eight hundred seventy-three (4873), forty-eight hundred seventy-nine (4879), forty-eight hundred ninety-six (4896), forty-nine hundred twenty (4920), forty-nine hundred thirty-eight (4938), and to enact substitutes for said repealed sections; all of said sections relating to motor vehicles and to the regulation, taxation, and licensing thereof, and all of said sections being of the Code, 1927, a committee bill, was taken up and considered.

President Arch W. McFarlane took the chair at 9:29 a. m.

Senator Blackford offered the following amendment and moved its adoption:

Strike out all of section 12 and renumber all the sections following.

The amendment was lost.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend section 2, sub-section 7, by striking the word "and" after the word "Iowa" in line 2 and inserting in lieu thereof the words "or residents".

The amendment was adopted.

Senator Langfitt moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Baird	Clark of	Kent	Rigby
Beatty	Cerro Gordo	Kimberly	Rogers
Bennett	Clark of Linn	Klemme	Shaff
Benson	Clark of Marion	Lange	Shane
Bissell	Clearman	Langfitt	Stanley
Blackford	Cochrane	Leonard	Stoddard
Booth	Cole	Lowe	Tabor
Brookins	Doran	MacDonald	Thompson
Brush	Gilchrist	McLeland	Topping
Carden	Gunderson	Merritt	Ulstad
Carroll	Hager	Moen	Wilson of Page
Christophel	Ickis	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 3.

Anderson	Bergman	Frailey
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Langfitt moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

CONSIDERATION OF S. F. NO. 311, SPECIAL ORDER

The time having arrived for consideration of Senate File No. 311, and a call of the Senate being on file, the roll was called and revealed the presence of all Senators.

THIRD READING OF BILLS

On motion of Senator Lange, Senate File No. 311, a bill for an act relating to the construction of the tracks of street railway companies and providing for the payment of said companies of certain portions of the cost of pavement within and along their tracks in cities and towns, including cities under special charter; providing for the letting of contracts for such work and the assessment of the cost thereof; amending sections six thousand fifty-two (6052) and six thousand fifty-four (6054) of the Code, 1927; repealing sections six thousand fifty-seven (6057) and six thousand fifty-eight (6058) of the Code of 1927; and making said act applicable to cities acting under special charter, a committee bill, was taken up and considered.

Senator Lange offered the following amendment and moved its adoption:

Amend section 1 by striking the word "Any" after the period in line twenty-four (24) and substituting in lieu thereof the following:

"All repairs or maintenance between and one (1) foot outside the rails made necessary by the operation of the street railway and any other".

The amendment was adopted.

By unanimous consent on request of Senator Benson, section 3 was stricken out and the following inserted in lieu thereof:

Sec. 3. Section six thousand fifty-two (6052), Code, 1927, is amended by striking from line 2, the words "and street railway"; and by striking from lines 9 and 12 the words "or street railway".

Section six thousand fifty-four (6054), Code, 1927, is amended by striking the words "or street railway" wherever they appear.

Senator Gilchrist offered the following amendments and moved their adoption:

Amend section 1 by striking the words "letting of contracts" in line 12 and inserting the words, "making of assessments".

Also amend section 1 by striking therefrom all after the word "separate" in line 16 down to and including the word "therefor" in line 24 and by inserting in lieu thereof the following: "the engineer shall make an estimate of the cost of building such improvement, and he shall also make an estimate of the cost of building such an improvement upon said street, avenue or public place as it would be in the event that street car tracks did not there exist; and the street railway company shall be

charged with the difference in said estimates of cost and shall pay the same as other special assessments are paid."

The amendments were adopted.

Senator Wilson of Page offered the following amendment and moved its adoption:

Amend by changing the period at the end of section 1 to a comma and adding the following: "except that the cost of paving between the street car track rails and one foot on either side thereof not assessed against the street railway company as herein provided, shall be paved by the city or town out of the general fund."

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 33.

Anderson	Christophel	Hager	Rigby
Baird	Clark of	Klemme	Shaff
Bennett	Cerro Gordo	Langfitt	Stanley
Benson	Clark of Marion	Leonard	Stoddard
Bergman	Clearman	Lowe	Tabor
Bissell	Cochrane	MacDonald	Thompson
Booth	Cole	Moen	Topping
Carden	Doran	Patterson	Wilson of Page
Carroll	Gunderson		

Nays, 12.

Blackford	Frailley	Kent	McLeland
Brookins	Gilchrist	Kimberly	Rogers
Brush	Ickis	Lange	

Absent or not voting, 5.

Beatty	Merritt	Ulstad	Wilson of Polk
Clark of Linn			

The amendment was adopted.

Senator Doran offered the following amendment and moved its adoption:

Amend by striking all of Section 6.

The amendment was lost.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Carroll	Gilchrist	Rigby
Bennett	Christophel	Hager	Rogers
Benson	Clark of Linn	Ickis	Shaff
Bergman	Clark of Marion	Kimberly	Shane
Blackford	Clearman	Lange	Stoddard
Booth	Cochrane	Langfitt	Topping
Brookins	Cole	Lowe	Wilson of Page
Brush	Frailey	Merritt	Wilson of Polk
Carden			

Nays, 15.

Anderson	Doran	Leonard	Patterson
Bissell	Gunderson	MacDonald	Stanley
Clark of	Kent	McLeland	Tabor
Cerro Gordo	Klemme	Moen	Thompson

Absent or not voting, 2.

Beatty	Ulstad
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Ickis, Senate File No. 319, a bill for an act to authorize the state game warden to set aside portions of state waters for spawning grounds, to provide the procedure therefor, to prohibit fishing in, or interfering with, such spawning grounds, and to provide penalties for violations of such prohibitions, a committee bill, was taken up and considered.

The bill was read for information.

Senator Ickis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Carden	Gilchrist	McLeland
Baird	Carroll	Gunderson	Rogers
Beatty	Christophel	Hager	Shaff
Bennett	Clark of Linn	Ickis	Shane
Benson	Clark of Marion	Kent	Stanley
Bergman	Clearman	Klemme	Tabor
Bissell	Cochrane	Lange	Topping
Blackford	Cole	Langfitt	Ulstad
Booth	Doran	Leonard	Wilson of Page
Brookins	Frailey	Lowe	Wilson of Polk
Brush			

Nays, 2.

Clark of Cerro Gordo	Patterson
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Absent or not voting, 7.

Kimberly MacDonald	Merritt Moen	Rigby Stoddard	Thompson
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Iekis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Iekis, Senate File No. 320, a bill for an act to require person engaged in the business of guiding or rowing hunters or fishermen to obtain a license as such guide or oarsman, to regulate the conduct of such licenses and to provide penalties for violations, a committee bill, was taken up and considered.

By unanimous consent on request of Senator Iekis the words "this chapter" at the end of line 22 were stricken and the words "any of the provisions of this act", were inserted in lieu thereof.

The bill was read for information.

Senator Iekis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 5.

Booth Clearman	Cole	Hager	Iekis
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Nays, 41.

Anderson	Carroll	Kent	Rigby
Baird	Christophel	Klemme	Rogers
Beatty	Clark of	Lange	Shaff
Bennett	Cerro Gordo	Leonard	Shane
Benson	Clark of Linn	Lowe	Stanley
Bergman	Clark of Marion	MacDonald	Tabor
Bissell	Cochrane	McLeland	Topping
Blackford	Doran	Merritt	Ulstad
Brookins	Frailey	Moen	Wilson of Page
Brush	Gilchrist	Patterson	Wilson of Polk
Carden	Gunderson		

Absent or not voting, 4.

Kimberly	Langfitt	Stoddard	Thompson
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Gilchrist moved that the vote by which the bill failed to pass the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator MacDonald, Senate File No. 195, a bill for an act defining legal newspapers for the purpose of state, county and other official publications, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend by striking section 3, the publication clause.

The amendment was adopted.

Senator Baird offered the following amendment and moved its adoption:

Amend by striking all after the semi-colon in line 5 down to and including the comma in line 8 after the word "year".

The amendment was adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend by striking all after the comma in line 8, and all of lines 9 and 10.

Senator MacDonald moved that the bill be laid on the table, which motion prevailed.

On motion of Senator Tabor, House File No. 434, a bill for an act to amend section two hundred thirty-seven (237), Code, 1927, relating to the gratuitous distribution of laws, with report of committee recommending passage, was taken up, considered, under suspension of rule 34, and the report of the committee adopted.

The bill was read for information.

Senator Tabor moved that the reading just had be considered the third reading, which motion prevailed.

On the question. "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Christophel	Ickis	Rigby
Baird	Clark of Linn	Kent	Rogers
Beatty	Clark of Marion	Kimberly	Shaff
Benson	Clearman	Klemme	Shane
Bergman	Cochrane	Lange	Stanley
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Booth	Frailey	Lowe	Topping
Brookins	Gilchrist	MacDonald	Ulstad
Brush	Gunderson	McLeland	Wilson of Page
Carden	Hager	Moen	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 5.

Bennett	Clark of Cerro Gordo	Merritt Patterson	Thompson
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Tabor moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Tabor, Senate File No. 187 was withdrawn from further consideration.

S. F. NO. 217 WITHDRAWN

By unanimous consent on request of Senator Shaff, Senate File No. 217 was withdrawn and Senator Shaff asked that the opinion of the attorney general's office concerning the same be printed in the journal.

THIRD READING OF BILLS

On motion of Senator MacDonald, House File No. 152, a bill for an act to amend section four thousand one hundred thirty-one (4131), Code, 1927, relating to attaching and detaching territory to and from adjoining corporations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by inserting the words "not consolidated," after the word "district" in line 5 of section 1.

Senator Kent offered the following amendment and moved its adoption:

Amend by striking from line six (6) of Section one (1) the word "four" and inserting in lieu thereof the word "three". Also further amend Section one (1) by striking from lines nine (9) and ten (10) the words "and upon which territory there already being one or more country schools."

The amendment was lost.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clark of Linn	Ickis	Moen
Bennett	Clark of Marion	Kent	Patterson
Benson	Clearman	Lange	Rigby
Bergman	Cochrane	Langfitt	Rogers
Bissell	Cole	Leonard	Shaff
Blackford	Doran	Lowe	Stanley
Brookins	Frailey	MacDonald	Stoddard
Brush	Gilchrist	McLeland	Ulstad
Carroll	Gunderson	Merritt	Wilson of Page
Christophel	Hager		

Nays, 3.

Booth	Kimberly	Klemme
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Absent or not voting, 8.

Anderson	Clark of	Shane	Topping
Beatty	Cerro Gordo	Thompson	Wilson of Polk
Carden			

Voting present, 1.

Tabor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator MacDonald moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MOTION FILED

MR. PRESIDENT: I move that all bills that have not now been reported out by committees, excepting appropriation bills and committee bills, be now referred to the sifting committee.

B. M. STODDARD.

Senator Shane raised the point of order that Senator Stoddard's motion was out of order in that there was now a sifting committee and all bills, except the bills now on the calendar, and committee bills, automatically went into the sifting committee unless otherwise ordered.

The President held the point well taken. ■

By unanimous consent on request of Senator Stoddard his motion was withdrawn.

By unanimous consent on request of Senator Gunderson, the lieutenant governor's rulings on the status of bills now reported upon and offered by committees are to be printed in the journal.

REMARKS OF THE PRESIDENT OF THE SENATE RELATIVE TO THE SIFTING COMMITTEE

All bills, with the exception of bills on the calendar, appropriation and committee bills, shall be referred to the sifting committee.

All House committee bills received from the House after this date, with the exception of the appropriation bill, shall be referred to the sifting committee, unless otherwise ordered by the Senate.

INTRODUCTION OF BILLS

Senate File No. 457, by committee on judiciary No. 2, a bill for an act to legalize taxes levied, assessed, and collected for the purpose of eradicating bovine tuberculosis.

Read first and second times and placed on the calendar.

Senate File No. 458, by committee on judiciary No. 2, a bill for an act to legalize a special election held on the tenth day of August, 1927, in the city of Tama, Iowa, whereat there was duly submitted to the voters for their approval, ordinance No. 166 of the ordinances of the city of Tama, Iowa, being an ordinance granting to the Iowa Railway and Light Corporation, an electric light and power franchise; and to legalize all acts and proceedings in respect to said election.

Read first and second times and placed on the calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 288, a bill for an act providing for the appointment of Board of Trustees in special charter cities having a population of less than 25,000 and prescribing their powers and duties.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 255, a bill for an act relating to security for the payment of Workmen's Compensation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 250, a bill for an act governing the correction of errors made by the county treasurer in making entries of tax payments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 364, a bill for an act relating to the legalization of conveyances of real estate.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 362, a bill for an act to legalize the publication of legal notices in The Daily Reporter, a newspaper published in Sioux City, Woodbury County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 213, a bill for an act to make permanent the temporary transfer of certain moneys from the County General Fund to the County Bridge Fund of Audubon County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 216, a bill for an act relating to diseases of bees, to provide for county appropriation of funds in the eradication of such diseases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 224, a bill for an act to authorize resident pupils to attend high school in an adjoining state and to provide for the payment of tuition in such cases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 427, a bill for an act relating to the so-called red light injunction law so as to extend the provisions thereof to include places used for gambling.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 460, a bill for an act relating to applications for permits to wholesale druggists.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 250, a bill for an act to amend section seventy-one hundred eighty-eight (7188) of the Code, 1927, governing the correction of errors made by the county treasurer in making entries of tax payments.

Read first and second times and referred to sifting committee.

House File No. 364, a bill for an act to amend section ten thousand seventy-one (10071), Code, 1927, relating to the legalization of conveyances of real estate and to the presumption which shall be indulged as to the names of persons receiving and conveying title.

Read first and second times and referred to sifting committee.

House File No. 362, a bill for an act to legalize the publication of legal notices in *The Daily Reporter*, a newspaper published at Sioux City, Woodbury County, Iowa.

Read first and second times and referred to sifting committee.

House File No. 213, a bill for an act to make permanent the temporary transfer of certain moneys from the county general fund to the county bridge fund of Audubon County, Iowa.

Read first and second times and referred to sifting committee.

House File No. 216, a bill for an act to amend section forty hundred thirty-eight (4038), Code, 1927, relating to diseases of bees, to provide for county appropriation of funds in the eradication of such diseases.

Read first and second times and referred to sifting committee.

House File No. 224, a bill for an act to authorize resident pupils to attend high school in an adjoining state and to provide for the payment of tuition in such cases.

Read first and second times and referred to sifting committee.

House File No. 427, a bill for an act to amend the law as it appears in section fifteen hundred eighty-seven (1587) of the Code, 1927, relating to the so-called red light injunction law so as to extend the provisions thereof to include places used for gambling.

Read first and second times and referred to sifting committee.

House File No. 460, a bill for an act to amend section twenty-one hundred thirty-one (2131) of the Code of 1927, relating to applications for permits to wholesale druggists.

Read first and second times and referred to sifting committee.

REPORTS OF COMMITTEES

Senator Stanley submitted the following reports:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 70, a bill for an act to amend the law as it appears in section forty-two hundred thirteen (4213) of the Code, 1927, relating to school officers, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred House File No. 7, a bill for an act to amend the law as it appears in section thirty-eight hundred eighty-five (3885) of the Code, 1927, relating to normal training exceptions, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools, to which was referred Senate File No. 143, a bill for an act to provide for the payment by the state of certain sums of money for the support of rural schools in school districts wherein the state is owner of agricultural land and said districts being located outside of cities and towns, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. STANLEY, *Chairman.*

Ordered passed on file.

Senator Cole submitted the following reports:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 393, a bill for an act authorizing the county board of supervisors to adopt the county unit plan for public health work, to coordinate and correlate all public health activities within their county, and to create a county board of health, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 222, a bill for an act to regulate the practice of plumbing and to provide for the examination and licensing of practitioners thereof, to provide rules and regulations etc., * * to create a board of plumbing etc., * *, to amend law as it appears in Sec. 2191 etc., * * relating to the establishment and enforcement of the State Plumbing Code by State Department of Health and cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred House File No. 58, a bill for an act relating to the composition and manner of appointment of the State Board of Health, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 344, a bill for an act permitting the State Department of Health to accept financial aid from the Government of the United States for public health work in the State of Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 186, a bill for an act to authorize, under certain conditions, the practice of the profession of barbering without a license,

begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred House File No. 185, a bill for an act relating to the revocation of the license of certain licensees, to provide for the appointment of said inspectors, to fix their compensation and to provide for the payment thereof, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 277, a bill for an act to amend section 2389, Code, 1927, relating to the appointment of the local registrar of vital statistics, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred House File No. 199, a bill for an act to amend section 5334, Code, 1927, relating to contracts for the support of the poor, and to authorize the board of supervisors to contract for medical and dental services for poor persons, begs leave to report they have had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File No. 286, a bill for an act to prohibit the vending of drugs or medicines without obtaining a license—and providing a penalty for violation thereof, begs leave to report it has had the same under consideration and recommends the same do pass.

C. G. COLE, *Chairman.*

Ordered passed on file.

Senator Wilson of Polk submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers, to which was referred Senate File No. 357, a bill for an act to repeal section

10748, Code 1927, and to enact a substitute therefor, relating to the salary of Superior Court Judges, begs leave to report it has had the same under consideration and recommends the same do pass.

GEORGE A. WILSON, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 145 as follows:

(1) Amend line twenty (20) of Section one (1) by striking out the word "company" and inserting in lieu thereof the following: "carrier authorized to transact business in the state of Iowa".

(2) By striking out the word "company" in line twenty-one (21) of said section and inserting in lieu thereof the word "carrier".

(3) By striking out the word "company" in line fifty-six (56) of said section and inserting in lieu thereof the word "carrier".

(4) By striking out the word "company" in line ninety (90) of said section and inserting in lieu thereof the word "carrier".

(5) By striking out the word "company" in line ninety-nine (99) of said section and inserting in lieu thereof the word "carrier".

L. H. DORAN.

MR. PRESIDENT: I move to amend Senate File Number 363.

Section 1. Lines 6 and 7. Strike out the words "two hundred (200) or more resident freeholders" and insert, "5% of the voters at the preceding regular election".

Section 3. Line 6. Strike out the words, "purchase of additional sites".

Section 5. Lines 3 and 4. Strike out the words, "or special".

Section 5. Line 9. Strike out the words, "in connection with purchase of property sold".

GEO. A. WILSON.

MR. PRESIDENT: I move to amend House File No. 424 by striking the period in line nine (9) of section two (2) and inserting in lieu thereof a comma (,) and adding the following:

"after complaint has been filed in accordance with rules established by the commission."

J. O. SHAFF.

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned members of the Senate, do hereby request a call of the Senate be had upon any motion to throw any bills from the calendar into the sifting committee:

A. T. BROOKINS
E. W. CLARK
A. H. BERGMAN
WILLIAM CARDEN
A. V. BLACKFORD
CHAS. D. BOOTH
J. G. MERRITT
O. P. BENNETT
GEO. CLEARMAN

G. W. PATTERSON
OSCAR ULSTAD
ARTHUR LEONARD
J. O. SHAFF
GEO. W. CHRISTOPHEL
J. N. LANGFITT
WESLEY C. LOWE
F. C. STANLEY

On motion of Senator Shane, the Senate adjourned until 9:00 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 21, 1929.

The Senate met in regular session, President pro tempore Frank Shane presiding.

Prayer was offered by Rev. Edward Duea, pastor of Lutheran church of Dows, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator MacDonald for the day, on request of Senator Ulstad; Senator Frailey for the day, on request of Senator Stoddard; Senator Kimberly for the day, on request of Senator Lange; Senator Ickis for the day, on request of Senator Clearman.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committees:

By Senator Stoddard, by Lodge No. 178, International Association of Machinists, Sioux City, Iowa, favoring Senate Files Nos. 182, 183, 184 and 256. Judiciary No. 2.

By Senator Stoddard, by Lodge No. 178, International Association of Machinists, Sioux City, Iowa, favoring Senate Files Nos. 257, 315, 316. Judiciary No. 2.

INTRODUCTION OF BILLS

Senate File No. 459, by committee on claims, a bill for an act to make an appropriation to the Mutual Old Line Insurance Company of Des Moines, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 460, by committee on claims, a bill for an act to make an appropriation for the relief of Marjorie Ball and to

pay doctor's bill and attorney fees in connection with her injury and claim against the state of Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 461, by committee on judiciary No. 1, a bill for an act to amend the law as it appears in chapter three hundred thirty (330) of the Code, 1927, relating to the taxation of taxable property in the state of Iowa.

Read first and second times and placed on the calendar.

Senate File No. 462, by committee on banks and banking, a bill for an act to repeal section twelve thousand seven hundred seventy-two (12772) of the Code, 1927, and to enact a substitute therefor relating to investment of funds by trustees, executors, administrators and guardians.

Read first and second times and placed on the calendar.

By unanimous consent, on request of Senator Stoddard, under Rule 23, all bills recommended by the appropriations committee at this time are printed in the journal, as follows:

APPROPRIATION BILLS RECOMMENDED BY COMMITTEE

In accordance with the provisions of rule 23, of the Rules of the Forty-third General Assembly, the committee on appropriations presents the following itemized schedule of all appropriations recommended by the committee on appropriations:

S. F. 10	To establish the general fund for the state for the biennium July 1, 1929, to June 30, 1931, for all departments.....	\$31,065,446.68
S. F. 54	Reimbursing Capitol Extension Fund for boilers turned to Board of Control (no expenditure)	21,009.74
S. F. 74	To purchase additional land for Boys' Training School at Eldora.....	60,000.00
S. F. 100	To reimburse Liberty Club of Sioux City for certain military equipment.....	512.50
S. F. 106	To reimburse State University Hospital for certain funds expended.....	238,198.26
S. F. 55	Accepting Tabor College.....	

H. F. 95	Aid of blind students attending institutions of higher learning.....	2,000.00
S. F. 190	American Association for the advancement of science	2,000.00
S. F. 211	Claim of August Klein (no action by Committee at this date).....	278.25
S. F. 212	Claim of F. M. Hull.....	240.00
S. F. 213	Drainage taxes, Muscatine, Louisa County.....	6,574.17
S. F. 214	Claim of Dr. T. P. Brennan.....	200.00
S. F. 215	Claim of W. L. Hall.....	50.00
S. F. 216	Claim of Wickes Eng. & Con. Co.....	3,910.72
S. F. 217	Claim of Ethel F. Katz (withdrawn).....	270.75
S. F. 218	Claim of National Guardian Life Ins. Co.....	222.78
S. F. 268	Bridge refund to Wright Co. (withdrawn).....	35,887.50
S. J. R. 4	Commission to make survey on Public School system (no action by Committee at this date)	15,000.00
S. F. 294	Transfer of Capitol Extension Fund to General Fund (no expenditure).....	39,000.00
S. F. 303	Claim of Gerald L. Bolem (no action by committee at this date).....	20,000.00
S. F. 304	Claims of Wm. Sexton, Stewart Baker, Wm. Lynch, Wm. Brown, Wm. Drew.....	1,100.00
S. F. 305	Claim of Albert Sharp.....	136.00
S. F. 306	Claim of Carl N. Neiderman.....	945.00
S. F. 307	Claim of Iowa Bridge Co.....	361.64
S. F. 308	Claim of Mrs. John Laskewitz and G. V. Lyon (no action by Committee at this date).....	213.76
S. F. 309	Claim of Kai Sommer (no action by Committee at this date).....	1,660.00
S. F. 318	Survey-industrial and natural resources of Iowa	20,000.00
S. F. 321	Claim of Frank Melka.....	283.50
S. F. 322	Claims of James Berry and J. E. McCoy.....	600.00
S. F. 323	Claim of Henry Schwarck.....	125.00
S. J. R. 5	Commission to study county homes and old age pensions (no action by Committee at this date)	5,000.00

S. F. 367	To purchase and preserve certain relics of the late Geo. Shull and John W. Wright.....	4,000.00
S. F. 380	Establishing a state correctional farm at Clive, Iowa (no action by Committee at this date)....	350,000.00
S. F. 70	To establish Agricultural Warehouses.....	1,200,000.00
H. F. 257	Claim of W. L. Hall.....	50.00
S. F. 425	Claim of E. L. Reimschneider and Sunny Side School District (no action by Committee at this date)	20.50
S. F. 426	Claim of John A. Stewart (no action by Committee at this date).....	535.32
S. F. 427	Twin Lakes Protective Association.....	137.08
S. F. 428	Claim of Ralph W. Pabst and Leslie E. Williams	172.00
S. F. 429	Des Moines Coliseum Co.....	350.00
S. F. 430	Claim of Polk County (no action by Committee at this date).....	354.56
S. F. 431	Claim of Lillian Bandy.....	595.20
S. F. 432	Claim of Central Lutheran Church, Iowa Falls (no action by Committee at this date).....	16.30
S. F. 443	Claim of J. A. Devitt (no action by Committee at this date)	250.00
S. F. 444	Claim of Judge Edgar A. Morling (no action by Committee at this date).....	3,250.00
S. F. 445	Claim of Farmers Mutual Hail Ins. Assn. (no action by Committee at this date).....	1,051.29

B. M. STODDARD, *Chairman.*

Senator Brookins moved that Senate File No. 446, calendar No. 142, be made a special order for Friday at 10:00 a. m.

Senator Stoddard moved as a substitute motion that there be no more special orders except Senate File No. 10.

Senator Brookins moved to amend the substitute motion by adding "and Senate File No. 446."

Senator Wilson of Page moved to amend the substitute further by excepting bills presented by the ways and means committee.

Senator Clark of Marion offered the following as a substitute motion for all pending motions:

I move that all motions now pending before the Senate be laid on the table.

The substitute motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 169, a bill for an act relating to construction and maintenance of secondary roads.

Also: That the House requests that a duplicate copy of Senate File No. 28, be drafted, the original copy having been lost.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 371, a bill for an act relating to the apportionment of the return of excess levy in proportion to the amount of assessment paid by the respective owners.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 182, a bill for an act relating to scales.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 266, a bill for an act relative to the place of punishment of jail breakers.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 179, a bill for an act relating to expense of certain bonds for city officials and employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 149, a bill for an act relating to the reciprocal exemption of intangible personal property from inheritance taxation.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 169

Strike all of section three (3).

Amend section seven (7) by striking all of subsection one (1).

Insert after section eight (8) the following:

“Sec. 8-a1. Gasoline—additional tax—distribution. There is hereby levied on all gasoline imported and used within the state a license fee of one cent (1c) per gallon which shall be in addition to the license fees levied by chapters two hundred fifty-one-a1 (251-a1) and two hundred forty-one-b1 (241-b1). All of the provisions and conditions of chapter two hundred fifty-one-a1 (251-a1) relating to the levy, collection or payment of the license fees on gasoline shall apply with equal force and effect to the license fee levied herein. Seventy per cent (70%) of the proceeds of the license fee collected under the provisions of this act shall be apportioned among the counties of the state in the same ratio that the area of the county bears to the total area of the state, and shall be credited to the secondary road construction fund. The remaining thirty per cent (30%) shall be apportioned among the cities and towns of the state in the same ratio that the population of each city or town bears to the total urban population of the state.

Amend section ten (10) line one (1), by striking the words and figures “twenty-five per cent (25%)” and inserting in lieu “thirty-five per cent (35%)”.

Insert after section fifteen (15) the following:

Sec. 15-a1. Mandatory levy. The Board of Supervisors shall, annually, at the September session of the Board, commencing in 1929, levy two and one-half (2½) mills on the dollar on all taxable property of the county, the same to be pledged either to the construction fund or the maintenance fund as the Board may direct.

Strike all of section seventeen (17).

Strike all of section nineteen (19) and insert in lieu thereof the following:

“Sec. 19. Duty of Highway Commission. The State Highway Commission shall when requested by the Board of Supervisors, advise with said Board as to the manner of constructing and maintaining the secondary roads.”

Amend section twenty (20), line four (4), by striking the words and figure “one (1) year” and inserting in lieu “three (3) years”.

Also further amend section twenty (20) by striking the last sentence following the word “Board” in line five (5).

Amend section twenty-two (22), line four (4), strike the words and figures “one thousand (1,000)” and insert in lieu “two thousand (2,000)”.

Amend section twenty-six (26), line four (4), by inserting after the word "township" the words "not later than January first".

Amend section twenty-seven (27), lines four (4) and five (5), strike out the following:

" , and of the roads which will be added thereto in the future,".

Further amend said section by striking the last sentence.

Amend section thirty-four (34) by adding thereto the following:

"The township representatives shall receive the same per diem and mileage for attendance at said meeting as received by the members of the Board of Supervisors and shall be paid from the construction fund."

Amend section thirty-five (35) by striking from line one (1) the word "supervisors" and inserting in lieu "approval".

Further amend said section by striking out of line five (5) the words "subject to the final adoption by the Board of Supervisors" and inserting in lieu "but the action of this Board shall be final".

Also further amend said section by adding at the end thereof the following:

"The Board of Approval in planning said construction program shall distribute the improvements in such manner as will give to each township, as soon as may be, an equitable mileage of improved roads, and those townships which have heretofore improved their township roads shall not be discriminated against in this new improvement program.

In the adoption of a program for local county roads, it may be provided that the work of maintaining the local county roads of a township shall be performed by the township trustees, subject to the supervision of the county highway engineer. In such case the township trustees shall retain their road equipment, and the Board of Supervisors shall set aside in the county treasury a sum from the secondary road maintenance fund, which shall be said township's proportionate share of the entire maintenance funds for said county."

Strike section thirty-six (36) and insert in lieu thereof the following:

"The Board of Supervisors shall, immediately after the adoption of the local county road program, meet and adopt a program of county trunk roads."

Amend section forty-two (42) by adding thereto the following:

"Each bidder on secondary road construction work shall file with the Board, statements showing his financial standing, his equipment and his experience in the execution of construction work. Said statements shall be on standard forms prepared by the State Highway Commission.

In the award of contracts, due consideration shall be given not only to the prices bid, but also to the financial standing of the contractor,

his equipment, and his experience in the performance of like or similar contracts as shown by such statements."

Amend section forty-three (43) by striking from lines eight (8) and nine (9) the following:

“, subject to the approval of the State Highway Commission”.

Strike section forty-eight (48) and insert in lieu thereof the following:

“Sec. 48. The board of supervisors may, subject to the approval of the council of any city or town, purchase or condemn right of way therefor or eliminate danger at railroad crossings, and shall grade, drain, bridge, gravel or maintain any road or street which is a continuation of the county trunk highway system, or a continuation of a county local road which is built to grade and surfaced or about to be built to grade and surfaced, and which is (1) within, or partly within and located along the corporate limits of, any town, or (2) within or partly within and located along the corporate limits of, any city, including cities under special charter, having a population of less than twenty-five hundred (2500) or (3) within that part of any city, including cities acting under special charter, where the houses or business houses average not less than two hundred (200) feet apart. The location of such extensions shall be determined by the board of supervisors. The council's approval shall extend only to the consideration of such improvements in their relationship to municipal improvements, such as sewers, water lines, change of established street grades, sidewalks or other municipal improvements.

Amend section forty-nine (49) by striking out of lines one (1), two (2) and three (3) the following:

“may, with the approval of the State Highway Commission, issue anticipatory certificates” and inserting in lieu thereof the following:

“before issuing anticipatory certificates shall seek the advice of the State Highway Commission and issue said certificates”.

Further amend said section by striking from lines three (3) and four (4) the words and figures “seventy-five per cent (75%)” and inserting in lieu thereof “fifty per cent (50%)”.

Insert immediately after section fifty-seven (57) the following:

ROAD POLL TAX

Sec. 57-a1. Poll Tax. A road poll tax of four dollars (\$4.00) is hereby annually levied on every male person, including the male officers and employees of any state institution, if any, (but not including any committed inmate of such institution) over the age of twenty-one (21) years and under forty-five (45) years, who are residents of the county outside the corporate limits of cities and towns.

Sec. 57-a2. Assessors to collect. The township assessor, while making the assessment for his township, shall collect such tax from every person subject thereto.

Sec. 57-a3. Claims for exemption. Any person who because of physical disability and inability to pay may appear before the local board of equalization, and present his claim for exemption from such tax, and the decision of the local Board shall be final.

Sec. 57-a4. Return to county treasurer. The assessor, upon the completion of his work, shall prepare a list of all persons subject to said tax in his township, and clearly indicate thereon those who have paid said tax, and promptly forward said list to the county treasurer. At the same time, the assessor shall pay the entire proceeds of said collections to the county treasurer, who shall credit the same to the secondary roads maintenance fund.

Said assessor shall take duplicate receipts from the county treasurer, one of which he shall retain and one of which he shall file with the county auditor.

Sec. 57-a5. The duty to collect any unpaid poll tax is hereby imposed on the county treasurer.

Sec. 57-a6. Action to recover poll tax. In case of failure of any person to pay said poll tax, the county treasurer, with the approval of the Board of Supervisors, may appoint and authorize deputies to recover said tax by action in their name, and no property or wages belonging to such person shall be exempt from execution for such tax. Such action shall be brought before any justice of the peace in the county where such person resides.

Sec. 57-a7. Delinquent poll tax list—lien. The county treasurer shall, on October first of each year, file with the county auditor a list of the names of all persons in each township, who have not paid said poll tax.

The county auditor shall, in making up the tax books for the ensuing year for each township, enter said unpaid poll tax in connection with any other taxes against the delinquent, and said poll tax shall, on January first, following, become and remain a lien on all real estate of the delinquent until paid.

Amend section fifty-nine (59) by inserting after the word "township" in line four (4) the following:

"except as provided in section thirty-five (35)".

Amend section sixty-one (61) by adding thereto the following:

"In townships where the indebtedness to the county exists, the amount of such indebtedness shall be deducted from the amount expended for road work in such townships in nineteen hundred thirty (1930)."

Amend the title by inserting in line six (6) following the "comma" after the word "taxes" the following:

"to provide for a road poll tax, and for the collection thereof, to provide for the collection of an additional tax on gasoline and the distribution of the same".

S. F. 28 REDRAFTED

Senator Gunderson moved that Senate File No. 28 be redrafted by the Secretary as the House had mislaid the original bill, which motion prevailed.

HOUSE MESSAGES CONSIDERED

House File No. 371, a bill for an act to repeal section seventy-four hundred eighty-nine (7489) of the Code, 1927, and to enact a substitute therefor relating to the apportionment of the return of excess levy in proportion to the amount of assessment paid by the respective owners.

Read first and second times and referred to sifting committee.

House File No. 182, a bill for an act to amend sections thirty-two hundred fifty (3250) and three thousand two hundred and seventy-four (3274), Code, 1927, relating to scales.

Read first and second times and referred to sifting committee.

House File No. 266, a bill for an act to amend section thirteen thousand three hundred fifty-eight (13358) of the Code, 1927, relative to the place of punishment of jail breakers.

Read first and second times and referred to sifting committee.

House File No. 149, a bill for an act to amend section seventy-three hundred eight (7308) of the Code, 1927, by adding thereto an additional paragraph relating to the reciprocal exemption of intangible personal property from inheritance taxation.

Read first and second times and referred to sifting committee.

THIRD READING OF BILLS

By unanimous consent, on request of Senator Clark of Marion, Senate File No. 407, a bill for an act to legalize any and all tax levies heretofore made and collected by any municipality under and pursuant to the provisions of law as contained in section three

hundred seventy-three (373) and chapter twenty-four (24) of the Code, 1927, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Carroll	Kent	Rigby
Baird	Christophel	Klemme	Shaff
Beatty	Clark of	Lange	Shane
Bennett	Cerro Gordo	Langfitt	Stanley
Bergman	Clark of Linn	Leonard	Stoddard
Bissell	Clark of Marion	Lowe	Tabor
Blackford	Cochrane	McLeland	Thompson
Booth	Cole	Merritt	Topping
Brookins	Doran	Moen	Ulstad
Brush	Gunderson	Patterson	Wilson of Page
Carden	Hager		

Nays, none.

Absent or not voting, 9.

Benson	Gilchrist	Kimberly	Rogers
Clearman	Ickis	MacDonald	Wilson of Polk
Frailey			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Blackford, Senate File No. 118, a bill for an act to repeal section five thousand ninety-three-a eight (5093-a8) of the Code, 1927, and section five thousand ninety-three-a ten (5093-a10) of the Code, 1927, and to amend section five thousand ninety-three-a eleven (5093-a11) relating to reimbursements and refunds of gasoline license tax, with report of committee recommending indefinite postponement, was taken up and considered.

Senator Shaff moved the adoption of the committee report.

Senator Blackford moved as a substitute that the bill be referred to the sifting committee.

The substitute motion prevailed.

On motion of Senator Topping, Senate File No. 354, a bill for an act to amend section 7109 of the Code of Iowa, 1927, relative to assessed and taxable valuations of property and changing the limits heretofore prescribed in the rates of taxation to correspond with such changes in assessed and taxable value, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Wilson of Page, Senate File No. 342, a bill for an act to require the sheriff of counties in which is situated a city, not a county seat, with a population of over five thousand or over to appoint a resident deputy sheriff in such city and to fix the amount of his salary, with report of committee recommending indefinite postponement, was taken up and considered.

Senator McLeland moved the adoption of the committee report.

Senator Patterson moved as a substitute motion that all the bills on the calendar reported for indefinite postponement go into the sifting committee.

Senator Gilchrist raised the point of order that the substitute motion was out of order as it was contrary to the intent and meaning of Rule 39.

The President pro tempore held the point not well taken but held that it would take a two-thirds vote to suspend the rule.

Senator Blackford moved to amend the substitute motion by excepting Senate File No. 230.

The amendment to the substitute motion was lost.

On the question, "Shall the substitute motion prevail?" the vote was:

Ayes, 16.

Anderson
Bissell
Carroll
Clark of
Cerro Gordo

Cole
Gunderson
Leonard
Merritt

Patterson
Shaff
Shane
Stanley

Stoddard
Tabor
Thompson
Ulstaad

Nays, 21.

Blackford	Clark of Linn	Kent	Moen
Booth	Clark of Marion	Klemme	Rigby
Brush	Clearman	Lange	Rogers
Carden	Cochrane	Lowe	Topping
Christophel	Doran	McLeland	Wilson of Page
	Hager		

Absent or not voting, 13.

Baird	Bergman	Gilchrist	Langfitt
Beatty	Brookins	Ickis	MacDonald
Bennett	Frailey	Kimberly	Wilson of Polk
Benson			

The substitute motion was lost.

The report of the committee was adopted and the bill was in definitely postponed.

Senator Clark of Linn moved that, in the further consideration of bills reported for indefinite postponement, speeches be limited to five minutes.

The motion prevailed.

On motion of Senator Brush, House File No. 70, a bill for an act to amend the law as it appears in section forty-two hundred thirteen (4213) of the Code, 1927, relating to school officers, with report of committee recommending indefinite postponement, was taken up and considered.

On motion of Senator Stanley the report of the committee was adopted and the bill indefinitely postponed.

On motion of Senator Stanley, House File No. 7, a bill for an act to amend the law as it appears in section thirty-eight hundred eighty-five (3885) of the Code, 1927, relating to normal training exceptions, with report of committee recommending indefinite postponement, was taken up, considered and the report of the committee adopted.

On motion of Senator Stanley, Senate File No. 371, a bill for an act to promote the development of better education in the rural schools of Iowa up to and including the eighth grade and providing funds therefor, and to amend section fifteen hundred seventy-four (1574) of the Code of 1927, with report of committee

recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Lange, Senate File No. 230, a bill for an act conferring jurisdiction and control upon the board of railroad commissioners over the location, construction, maintenance and operation, service and rates of telephone companies, with report of committee recommending indefinite postponement, was taken up and considered.

Senator Anderson moved the previous question which motion prevailed.

On the question, "Shall the report of the committee be adopted?" the vote was:

Ayes, 16.

Anderson	Brush	Kent	Shane
Baird	Carroll	Leonard	Stanley
Bissell	Clark of Marion	Merritt	Thompson
Booth	Cochrane	Shaff	Ulstad

Nays, 25.

Bennett	Clark of	Hager	Rigby
Benson	Cerro Gordo	Klemme	Rogers
Bergman	Clark of Linn	Lange	Stoddard
Blackford	Cole	Langfitt	Tabor
Carden	Doran	Lowe	Topping
Christophel	Gilchrist	Moen	Wilson of Page
	Gunderson	Patterson	

Absent or not voting, 9.

Beatty	Frailey	Kimberly	McLeland
Brookins	Ickis	MacDonald	Wilson of Polk
Clearman			

The report of the committee was rejected and the bill placed on the calendar.

S. F. NO. 376 WITHDRAWN

By unanimous consent, on request of Senator Wilson of Page, Senate File No. 376, pertaining to increasing the amount that the board of supervisors may expend on highways, was withdrawn from further consideration.

S. J. R. NO. 3 WITHDRAWN

By unanimous consent, on request of Senator Shaff, Senate Joint Resolution No. 3 was withdrawn from further consideration.

By unanimous consent, on request of Senator Shaff, his reasons for withdrawal were ordered printed in the journal.

MR. PRESIDENT: I am about to ask that Senate Joint Resolution No. 3 be withdrawn from further consideration by the Senate. In fairness to the importance of this subject matter I am going to request that these few remarks be printed in the journal as the reasons for requesting the withdrawal.

After introducing this Joint Resolution, I asked Mr. Rice of my own county, who is a member of the House, to introduce a similar resolution in that body, which is, I believe, a rather customary procedure.

This resolution was introduced in the Senate January 31, and reported for passage on March 5 by the committee on constitutional amendments. In spite of the fact that this joint resolution originated in the Senate the chairman of the committee on constitutional amendments in the House called the companion bill introduced by Representative Rice up for consideration March 13 on a report of the committee for indefinite postponement and this action was taken.

Mr. Rice advises me that he did not know that the Joint Resolution had been called up by the committee until after the report for indefinite postponement was adopted.

I believe the future will quite fully demonstrate to the people of Iowa the merit of this proposed amendment to the constitution. It may as well be recognized that without this amendment to the constitution no safeguard against double taxation exists if an income tax is adopted by the state.

I am informed that in most states having an income tax they have originally made the same provision as proposed in this amendment. Naturally any future legislature could do away with this exemption. Such has been the case in Wisconsin.

One of the promises offered by the proponents of the income tax is that a person who now escapes taxation would be compelled to contribute to the revenues of the state. There is undoubtedly much merit to this contention. But it seems to me there is almost an equal amount of merit to the fact that if a man pays a substantial property tax that he should not be penalized to the full extent with an income tax as compared to a man who has no property.

It has been said that I have offered this amendment for the purpose of defeating any income tax legislation; or at least that this would be the effect if adopted. This was not the purpose of the amendment and I contend such would not be the result. Rather it is an effort to avoid in the future probable double and unfair taxation. The opponents of this measure scoff at the question of double taxation. It is the old ruse of attempting to ridicule a fact when it cannot be answered by logic. Why should one class of citizens secure benefits denied to others?

Let me take one example to illustrate the point. Two men having a salary of \$20,000.00; assume that they would each be required to pay \$500.00 income tax. One man owns a home on which the taxes are \$500.00. The other man owns no home. In the first instance the home owner now pays toward the cost of running the government in a fairly liberal manner. The second man, although he earns the same, does not pay of necessity but very little toward the cost of running the government, and only insofar as it may be indirectly figured from the rent that he pays. Why should the home owner be required to pay both the property tax and the income tax if there were an income tax?

Further, it is said that with the amendment that I have proposed there would be no use putting an income tax on the statutes because there would be so small a revenue derived as to make it impractical. No facts have been brought forward to demonstrate that this is true and if it were measurably true, a very simple expedient could be used to obviate this difficulty, to-wit: to raise the percentage of the income tax.

Are the proponents of the income tax sincere in attempting to get individuals and corporations to contribute to the revenues of the state or are they merely asking to raise more revenues regardless of its effect on business?

The second, and to my mind one of the biggest factors in this proposed amendment for consideration, is the probable effect of such a policy toward inducing manufacturers, industry and business to locate in our state. It is fairly well agreed that one thing that would be of as much help as anything to Iowa is the building up of her industries. If business in general can be assured that there will not be a species of double taxation made the rule in this state in the future undoubtedly many individuals and corporations will look with favor on locating in this state and every new industry that can be located here helps very materially in solving our farm problem. We need such development in Iowa. We should do nothing to keep industry out of the state.

An amendment to our constitution advising possible newcomers to the state that we will not place on them a burden of double taxation would prove a great drawing card to Iowa and be of immense advertising value to the state.

The Panama Canal and unfavorable freight rates have hurt our industrial growth very materially in the past. I am confident we should do all those things that are possible for us to do to offset the protected position of seaboard industries.

J. O. SHAFF.

Senator Lange moved that 500 extra copies of Senate Files Nos. 298 and 301 be printed.

By unanimous consent on request of Senator Anderson, action on this motion was deferred until tomorrow.

THIRD READING OF BILLS

On motion of Senator Moen, House File No. 255, a bill for an act to reimburse the National Guardian Life Insurance Company of Madison, Wisconsin, for overpayment of taxes for the year 1927, a committee bill, was taken up and considered, it having been substituted for Senate File No. 218, recommended for passage, the report of committee having been adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Carroll	Kent	Rogers
Baird	Clark of	Klemme	Shaff
Beatty	Cerro Gordo	Lange	Shane
Bennett	Clark of Linn	Langfitt	Stanley
Benson	Clark of Marion	Leonard	Stoddard
Bergman	Clearman	Lowe	Tabor
Bissell	Cochrane	McLeland	Thompson
Blackford	Cole	Merritt	Topping
Booth	Gilchrist	Moen	Ulstad
Brush	Gunderson	Patterson	Wilson of Page
Carden	Hager	Rigby	

Nays, none.

Absent or not voting, 8.

Brookins	Doran	Ickis	MacDonald
Christophel	Frailey	Kimberly	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Cochrane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Moen, Senate File No. 218 was withdrawn from further consideration.

On motion of Senator Benson, Senate File No. 14, a bill for an act to authorize the issuance of a patent to certain lands in Clayton county, Iowa, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend by striking out all of said bill after the enacting clause and inserting in lieu thereof the following:

Section 1. That the Governor and the Secretary of State be and they are hereby authorized and directed in the name of the State of Iowa and under its seal, to convey by patent to the United States of America, the following described real estate situated in the county of Clayton, State of Iowa, to-wit:

The West fractional part of the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$); the East fractional part of the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the West fractional part of the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the East fractional part of the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the West fractional part of the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the East fractional part of the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) and government lot Three (3), all in Section Two (2), Township 91, N. R. 2 West of the 5th P. M. Iowa; and government lots Five (5), Six (6), Seven (7), and Eight (8) in Section Three (3), Township 91, N. R. 2 West of the 5th P. M. Iowa;

and thereby transfer to the United States of America any and all right, title and interest which the State of Iowa may have in and to the above described real estate; subject, however, to the provisions and limitations of the approval of acquisition by the Government of the United States of America of certain real estate for the purposes of the Upper Mississippi River Wild Life and Fish Refuge Act, said approval having been executed by the State of Iowa by the Executive Council of the State of Iowa and the State Board of Conservation of the State of Iowa, on January 18, 1927; and provided also, that the said patent shall not become effective until the grantee in said patent has paid to the said G. J. Graf all amounts paid by him for taxes and abstract of title on said real estate, together with interest on each such payment from the date thereof.

Senator Gunderson moved the previous question on the committee amendment, which motion prevailed.

Senator Benson invoked rule 8.

On the question, "Shall the committee amendment be adopted?" the vote was:

Ayes, 21.

Anderson	Cochrane	Hager	Rigby
Bennett	Cole	Kent	Stanley
Bergman	Doran	Leonard	Tabor
Booth	Gilchrist	McLeland	Thompson
Brush	Gunderson	Patterson	Ulstad
Clark of Linn			

Nays, 24.

Baird	Carden	Lange	Shaff
Beatty	Carroll	Langfitt	Shane
Benson	Christophel	Lowe	Stoddard
Bissell	Clark of Marion	Merritt	Topping
Blackford	Clearman	Moen	Wilson of Page
Brookins	Klemme	Rogers	Wilson of Polk

Absent or not voting, 5.

Clark of Cerro Gordo	Frailey Ickis	Kimberly	MacDonald
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The committee amendment was lost.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Brush	Hager	Rogers
Baird	Carden	Ickis	Shaff
Beatty	Carroll	Kent	Shane
Bennett	Christophel	Lange	Stanley
Benson	Clark of Marion	Langfitt	Stoddard
Bergman	Clearman	Lowe	Tabor
Bissell	Cochrane	Merritt	Topping
Booth	Cole	Moen	Wilson of Page
Brookins	Doran	Patterson	Wilson of Polk
		Rigby	

Nays, 2.

Blackford	Klemme
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Absent or not voting, 11.

Clark of Cerro Gordo	Frailey Gilchrist	Kimberly Leonard	McLeland Thompson
Clark of Linn	Gunderson	MacDonald	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent on request of Senator Benson, the publication clause was stricken.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, House File No. 159, a bill for an act to amend section ten thousand three hundred ninety-eight (10398), Code, 1927, relating to the legalization of certain tax sale proceedings so as to extend the provision of such legalization to the year nineteen hundred fifteen (1915) and providing a statute of limitations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend section two by inserting before the word "affected" in line one of section one the word "adversely."

By unanimous consent, on request of Senator Gilchrist, the words "of section one" were stricken from the committee amendment.

The amendment was adopted.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Clark of	Ickis	Rigby
Baird	Cerro Gordo	Kent	Rogers
Bennett	Clark of Linn	Klemme	Shaff
Benson	Clark of Marion	Lange	Shane
Bergman	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	McLeland	Thompson
Brush	Gilchrist	Merritt	Wilson of Page
Carden	Gunderson	Moen	Wilson of Polk
Christophel	Hager	Patterson	

Nays, none.

Absent or not voting, 8.

Beatty	Carroll	Kimberly	Topping
Brookins	Frailey	MacDonald	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, Senate File No. 94, a bill for an act to repeal the law as it appears in section seven thousand two hundred twenty-six (7226) of the Code, 1927, relating to the collection of delinquent taxes, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out section one and inserting in lieu thereof the following: Section 1. That section seventy-two hundred twenty-six (7226) of the Code, 1927, be amended by adding to said section the following: "The provisions of this section shall not apply to counties having a population of eighty thousand or more."

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Carroll	Hager	Patterson
Baird	Christophel	Ickis	Rigby
Beatty	Clark of	Kent	Rogers
Bennett	Cerro Gordo	Klemme	Shaff
Benson	Clark of Linn	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Leonard	Stoddard
Blackford	Cochrane	Lowe	Thompson
Booth	Cole	McLeland	Topping
Brush	Doran	Merritt	Wilson of Page
Carden	Gilchrist	Moen	Wilson of Polk
	Gunderson		

Nays, none.

Absent or not voting, 6.

Brookins	Kimberly	Tabor	Ulstad
Frailey	MacDonald		

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent on request of Senator Wilson of Polk the word "repeal" was stricken out of the title and the word "amend" was inserted in lieu thereof.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File Number 305 by adding section three to read as follows:

"This act being deemed of immediate importance shall be in full force and effective from and after its passage and publication in the Spirit Lake Beacon, a newspaper published at Spirit Lake, Iowa, and in the Milford Mail, a newspaper published at Milford, Iowa.

T. E. MOEN.

MR. PRESIDENT: I move to amend Senate File No. 440 by adding the following three (3) sections:

Section 2. Section ten thousand three hundred five (10305), of the Code, 1927, is hereby amended by striking the period (.) at the end of the section and inserting in lieu thereof a comma (,) and adding the following: "provided, however, that no such claim shall be valid unless, within forty (40) days from the date that such labor has been performed or such material, service or transportation has been furnished, written invoices therefor shall have been delivered to the principal contractor."

Section 3. Section ten thousand three hundred twelve (10312) of the Code, 1927, is amended by striking from line eight (8) thereof the word, "double" and inserting in lieu thereof the following: "one hundred fifty (150) percent of."

Section 4. Section ten thousand three hundred thirteen (10313) of the Code, 1927, is amended by striking from line six (6) the words, "six (6) months" and inserting in lieu thereof the words, "sixty (60) days."

OTTO F. LANGE.

MR. PRESIDENT: I move to amend Senate File No. 73 by adding the following new paragraph to the end of section one (1):

"Annual Report. The League of Iowa Municipalities shall make an annual public report which shall contain an accurate statement in summarized form of all collections made, or receipts from all sources, and all expenditures for every purpose and file same with the State Auditor."

J. O. SHAFF.

MR. PRESIDENT: I move to amend Senate File No. 262 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. The action of the Park Board of the City of Monticello, Iowa, in issuing the warrants as follows:

Warrant to Phillip Brown for park fence, \$668.00; warrant to Monticello State Bank, \$528.18, are hereby declared to be valid and legal and all the acts and proceedings of the said Park Board in connection with the issuance of said warrants are hereby legalized.

Sec. 2. The action of the Council of the City of Monticello, Iowa, in transferring from the Water Works fund of said city the sum of eleven hundred ninety-six dollars and eighteen cents (\$1,196.18) to the Park Board of said city by resolution of said city council, dated March 13, 1929, for the purpose of providing funds for said Park Board to pay the warrants described in the preceding section hereof, is hereby validated and legalized.

Sec. 3. This act shall not affect pending litigation.

Sec. 4. This Act being deemed of immediate importance shall take effect from and after its publication in the Plain Talk, a newspaper published in the city of Des Moines, Iowa, and in the Monticello Express, a newspaper published in Monticello, Iowa, without expense to the State.

Also amend by striking out the title and inserting in lieu thereof the following:

An Act to legalize the action of the Park Board of the City of Monticello, Iowa, in incurring certain indebtedness and the payment thereof, and to legalize and validate the action of the City Council of the city of Monticello, Iowa, in the transfer of certain funds from the Water Works fund of said city to the Park Board thereof, so as to provide said Park Board with funds with which to pay the indebtedness so incurred.

Also strike out all of the Preamble.

C. L. RIGBY.

THIRD READING OF BILLS

On motion of Senator Gilchrist, Senate File No. 326, a bill for an act to amend, revise and codify sections thirteen thousand seven hundred thirty-three (13733), thirteen thousand seven hundred thirty four (13734), thirteen thousand seven hundred thirty five (13735), thirteen thousand seven hundred thirty six (13736), thirteen thousand seven hundred thirty nine (13739), thirteen thousand seven hundred forty (13740), thirteen thousand seven hundred forty one (13741), thirteen thousand seven hundred forty two (13742), thirteen thousand seven hundred forty three (13743), thirteen thousand seven hundred forty nine (13749), thirteen thousand seven hundred fifty (13750), thirteen thousand seven hundred fifty three (13753), thirteen thousand seven hundred fifty four (13754), thirteen thousand seven hundred fifty five (13755), thirteen thousand seven hundred fifty six (13756), and thirteen thousand seven hundred fifty eight (13758) of the Code, 1927, relating to the form, contents and sufficiency of indictments, and to provide for bills of particular in aid of indictments, with report of committee recommending pass-

age, was taken up, considered, and the report of the committee adopted.

Senator Wilson of Page moved to recess until 1:30 p. m.

Senator Stoddard moved to amend by adjourning until 9:00 a. m., Friday.

Senator Wilson of Polk moved as a substitute motion that the Senate adjourn until 9:30 a. m., Friday.

The substitute motion was lost.

Senator Wilson of Page withheld his motion.

The bill was read for information.

Senator Benson moved as a substitute motion that the Senate adjourn until 9:30 a. m., Friday.

The substitute motion prevailed and the Senate adjourned until 9:30 a. m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 22, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. John F. Arnold, pastor of the Methodist Church of Missouri Valley, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Merritt for the day, on request of Senator Bennett; Senator Carden for the day, on request of Senator Rigby; Senator Kimberly for the day, on request of Senator McLeland; Senator Clearman for the day, on request of Senator Ickis.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Doran, from the Garfield Parent-Teachers' Association of Boone, Iowa, favoring the act relating to the education of handicapped children. Appropriations.

By Senator Brookins, from the Nora Springs Commercial Club, opposing an additional tax on gasoline. Ways and means.

By Senator MacDonald, from citizens of Cherokee County, Plymouth County, Woodbury County, opposing House File 114, relating to the licensing of veterinarians. Public health.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of Senate File No. 396, a proposed bill to legalize the acts of the Board of Supervisors in transferring funds in Allamakee County.

WALTER H. BEAM, *Secretary.*

There being a call on file in regard to any motion to throw bills from the calendar into the sifting committee, the roll was called

and revealed the presence of all Senators except Senators Carden, Clearman, Frailey, Kimberly, Merritt and Topping.

By unanimous consent on request of Senator Brookins all absent Senators were excused, and the call was declared complete.

Senator Shane moved that all bills on the calendar excepting appropriation and claims bills be referred to the sifting committee at the close of the session, Saturday, March 23d.

Senator Brookins moved to amend the motion by adding, "excepting that Senate committee bills be given two days longer time before they are thrown into the sifting committee."

The amendment was lost.

The motion prevailed.

SENATE FILES NOS. 387 AND 56 WITHDRAWN

By unanimous consent on request of Senator Thompson, Senate File No. 387 was withdrawn from further consideration.

By unanimous consent on request of Senator Brush, Senate File No. 56 was withdrawn from further consideration.

The journal of March 22d was corrected and approved.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 255 and 288, and House Files Nos. 152, 307, 328 and 434.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 255 and 288, and House Files Nos. 152, 307, 328 and 434.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 22nd day of March, 1929, sent to the governor for his approval, Senate Files Nos. 255 and 288.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment in which the concurrence of the House was asked:

House File No. 307, a bill for an act relating to the liability bond of a motor carrier.

Also: That the House has concurred in Senate amendment in which the concurrence of the House was asked:

House File No. 152, a bill for an act relating to attaching and detaching territory to and from adjoining corporations.

Also: That the House has adopted concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 9, to memorialize Congress to establish a National Park along the Upper Mississippi River in Northeastern Iowa upon the Federal Game Preserve.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 8, memorializing Congress to revise the Federal laws to permit taxation of National Bank stock.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 285, a bill for an act authorizing cities and towns to acquire, establish, improve, maintain and operate airports within or without their limits.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 162, a bill for an act to legalize certain transfer of funds by the town of Hull, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 148, a bill for an act to authorize the Governor and the Secretary of State to deed and transfer to the municipal corporation of Forest City, certain land now belonging to the State and used as a state park.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 260, a bill for an act to make an appropriation to the Wickes Engineering & Construction Company for claims arising out of construction work in Project B-30, Boone County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 354, a bill for an act relating to township licenses for places of amusement.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 322, a bill for an act to make an appropriation to compensate Kai Sommer for injury resulting from a collision with a tractor driven by an employee of the Iowa State Highway Commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 321, a bill for an act to make an appropriation to Albert Sharp for the care and policing of Spirit Lake Monument property for the seasons of 1927 and 1928.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 320, a bill for an act to make an appropriation to Carl N. Neiderman for injuries received while in service of the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 319, a bill for an act to make an appropriation to Mrs. John Laskewitz for \$172.31 and G. V. Lyon for \$41.45.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 317, a bill for an act to make appropriation to compensate certain parties for horses slaughtered under the authority and direction of Secretary of Agriculture because of glanders infection.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 316, a bill for an act to make appropriation to Henry Schwarcck for loss of a horse as result of injury when struck by a state owned truck.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 264, a bill for an act providing relief for one Frederick M. Hull.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 391, a bill for an act to make permanent the temporary transfer of certain funds by the municipality of Charles City, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 384, a bill for an act to legalize the proceedings of the town of Bellevue, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 402, a bill for an act relating to State Banking laws.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 449, a bill for an act to make permanent the temporary transfer of money from the County bond fund to the County general fund of Davis County, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 285

Amend section four (4) by striking out of lines twelve (12) and thirteen (13) the following:

“having a population of less than twenty-five thousand (25,000)”.

Amend section six (6) by inserting after the word “Any” in line one (1) the word “such”.

Amend section seven (7) by inserting the word “Such” before the word “City” in line one (1).

Amend section eight (8) by inserting after the word “Any” in line one (1) the word “such”.

Also, by inserting after the word “any” in line five (5) the word “such”.

HOUSE CONCURRENT RESOLUTION NO. 8

Whereas, The several states of the Union are prohibited from taxing the personal property of national banks and may tax their shares only as

permitted by Congress, under the provisions of Section fifty-two hundred nineteen (5219) of the Revised Statutes of the United States, which in effect permits the taxation of such shares in the same manner as other moneyed capital within the state; and

Whereas, It is contended by said banks that notes and mortgages in the hands of individual citizens representing the investment of their personal funds for the purpose of deriving the interest upon such investment and in bonds and other security commonly known as moneys and credits, are within the meaning of section fifty-two hundred nineteen (5219), Revised Statutes of the United States, moneyed capital, and in competition with the shares of stock in national banks; and

Whereas, Every attempt at taxation of money and credits at more than a nominal rate has proved a failure, and the practice of taxing money and credits at a low rate has in each of the many states employing that method resulted in reaching enormously greater amounts of such property and in producing a larger revenue and in the better distribution and equalizing of the burden of maintaining government; and

Whereas, The Supreme Court of the United States and many courts of last resort in the several states have held taxes levied upon bank shares in states taxing money and credits, including money owned by individuals and invested by them in mortgages, bonds and other securities, to be invalid, on the ground that a substantial part of such investments are other moneyed capital in competition with such bank shares, and by reason of the failure of the owners to declare them for taxation at a relatively higher rate than that provided by statute; and

Whereas, The schemes contained in section fifty-two hundred nineteen (5219), Revised Statutes of the United States, as amended, providing for the taxing of bank shares by income or excise rather than by value, are neither practicable nor adaptable by the plans of taxation used in states raising their revenue by the ad valorem method of taxation, which method has always been and now is in use by substantially all the states in the Union; and

Whereas, The states find themselves faced with the choice of radically altering their taxation systems to meet the objections of owners of bank stock, or to virtually exempt such stock from taxation; and

Whereas, An effort is being made by the taxing officials of the various states of the Union to bring about the amendment of section fifty-two hundred nineteen (5219), Revised Statutes of the United States, so as to permit the continuation of the ad valorem method of taxation and the taxing of moneys and credits at a relatively low rate, also permitting the taxation of bank shares at a higher rate than moneys and credits, and upon a basis fair and equitable to the owners of bank stock and the general tax-paying public; Therefore

Be It Resolved by the Senate of the State of Iowa, the House of Representatives Concurring, That the Congress of the United States be and the same is hereby urgently petitioned and requested to amend section

fifty-two hundred nineteen (5219), Revised Statutes of the United States, so as to permit the taxation of the shares of national banks upon a fair and equitable basis, as contemplated by bills now pending before the Senate and House of Representatives of the Congress, and amendments proposed thereto.

Be It Further Resolved, That on the passage of this resolution, the Secretary of State shall certify a copy hereof to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States, and to each Senator and Representative of the State of Iowa at Washington, D. C.

Laid over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 9

To memorialize Congress to establish a National Park along the upper Mississippi River in northeastern Iowa upon the Federal Game Preserve.

Whereas, The United States now owns considerable land located in northeastern Iowa along the Mississippi River and along the head waters of the Mississippi River, which is devoted to and used by the Federal Government as a game preserve; and

Whereas, There is now no National Park located in the upper Mississippi Valley, such as the National Parks located elsewhere in the United States; and

Whereas, It is desirable that there be a National Park located in the upper Mississippi River Valley on the land already owned by the Federal Government in the vicinity of the head waters of the Mississippi River and on some of the high land adjacent to said Federal Preserve which could be easily acquired by the Government; therefore

Be It Resolved by the House, the Senate Concurring, That the Congress of the United States is hereby memorialized and requested to authorize the establishment of a new National Park upon the lands now owned by the Federal Government and located adjacent to and along the head waters of the Mississippi River, which is now used and devoted to the purposes of a Federal Game Preserve, and also to acquire such additional high lands adjacent and adjoining said Federal lands as will be necessary and desirable for a National Park. Said new park when so established to embrace and include that portion of northeastern Iowa located along the upper Mississippi River.

Be It Further Resolved, That copies of this resolution be forwarded by the Secretary of State of Iowa to the Secretary of the Interior of the United States and to the upper committees of the respective houses of the Congress of the United States.

Laid over under the rules.

HOUSE MESSAGES CONSIDERED

House File No. 260, a bill for an act to make an appropriation to the Wickes Engineering and Construction Company for claims arising out of construction work in Project B-30, Boone county, Iowa.

Read first and second times.

By unanimous consent, on request of Senator Stoddard, the rules were suspended and House File No. 260, was substituted for Calendar No. 24, Senate File No. 216.

House File No. 264, a bill for an act to amend chapter one hundred twenty-nine (129), Laws of the Twenty-fifth General Assembly, providing relief for one, Frederick M. Hull.

Read first and second times.

By unanimous consent, on request of Senator Stoddard, the rules were suspended and House File No. 264, was substituted for Calendar No. 16, Senate File No. 213.

House File No. 316, a bill for an act to make an appropriation for Henry Schwarek for loss of a horse as a result of injury when struck by a state owned truck.

Read first and second times.

By unanimous consent, on request of Senator Stoddard, the rules were suspended and House File No. 316 was substituted for Calendar No. 47, Senate File No. 323.

House File No. 317, a bill for an act to make an appropriation to compensate William Sexton, Stewart Baker, William Lynch, William Brown, and William Drew, for horses slaughtered under the authority and direction of the Secretary of Agriculture because of glanders infection.

Read first and second times.

By unanimous consent, on request of Senator Stoddard, the rules were suspended and House File No. 317 was substituted for Calendar No. 49, Senate File No. 304.

House File No. 319, a bill for an act to make an appropriation to Mrs. John Laskewitz for one hundred seventy-two and 31/100 (172.31) and G. V. Lyon for forty-one and 45/100 (\$41.45).

Read first and second times and referred to committee on appropriations.

House File No. 320, a bill for an act to make an appropriation to Carl N. Neiderman for injuries received while in service of the state at the annual encampment of the Iowa National Guard at the August, 1928, encampment.

Read first and second times.

By unanimous consent on request of Senator Stoddard, the rules were suspended and House File No. 320 was substituted for Calendar No. 48, Senate File No. 306.

House File No. 321, a bill for an act to make an appropriation to Albert Sharp for the care and policing of Spirit Lake Monument property for the seasons of 1927 and 1928.

Read first and second times.

By unanimous consent on request of Senator Stoddard, the rules were suspended and House File No. 321, was substituted for Calendar No. 26, Senate File No. 305.

House File No. 322, a bill for an act to make an appropriation to compensate Kai Sommer for injury resulting from a collision with a tractor driven by an employee of the Iowa State Highway Commission on or about November 5, 1927, on primary highway No. 61, at or near Key West, Iowa.

Read first and second times and referred to committee on appropriations.

House File No. 354, a bill for an act to amend the law as it appears in section fifty-five hundred eighty-two (5582) of the Code of 1927, relating to township licenses for places of amusement.

Read first and second times.

By unanimous consent, on request of Senator Clark of Linn, the rules were suspended and House File No. 354 was substituted for Calendar No. 17, Senate File No. 327.

House File No. 384, a bill for an act to legalize the proceedings of the town council of Bellevue, Iowa, with respect to the establishment of a municipal electric light plant, and to declare that said proceedings constitute the establishment of said plant.

Read first and second times and referred to the sifting committee.

House File No. 391, a bill for an act to make permanent the temporary transfer of certain funds by the municipality of Charles City, Iowa.

Read first and second times and referred to the sifting committee.

House File No. 402, a bill for an act to amend section ninety-one hundred thirty-six (9136) of the Code, 1927, relating to the number of examiners and office help; (2) to amend section ninety-one hundred thirty-seven (9137) of the Code, 1927, relating to transferring powers to State Banking Board; (3) relating to investment restrictions of state banks and trust companies; (4) repealing sections ninety-one hundred sixty (9160) and ninety-two hundred six (9206) of the Code, 1927, relating to minimum capitalization of banks; (5) requiring larger surplus accounts; (6) prohibiting sale of securities unless authorized by board of directors; (7) to amend section ninety-two hundred fifty-seven (9257) of the Code, 1927, authorizing superintendent of banks to require financial statement of stockholders; (8) to cancel unused charters; (9) to amend sections ninety-one hundred sixty-six (9166) and ninety-two hundred thirteen (9213) of the Code, 1927, relating to the minimum holdings to qualify as directors; (10) limiting the rate of interest on time deposits; (11) creating certain preferences in the assets of closed banking institutions; (12) relating to boards of directors; (13) requiring financial statements from borrowers; (14) prohibiting accepting gifts or gratuities for purpose of loans; (15) to amend section ninety-one hundred eighty-four (9184) of the Code, 1927, and to prohibit purchasing or loaning on bank's own shares as security; (16) to amend section ninety-two hundred twenty (9220) of the Code, 1927, limiting loans to officers of banks and trust companies; (17) prohibiting certifying checks or issuing certificates of deposit without funds deposited; (18) making bank examination information confidential; (19) repealing section ninety-two hundred twenty-two (9222) of the Code, 1927, relating to indebtedness; (20) to amend section ninety-two hundred ninety-seven (9297) of the Code, 1927, to clarify bank's authority to borrow money; (21) requiring authority from board to pledge bank's assets; (22) requiring officers and employees to be bonded; (23) to amend section seven

thousand three (7003) of the Code, 1927, to tax surplus and undivided profits as moneys and credits; (24) authorizing putting up collateral to secure public and such other funds; (25) relating to false statements for credit; (26) making charters indeterminate; (27) reducing rate of interest on public funds; (28) to amend section thirteen thousand thirty-seven (13037) of the Code, 1927, relating to embezzlement of mortgaged property; (29) relating to false reports against banks and trust companies; (30) to amend section ninety-five hundred forty-five (9545) of the Code, 1927, relating to legal holidays; (31) amending section ninety-two hundred eighty (9280) of the Code, 1927, relating to insolvent institutions; (32) to repeal sections ninety-two hundred one (9201) and ninety-two hundred sixteen (9216) of the Code, 1927, relating to reserves and to enact a substitute therefor; (33) to amend section ninety-two hundred twenty-three (9223) of the Code, 1927, relating to loans on non-perishable security and live stock; (34) to amend sections ninety-two hundred eighty-four (9284) and ninety-two hundred eighty-eight (9288) and ninety-two hundred ninety-one (9291) of the Code, 1927, relating to fiduciary powers and adding certain restrictions; (35) to amend sections ninety-one hundred ninety-two (9192) and ninety-two hundred nine (9209) of the Code, 1927, to authorize issuing shares of stock less than one hundred dollars (\$100.00) par value; (36) to fix liability in safe deposit business; (37) repeal; (38) act deemed separable; (39) publication clause.

Read first and second times and referred to the sifting committee.

House File No. 449, a bill for an act to make permanent the temporary transfer of money from the county bond fund to the county general fund of Davis County, Iowa.

Read first and second times and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Gilchrist, Senate File No. 326, a bill for an act to amend, revise and codify sections thirteen thousand seven hundred thirty-three (13733), thirteen thousand seven hundred thirty four (13734), thirteen thousand seven hundred thirty five (13735), thirteen thousand seven hundred thirty six (13736), thirteen thousand seven hundred thirty nine

(13739), thirteen thousand seven hundred forty (13740), thirteen thousand seven hundred forty one (13741), thirteen thousand seven hundred forty two (13742), thirteen thousand seven hundred forty three (13743), thirteen thousand seven hundred forty nine (13749), thirteen thousand seven hundred fifty (13750), thirteen thousand seven hundred fifty three (13753), thirteen thousand seven hundred fifty four (13754), thirteen thousand seven hundred fifty five (13755), thirteen thousand seven hundred fifty six (13756), and thirteen thousand seven hundred fifty eight (13758) of the Code, 1927, relating to the form, contents and sufficiency of indictments, and to provide for bills of particular in aid of indictments, was taken up and considered, the report of the committee having been adopted previously, it also having been read for information.

Senator Wilson of Page moved the previous question.

Senator Shaff raised the point of order that Senator Wilson of Page had already spoken on the question.

The President held the point of order well taken.

Senator Clark of Cerro Gordo moved the previous question, which motion prevailed.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Clark of Linn	Ickis	Moen
Baird	Clark of Marion	Kent	Patterson
Bennett	Clearman	Klemme	Rogers
Blackford	Cochrane	Lange	Stoddard
Booth	Cole	Langfitt	Tabor
Brush	Doran	Leonard	Topping
Carroll	Gilchrist	Lowe	Ulstad
Christophel	Gunderson	MacDonald	Wilson of Page
Clark of Cerro Gordo	Hager	McLeland	

Nays, 7.

Beatty	Frailey	Shane	Wilson of Polk
Bissell	Rigby	Thompson	

Absent or not voting, 8.

Benson	Brookins	Kimberly	Shaff
Bergman	Carden	Merritt	Stanley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, House File No. 22, a bill for an act to regulate the employment of persons to act as counsel or agents to promote or oppose proceedings in the General Assembly, to provide a record of such employment, to prescribe the duties of the Secretary of State and of such employers and employees in relation to said subject matter, to require the filing of an expense account attending such employment, and to provide penalties for a violation of the act, with report of committee recommending indefinite postponement, was taken up, considered, and the report of the committee adopted.

On motion of Senator Clark of Linn, Senate File No. 339, a bill for an act to repeal section three hundred eighty-eight (388) and to enact a substitute therefor and to amend sections three hundred fifty-four (354), three hundred fifty-seven (357), three hundred sixty-six (366), and three hundred seventy-eight (378), all of the Code, 1927, and relating to appeals to the director of the budget, to hearings before said director on the question of the issuance of bonds by municipalities, to the duty of tax certifying and tax levying boards, and to the matter of transfer of municipal funds with the approval of said director of the budget, a committee bill, was taken up and considered.

Senator Stanley offered the following amendment and moved its adoption:

Amend by striking therefrom section 2.

The amendment was lost.

Senator Rogers offered the following amendment and moved its adoption:

Amend by adding as section 6 the following:

"Section 6. This act being deemed of immediate importance, shall be in full force and effect from and after its publication in the Grundy Register, a newspaper published in Grundy Center, Iowa, and the Center Point Independent, a newspaper published in Center Point, Iowa."

The amendment was adopted.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Ickis	Patterson
Baird	Cerro Gordo	Kent	Rigby
Bennett	Clark of Linn	Klemme	Rogers
Benson	Clark of Marion	Lange	Shane
Bergman	Clearman	Langfitt	Stoddard
Bissell	Cochrane	Leonard	Tabor
Blackford	Cole	Lowe	Thompson
Booth	Doran	MacDonald	Topping
Brush	Frailey	McLeland	Ulstad
Carroll	Gilchrist	Moen	Wilson of Polk
Christophel	Hager		

Nays, none.

Absent or not voting, 9.

Beatty	Gunderson	Merritt	Stanley
Brookins	Kimberly	Shaff	Wilson of Page
Carden			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator MacDonald, Senate File No. 331, a bill for an act to amend, revise, and codify sections fifty-nine hundred sixty-four (5964) and fifty-nine hundred sixty-five (5965), Code, 1927, relating to assessments for permanent sidewalks, a committee bill, was taken up and considered.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Bennett	Bissell	Carroll
Baird	Benson	Blackford	Christophel
Beatty	Bergman	Booth	Clark of Linn

Clark of Marion	Hager	MacDonald	Stoddard
Clearman	Kent	McLeland	Tabor
Cochrane	Klemme	Moen	Thompson
Cole	Lange	Patterson	Topping
Doran	Langfitt	Rigby	Ulstad
Frailey	Leonard	Rogers	Wilson of Page
Gilchrist	Low	Shane	Wilson of Polk

Nays, none.

Absent or not voting, 10.

Brookins	Clark of	Ickis	Shaff
Brush	Cerro Gordo	Kimberly	Stanley
Carden	Gunderson	Merritt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator MacDonald moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bergman, Senate File No. 99, a bill for an act to amend the law as it appears in chapter two hundred fifty-one-a-one (251-a1) of the Code, 1927, and to amend the law as it appears in section fifty hundred ninety-three-a five (5093-a5) of the Code, 1927, relating to the collection of gasoline license fees and the reports of distributors of gasoline, and to provide for the furnishing of a bond by distributors, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by inserting in line three of the title after the word "appears" the following:

"in section fifty hundred ninety-three a four (5093-a4) and".

Senator Bergman offered the following amendment and moved its adoption:

Amend by striking from line 10, of section 1 the words and figures "fifteen hundred dollars (\$1500)" and inserting in lieu thereof the words and figures, "one thousand dollars (\$1000)".

The amendment was adopted.

Senator Bergman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Christophel	Hager	Patterson
Baird	Clark of	Ickis	Rigby
Beatty	Cerro Gordo	Kent	Rogers
Bennett	Clark of Linn	Klemme	Shane
Benson	Clark of Marion	Lange	Stoddard
Bergman	Clearman	Langfitt	Tabor
Bissell	Cochrane	Leonard	Thompson
Blackford	Cole	Lowe	Topping
Booth	Doran	MacDonald	Ulstad
Brookins	Frailey	McLeland	Wilson of Page
Brush	Gilchrist	Moen	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 6.

Carden	Kimberly	Shaff	Stanley
Gunderson	Merritt		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bergman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF COMMITTEE

Senator Stoddard from the committee on appropriations submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 10, a bill for an act to establish the general fund for the state of Iowa, for the biennium beginning July 1, 1929, and ending June 30, 1931, and to appropriate therefrom for all departments and various divisions thereof, of the state of Iowa, for all purposes provided by law, for the said biennium, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amendments to section 3, (page 5):

1. In line 15, change "2,200.00" to "2,300.00".
2. In line 25, change "1,500.00" to "2,000.00".
3. In line 75, change "2,100.00" to "2,400.00".

Amendments to section 5, (page 9):

1. Strike line 17 and insert the following:

"17 Secretary\$1,800.00"

2. In line 23, change "2,000" to "2,500.00".

Amendments to section 8, (page 12):

1. In line 7, change "90,000.00" to "100,000.00".
2. Add the following between lines 7 and 8:

"Provided that of this amount, not more than \$40,000.00 may be spent by the board for the maintenance and improvement of roads and highways in said parks under the control of said board."

Amendments to section 10, (page 14):

1. In line 12, change "1,900.00" to "2,000.00".
2. After line 18, insert the following:
"18-a Janitor foreman.....\$1,360.00".
3. After line 19, insert the following:
"19-a Guide 1,320.00".

Amendments to section 12, (page 16):

1. After line 22, insert the following:
"22-a Maintenance of state roads at any or all of the state institutions under the board of education \$20,000.00."

Amendments to section 13, (page 18):

1. In line 7, change "2,700.00" to "3,000.00".

Amendments to section 14, (page 19):

1. In line 9, change "2,400.00" to "2,000.00".
2. In line 12, change "1,800.00" to "1,620.00".
3. After line 17, insert the following:
"17-a Assistant Chief Clerk\$1,500.00".

Amendments to section 14-a (page 20):

1. In line 11, change "30,000.00" to "50,000.00".
2. After line 13, insert the following:

"14 For the Great Lakes-St. Lawrence Tidewater Association\$5,000.00

For the improvement of the Missouri and Mississippi Rivers 5,000.00".

"The expenditures under this item and the item next above, to be subject to the direction and approval of the Executive Council; and a detailed statement of said expenditures to be made to said Executive Council."

Amendments to section 15 (page 20):

1. After line 8, insert the following:

"Provided that the total amount of this item provided for the biennium shall be available for the purpose specified July 1, 1929."

2. After line 9, insert the following:

"Provided that the total amount of this item provided for the biennium shall be available for the purpose specified July 1, 1929."

Amendments to section 17, (page 21):

1. In line 7, change "2,700.00" to "3,000.00".

Amendments to section 18, (page 22):

1. In line 7, change "2,700.00" to "3,000.00".

2. Strike line 13 and insert the following:

"13 Topographical and Geographical Mapping and
Traveling Expenses\$5,000.00".

3. After line 9, insert the following:

"10 For publication of reports of Biological Survey including Treatise on Honey Plants of Iowa, all under the direction and management of Prof. L. H. Pammell of Ames\$6,000.00".

Amendments to section 19, (page 23):

1. In line 12, change "1,400.00" to "1,500.00".

Amendments to section 21, (page 24):

1. After line 20, insert the following:

"20-a Epidemiologist\$3,600.00".

2. In line 27, change "2,000.00" to "2,500.00".

3. After line 28, insert the following:

"28-a Traveling expenses for Epidemiologist.....\$1,800.00".

Amendments to section 23, (page 29):

1. In line 10, change "2,500.00" to "6,500.00".

Amendments to section 24, (page 30):

1. In line 17, change "1,000.00" to "1,200.00".

Amendments to section 25, (page 31):

1. Strike line 27, and insert the following:

"27 Departmental traveling expenses.....\$1,000.00".

2. Strike line 28 and insert the following:

"28 Departmental contingent fund.....\$2,500.00".

Amendments to section 26, (page 32):

1. In line 12, change "3,000.00" to "3,600.00".

Amendments to section 28, (page 34):

1. Strike line 14 and insert the following:
 "14 Shipping Clerk\$1,200.00".

Amendments to section 32, (page 39):

1. In line 7, change "9,000.00" to "9,600.00".
2. In line 8, change "2,700.00" to "3,000.00".

Amendments to section 33, (page 40):

1. In line 9, change "800.00" to "1,200.00".
2. After line 14 insert the following:
 "14-a Laboratory equipment and supplies.....\$100.00".

Amendments to section 34, (page 41):

1. After line 23, insert the following:
 "23-a Refunds\$100.00

Amendments to section 35, (page 42):

1. In line 10, change "143,820.00" to "142,020.00".
2. In line 25 strike the word "and", and change the period (.) in line 26 to a comma (,) and insert following the (,) the following:

"Board of education examiners, and any and every agency, activity and undertaking that has a fund for expenses other than traveling expenses."

Amendments to section 37, (page 45):

1. In line 11, change "50,000.00" to "60,000.00".

Amendments to section 38, (page 45):

1. In line 6, change "240.00" to "480.00".

Amendments to section 39, (page 46):

1. In line 9, change "3,000.00" to "3,200.00".
2. In line 11, change "1,920.00" to "2,100.00".
3. In line 18, change "2,400.00" to "2,500.00".
4. In line 21, change "1,500.00" to "1,600.00".
5. In line 22, change "1,500.00" to "1,600.00".
6. In line 41, change "2,000.00" to "2,400.00".
7. After line 53, insert the following:

"VALUATION DEPARTMENT

(See page 83 Budget Report)

"1. Agent	\$3,600.00
2. Agent	2,400.00
3. Stenographer	1,200.00
4. Traveling expenses	3,000.00
5. Miscellaneous expenses	650.00".

Amendments to section 41, (page 49):

1. In line 8, change "2,500.00" to "2,300.00".
2. In line 9, change "1,600.00" to "1,500.00".
3. In line 10, change "1,200.00" to "1,500.00".
4. Strike line 15.

Amendments to section 42, (page 50):

1. Strike line 7 and insert the following:
"7 Judges (8)\$60,000.00."
2. Strike line 9 and insert the following:
"Secretaries (9)\$16,200.00."
3. In line 12, change "375.00" to "750.00".
4. In line 16, change "700.00" to "1,000.00".

Amendments to section 43, (page 51):

1. In line 12, strike the word "Deputy" and insert in lieu thereof the word "Assistant".

Amendments to section 45, (page 54):

1. In line 9 change "1,400.00" to "1,500.00".
2. After line 9, insert the following:
"9-a Assistant Supervisor of Agriculture.....\$1,350.00."
3. In line 12 strike the word "Stenographer" and insert "Stenographers (2)".
4. In line 13, change "300.00" to "450.00".
5. In line 17, change "2,700.00" to "3,500.00".
6. In line 25, change "1,100.00" to "1,200.00".
7. After line 25, insert the following:
"25-a Rehabilitation Assistant\$1,200.00".
8. In line 31, change "16,500.00" to "16,836.45".

Amendments to section 46, (page 56):

- a1. In line 35, change "110,000.00" to "100,000.00".
 1. After line 39 insert the following:
"39-a Play ground equipment.....\$1,500.00".
 2. In line 40, change "10,000.00" to "8,000.00".
 3. In line 41, change "5,000.00" to "2,500.00".
 4. In line 60, change "10,000.00" to "45,000.00".
 5. Strike line 61 and insert the following:
"61. Completion of fourth floor dormitory.....\$10,000.00".
 6. Strike line 62.
 7. Strike line 76.
 8. In line 78, change "25,000.00" to "15,000.00".
 9. Strike lines 79 and 81.

10. In line 83, change "10,000.00" to "5,000.00".
11. Strike line 84.
12. Strike line 99 and insert the following:
"99 New wing to Hope Hall, elevator and equipment....\$50,000.00".
13. In line 110, change "6,000.00" to "4,000.00".
14. Strike line 111.
15. Strike line 131, and insert the following:
"131 Water supply\$95,000.00".
16. Strike lines 134 and 135.
17. Strike lines 150 and 151, and insert the following:
"150 Cottage and Equipment for Children.....\$30,000.00"
18. Strike lines 165 to 169 inclusive and insert in lieu thereof the following:

"(8-a) The Board of Control is hereby authorized to use from the 'Maintaining and Establishing of Industries' Fund, twenty-four thousand six hundred dollars (\$24,600.00), or so much thereof as may be necessary, for change in prison wall, \$10,000.00; new dairy barn, \$10,000.00; new silo, \$600.00; new chicken house, \$2,000.00; and new greenhouse, \$2,000.00."
19. In line 178, change "1,500.00" to "600.00".
20. After line 180, insert the following:
"180-a Completion of Dairy Barn.....\$10,000.00".
21. Strike line 182.
22. In line 201, change "10,000.00" to "2,000.00".
23. After line 218, insert the following:
"218-a Diet Kitchen\$10,000.00".
24. Strike line 245.
25. Strike line 248.
26. In line 249, change "3,000.00" to "1,500.00".
27. Strike line 250.
28. In line 253, change "4,000.00" to "500.00".
29. Strike line 271.
30. After line 290, insert the following:

"(17) For state roads at the state institutions under the board of control for the said biennium, the sum of forty thousand dollars (\$40,000.00), or so much thereof as may be necessary, to be available as required during the biennium, for the following purposes:
 For maintenance and repair of state roads at the various state institutions under the control of said board.....\$40,000.00".
31. After line 181, insert the following:
"182 Cell house, to be paid for from industrial fund..\$150,000.00."

Amendments to section 47, (page 68):

1. Strike from lines 29 and 30 the following:
"Same to be available after July 1, 1930."
2. Strike lines 43-44 and 45.
3. In line 48 insert the word "Station" after the word "Experiment".
4. Strike line 51 and insert the following:

"51	Marketing in Extension Department.....	\$60,000.00
51-a	Research for Poultry Disease Control.....	20,000.00
51-b	Research for Onion Disease Control.....	7,000.00
51-c	Research for Melon Disease Control and Vege- table Crops for Melon District.....	7,000.00
51-d	Research for Sugar Beet Disease Control.....	9,000.00
51-e	Research for Nursery Disease Control.....	7,000.00
51-f	Research for Reduction of Fat in Buttermilk.....	7,000.00
51-g	Research for Standardization of Fat in Butter and Cheese Manufacturing	7,000.00"

5. In line 53, strike the following:
"Available after July 1, 1930".
6. In lines 68 and 69, strike the following:
"Available after July 1, 1930".
7. In line 81, strike the following:
"Available after July 1, 1930".
8. In line 99, strike sub-section (6) and insert the following:
"(6) For the purpose of carrying out the provisions of chapter 199, Code of 1927, for the biennium beginning, July 1, 1929, and ending June 30, 1931, the sum of two million dollars (\$2,000,000.00), or so much thereof as may be necessary, to be expended in the manner and under the authority provided in said chapter."

Amendments to section 52, (page 75):

1. Strike out all of lines 17, 18 and 19 after the figures "1927," and insert a period (.) after "1927".

Amendments to section 54, (page 77):

1. In line 2 strike the words and figures "Six hundred dollars (\$600.00)", and insert "Three hundred dollars (\$300.00)".

Amendments to section 56, (page 78):

1. In line 3 strike the words and figures "One hundred dollars (\$100.00)" and insert the following:
"One hundred fifty dollars (\$150.00)".

Amendments to section 62, (page 79):

1. Strike lines 1 and 2 up to the word "as" in line 2 and insert the following:

"1. The Secretary of State is hereby authorized to appoint and discharge employees, and the Executive Council to fix the salaries thereof,".

B. M. STODDARD, *Chairman.*

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 340 as follows:

1. Strike all of said bill following the enacting clause and substitute in lieu thereof the following:

"Section 1. Whenever it shall appear to the court that a defendant against whom an indictment has been returned, or a county attorney's information filed, or who has been bound over to the grand jury for an indictable offense, is or may be insane, or if a defendant shall rely upon the defense of insanity at the time of trial or at the time of the commission of the offense charged, the court may appoint one or more disinterested, qualified experts, in no case to exceed three (3), to examine the defendant and testify on the trial relative to the insanity of the defendant. Whenever any judge has ordered any expert to make an examination and testify at such a trial, he shall notify counsel for both the prosecution and the defense of the names, and addresses of the expert witnesses so designated by him. On the trial of the case the witnesses so called by the court may be examined by counsel for the prosecution and defense.

"Any expert witness appointed in accordance with the provisions of this section shall be allowed such fee as in the discretion of the judge may seem just and reasonable under the circumstances and having due regard to the value of the services performed. The fees so allowed shall be paid by the county having jurisdiction of the offense charged. Nothing in this section shall preclude either the prosecution or the defendant from offering the evidence of other such expert witnesses on the trial."

2. Also, further amend said bill by striking the title and by substituting in lieu thereof the following:

"A BILL FOR

An Act to provide for the appointment by the court of experts to examine and offer evidence on the trial of persons claiming insanity as a defense to crime or to trial."

E. W. CLARK.

MR. PRESIDENT: I move to amend Senate File No. 417 as follows:

Amend section one (1) by striking the word and figures "twenty (20)" in line twenty-five (25) thereof and inserting in lieu thereof the word and figure "fifteen (15)".

Further amend section one (1) by striking the word and figure "thirty (30)" in line twenty-seven (27) thereof and inserting in lieu thereof the word and figure "twenty-five (25)".

J. O. SHAFF.

MR. PRESIDENT: I move that Section one of the House amendment to House File No. 124 be amended as follows:

By striking the word "regularly" from the fourth line thereof; also after the word "school" in line five by striking the period and inserting in lieu thereof a comma and adding the following: "providing, however, such operators shall have first secured written permission from the Board of Directors of the school district in which such service is performed."

CHAS. D. BOOTH, *Chairman.*

REPORT OF COMMITTEE

March 19, 1929.

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 269, a bill for an act to repeal the law as it appears in section twenty hundred twelve (2012) and section twenty hundred thirteen (2013) of the Code, 1927, and to enact a substitute therefor providing for the disposal of conveyances seized when used in the illegal transportation of intoxicating liquor, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting immediately following line four (4) of said bill the following: "2012. On the hearing the court shall determine whether any claim or lien shall be allowed. If allowed, he shall enter an order fixing therein the amount and priority of all such claims or liens allowed, and shall enter such further order for the protection of the claimants or lienholders as the evidence may warrant."

Amend also by inserting at the beginning of line five (5) of said bill the following: "2013."

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Senator Shane moved that the Senate adjourn until 9:30 a. m. Saturday.

Senator Gunderson moved to amend by making the time 9:00 a. m.

The amendment was adopted, the motion prevailed, and the Senate adjourned until 9:00 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 23, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. G. W. Williams, pastor of St. Paul A. M. E. church, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Clark of Cerro Gordo for the day, on request of Senator Gunderson; Senator Clark of Linn for the day, on request of Senator Rogers; Senator Booth for the day, on request of Senator Blackford; all other absent senators for the day, on request of Senator Gilchrist.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Bennett, from the Grand View Local No. 739 of F. E. and C. U. of A., Iowa division, opposing the veterinary bill, House File No. 114. Public health.

BILLS APPROVED BY THE GOVERNOR

The following communication was received from the Governor stating that he had, on March 22, 1929, approved of the following bills:

Senate File No. 288, an act providing for the appointment of a board of trustees in special charter cities having a population of less than 25,000 and prescribing their powers and duties.

Senate File No. 255, an act to amend the law as it appears in section 1477, chapter 72 of the Code, 1927, relating to security for the payment of workmen's compensation.

Also that he had on March 21, 1929, approved of the following bills:

Senate File No. 39, an act to legalize an election held by the voters of Lyon county.

Senate File No. 284, concerning the licensing of aircraft and airmen, the establishment of air traffic rules, and to make uniform the law with reference thereto.

INTRODUCTION OF BILLS

Senate File No. 463, by committee on cities and towns, a bill for an act to amend section sixty-one hundred ninety-a thirteen (6190-a13), Code, 1927, relating to the extension of water mains, and extending the provisions of chapter three hundred fourteen-a one (314-a1), Code, 1927, to certain cities acting under city manager plan and to cities acting under special charter.

Read first and second times.

By unanimous consent on request of Senator Lange, the rules were suspended and Senate File No. 463 was placed on the calendar.

Senate File No. 464, by committee on cities and towns, a bill for an act to amend the law as it appears in section six thousand and twenty (6020) of the Code of 1927, relating to special assessments and the exemption therefrom of the homesteads of soldiers, sailors and their widows.

Read first and second times and referred to sifting committee.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 211, a bill for an act to make appropriation to August Klein for damages suffered to crops by a change in culvert by the Iowa State Highway Commission, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 425, a bill for an act to make appropriation to E. L. Riemschneider for the sum of six dollars (\$6.00) and to the Sunny

Side School District for the sum of fourteen and 50/100 dollars (\$14.50), begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 309, a bill for an act to make an appropriation to compensate Kai Sommer for injury resulting from a collision with a tractor driven by an employee of the Iowa State Highway Commission on or about November 5, 1928, on primary highway No. 61, at or near Key West, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 444, a bill for an act to make an appropriation to Judge Edgar A. Morling as compensation for services from January 1, 1927, to March 1, 1929, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 459, a bill for an act to make an appropriation to the Mutual Old Line Insurance Company of Des Moines, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 308, a bill for an act to make appropriation to Mrs. John Laskewitz for one hundred seventy-two and 31/100 dollars (\$172.31) and G. V. Lyon for forty-one and 45/100 dollars (\$41.45), begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 442, a bill for an act to make an appropriation to the Grant Central Lutheran church of Iowa Falls, Iowa, for damage to the church building caused by construction work on Project P-538, Franklin County, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 430, a bill for an act to make appropriation to Polk County, Iowa, for special assessment for oiling of Dean Avenue, City of Des Moines, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 407, a bill for an act to legalize any and all tax levies heretofore made and collected by any municipality under and pursuant to the provisions of law.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 358, a bill for an act to legalize and make permanent the transfer of money from certain funds to other funds by the Board of Supervisors of Keokuk County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 360, a bill for an act to provide for the improvement of the primary road system of the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 207, a bill for an act relating to the practice of accountancy.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 301, a bill for an act relating to the time that changes in subdistrict boundaries, and when new school township organizations, shall become effective.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 342, a bill for an act relating to jurisdiction of district judges.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 340, a bill for an act to relinquish and quit-claim any claim of right, title or interest of the state of Iowa in or to certain real estate situated in the city of Muscatine, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 325, a bill for an act to make an appropriation to Gerald L. Bolen to compensate him for injuries received while an employee of the Iowa State Highway Commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 270, a bill for an act relating to the assessment of benefits and the apportionment of the costs and expenses against highways which extend into or through levy or drainage districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 359, a bill for an act relating to General powers of Railroad Corporations.

Also: That the House has concurred in Senate amendments in which the concurrence of the House was asked:

House File No. 159, a bill for an act relating to the legalization of certain tax sale proceedings.

A. C. GUSTAFSON, *Chief Clerk.*

S. F. NO. 10 MADE SPECIAL ORDER

Senator Stoddard asked unanimous consent to make Senate File No. 10 special order for 1:30 p. m., Monday.

Senator Brookins raised the point of order that this request was out of order only as to making a special order, as on page

856 of the Senate journal all pending motions were tabled which included one referring to Senate File No. 10.

The President held the point of order not well taken but held that it took a two-thirds vote to suspend the rules and make a special order.

Senator Stoddard moved that the rules be suspended and that Senate File No. 10 be made a special order for 1:30 p. m., Monday, March 25th.

The motion prevailed.

Senator Bergman called up for consideration the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION NO. 7

House concurrent resolution memorializing the President of the United States and the Congress to increase federal aid for road construction.

Whereas, The development of our state has made it increasingly apparent that the people of the state must have good roads, and

Whereas, The people of the State of Iowa at the last general election expressed themselves overwhelmingly in favor of an enlarged road construction program, and

Whereas, The road building program as outlined and contemplated in this state involves the improvement of many roads of an interstate nature, thus making the cooperation and assistance of the federal government a matter of vital importance, and

Whereas, The Congress of the United States has for many years been appropriating federal aid for road construction at the rate of seventy-five million dollars (\$75,000,000.00) per year, and

Whereas, In view of the rapidly increasing traffic on the interstate highways within this state, it is apparent that the building of roads in this state must be speeded up in order to adequately meet the needs of such interstate traffic now, therefore,

Be It Resolved by the House of Representatives of the General Assembly of Iowa, the Senate concurring, That we hereby recommend to the President of the United States and to the Congress, that at the coming special session of Congress the annual federal aid road appropriation be increased from seventy-five million dollars (\$75,000,000) per year to not less than one hundred million dollars (\$100,000,000) per year.

Be It Further Resolved, That on the passage of this resolution the Chief Clerk of the House shall certify a copy hereof to the President of the United States, to the President of the Senate, to the Speaker of the House

of Representatives of the Congress of the United States, to the Chairman of the Committee on Roads of the Senate and to the Chairman of the Committee on Roads of the House of Representatives.

By unanimous consent, on request of Senator Bergman, the resolution was amended by adding the following: "and to each state legislature now in session."

The resolution was adopted.

The journal of March 22d was corrected and approved.

S. F. NO. 380 WITHDRAWN

By unanimous consent, on request of Senator Bergman, Senate File No. 380, relating to correctional institutions at Clive, Iowa, was withdrawn from further consideration.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following report:

March 19, 1929.

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 294, a bill for an act to transfer the Capitol Extension Fund to the General Fund of the State Treasury, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following report:

March 16, 1929.

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 161, a bill for an act to repeal sections ten-thousand seven-hundred eighty-six-a-one (10786-a1) and ten-thousand eight-hundred six-a-one (10806-a1), Code, 1927, relating to the filing and auditing of expense vouchers of district judges and the issuance of warrants therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Lowe, House File No. 335, a bill for an act to make permanent the temporary transfer of money from

the bond interest fund to the general county fund of Clarke county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lowe moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Bennett	Cochrane	Lange	Rogers
Benson	Cole	Langfitt	Shane
Bissell	Doran	Leonard	Stoddard
Blackford	Frailey	Lowe	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Kent	Moen	Ulstad
Clearman	Klemme		

Nays, none.

Absent or not voting, 30.

Anderson	Carden	Hager	Rigby
Baird	Clark of	Ickis	Shaff
Beatty	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Merritt	Wilson of Page
Booth	Clark of Marion	Patterson	Wilson of Polk
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Lowe, Senate File No. 229, a bill for an act legalizing certain warrants of the incorporated town of Carlisle, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lowe moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Cochrane	Klemme	Rogers
Benson	Cole	Lange	Shane
Bissell	Doran	Langfitt	Stoddard
Blackford	Frailey	Leonard	Tabor
Brookins	Gilchrist	Lowe	Thompson
Carroll	Gunderson	MacDonald	Topping
Christophel	Hager	McLeland	Ulstad
Clearman	Kent	Moen	

Nays, none.

Absent or not voting, 19.

Anderson	Brush	Clark of Marion	Rigby
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kimberly	Stanley
Bergman	Cerro Gordo	Merritt	Wilson of Page
Booth	Clark of Linn	Patterson	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lowe moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, House File No. 190, a bill for an act to legalize a bond issue in the sum of five thousand dollars voted by the town of Dike, Iowa, for the purpose of building, erecting and equipping a memorial building in Dike, Iowa, in conjunction with the county, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rogers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Bennett	Cochrane	Klemme	Rogers
Benson	Cole	Lange	Shane
Bergman	Doran	Langfitt	Stanley
Bissell	Frailey	Leonard	Stoddard
Blackford	Gilchrist	Lowe	Tabor
Brookins	Gunderson	MacDonald	Thompson
Carroll	Hager	McLeland	Topping
Christopher	Kent	Moen	Wilson of Polk
Clearman			

Nays, none.

Absent or not voting, 18.

Anderson	Carden	Ickis	Shaff
Baird	Clark of	Kimberly	Stanley
Beatty	Cerro Gordo	Merritt	Ulstad
Booth	Clark of Linn	Patterson	Wilson of Page
Brush	Clark of Marion	Rigby	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, House File No. 186, a bill for an act amending sections fifty-one hundred seventy-seven (5177), and ten thousand one hundred fifteen (10115), of the Code, 1927, relating to marginal assignments or releases of mortgages, contracts or other instruments constituting encumbrances on real estate, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking the word "ten" in line four of section 1 and inserting in lieu thereof the words and figures "twenty-five (25)".

The bill was read for information.

Senator Rogers moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Clearman	Hager	McLeland
Benson	Cochrane	Kent	Moen
Bissell	Cole	Klemme	Rogers
Blackford	Doran	Lange	Shane
Brookins	Frailey	Langfitt	Thompson
Carroll	Gilchrist	Leonard	Topping
Christophel	Gunderson	Lowe	

Nays, 3.

MacDonald	Stoddard	Tabor
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Absent or not voting, 20.

Anderson	Carden	Ickis	Shaff
Baird	Clark of	Kimberly	Stanley
Beatty	Cerro Gordo	Merritt	Ulstad
Bergman	Clark of Linn	Patterson	Wilson of Page
Booth	Clark of Marion	Rigby	Wilson of Polk
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Rogers, Senate File No. 193 was withdrawn from further consideration.

On motion of Senator Topping the rules were suspended and House File No. 359, a bill for an act to amend chapter three hundred seventy (370), Code of Iowa, 1927, relating to general powers of railway corporations, by adding thereto section seven thousand nine hundred forty-five c 1 (7945-c1) authorizing railroad corporations to engage in the business of transporting persons and property for hire upon the public highways, and to own capital stock and securities of corporations organized for or engaged in such transportation, was taken up, considered, it having been substituted for Senate File No. 267, a companion bill.

The bill was read for information.

Senator Topping moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Bennett	Doran	Langfitt	Shane
Benson	Frailey	Leonard	Stoddard
Bissell	Gilchrist	Lowe	Tabor
Blackford	Gunderson	MacDonald	Thompson
Carroll	Hager	McLeland	Topping
Clearman	Kent	Moen	Ulstad
Cochrane	Klemme	Rogers	Wilson of Polk
Cole	Lange		

Nays, none.

Absent or not voting, 20.

Anderson	Brush	Clark of Linn	Patterson
Baird	Carden	Clark of Marion	Rigby
Beatty	Christophel	Ickis	Shaff
Bergman	Clark of	Kimberly	Stanley
Booth	Cerro Gordo	Merritt	Wilson of Page
Brookins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Topping moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Topping, Senate File No. 267 was withdrawn from further consideration.

On motion of Senator Topping, Senate File No. 266, a bill for an act to amend section five thousand six hundred and sixty-three

(5663), Code, 1927, relating to city and town councils, and to authorize the providing of uniforms and equipment for members of police and fire departments, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking out the last two lines of section 1 and inserting in lieu thereof the following:

"17. Uniforms. Cities under the commission form of government having a population of less than thirty thousand (30,000) shall have the right to provide uniforms and suitable equipment for the use of members of the fire and police department."

Further amend by adding thereto as section 2 the following:

"Sec. 2. This act shall also apply to cities acting under special charter regardless of population."

Amend the title by striking out lines 3 and 4 and inserting in lieu thereof the following:

"And to authorize cities under the commission plan of government having a population of thirty thousand (30,000) and less, and cities acting under special charter, regardless of population, to provide uniforms and equipment for members of police and fire departments."

The bill was read for information.

Senator Topping moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Cole	Klemme	Moen
Benson	Doran	Lange	Rogers
Bissell	Frailey	Langfitt	Shane
Blackford	Gilchrist	Leonard	Tabor
Carroll	Gunderson	Lowe	Thompson
Clearman	Hager	MacDonald	Topping
Cochrane	Kent	McLeland	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Clark of Marion	Shaff
Baird	Carden	Ickis	Stanley
Beatty	Christophel	Kimberly	Stoddard
Bergman	Clark of	Merritt	Wilson of Page
Booth	Cerro Gordo	Patterson	Wilson of Polk
Brookins	Clark of Linn	Rigby	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Topping moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, Senate File No. 351, a bill for an act to authorize the expenditure and investment of tax funds raised for the erection and maintenance of memorial buildings and monuments when such funds have remained unexpended for a period of five (5) years or more, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

"Amend section one (1) by striking the word "or" in line nine (9) thereof, and inserting in lieu thereof the word "of".

The bill was read for information.

Senator Rogers moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Bennett	Cole	Lange	Rogers
Benson	Doran	Langfitt	Shane
Bissell	Frailey	Leonard	Stoddard
Blackford	Gilchrist	Lowe	Tabor
Carroll	Gunderson	MacDonald	Thompson
Christophel	Hager	McLeland	Topping
Clearman	Kent	Moen	Ulstad
Cochrane	Klemme		

Nays, none.

Absent or not voting, 20.

Anderson	Brush	Clark of Marion	Rigby
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kimberly	Stanley
Bergman	Cerro Gordo	Merritt	Wilson of Page
Booth	Clark of Linn	Patterson	Wilson of Polk
Brookins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bennett, Senate File No. 89, a bill for an act to amend the law as it appears in section thirteen thousand three hundred seven (13307) of the Code, 1927, relating to falsely assuming to be and impersonating officers, so as to extend the provisions thereof to include state agents and peace officers, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by adding after the word "Justice" in line 6 of section one (1) the following, "game warden or his deputies".

Senator Bennett moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Bennett	Cole	Lange	Rogers
Benson	Doran	Langfitt	Shane
Bissell	Frailey	Leonard	Stoddard
Blackford	Gilchrist	Lowe	Tabor
Carroll	Gunderson	MacDonald	Thompson
Christophel	Hager	McLeland	Topping
Clearman	Kent	Moen	Ulstad
Cochrane	Klemme	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Anderson	Brookins	Clark of Linn	Patterson
Baird	Brush	Clark of Marion	Shaff
Beatty	Carden	Ickis	Stanley
Bergman	Clark of	Kimberly	Wilson of Page
Booth	Cerro Gordo	Merritt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Carroll, House File No. 221, a bill for an act to authorize the issuance of a patent to certain lands in Ap-

panoose county, Iowa, was taken up and considered, it having been substituted for Senate File No. 208, a companion bill.

The bill was read for information.

Senator Carroll moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Bennett	Cole	Lange	Shane
Benson	Doran	Langfitt	Stoddard
Bissell	Frailey	Lowe	Tabor
Blackford	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	Moen	Topping
Christophel	Hager	Rigby	Ulstad
Clearman	Kent	Rogers	Wilson of Polk
Cochrane	Klemme		

Nays, none.

Absent or not voting, 20.

Anderson	Brush	Clark of Marion	Merritt
Baird	Carden	Ickis	Patterson
Beatty	Clark of	Kimberly	Shaff
Bergman	Cerro Gordo	Leonard	Stanley
Booth	Clark of Linn	McLeland	Wilson of Page
Brookins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carroll moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Carroll, Senate File No. 208 was withdrawn from further consideration.

On motion of Senator Benson, Senate File No. 153, a bill for an act to amend the law as it appears in chapter one hundred twenty-nine (129) of the Code of Iowa, 1927, relating to the eradication of bovine tuberculosis, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend the title by striking the same and substituting in lieu thereof the following:

"An act to amend the law as it appears in section twenty-six hundred ninety (2690) of the Code of Iowa, 1927, relating to the eradication of bovine tuberculosis and to provide for the regulation of the importation into this state of cattle whether or not they have been tested for such disease, as provided in chapter one hundred twenty-nine (129) of the Code, 1927, as amended."

That the bill be further amended by adding the following:

"Sec. 2. The law as it appears in section twenty-six hundred ninety (2690) of the Code of Iowa, 1927, is hereby amended by striking from lines three (3) and four (4) thereof the following:

'enrolled under the county area plan'."

Senator Benson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Cole	Klemme	Shane
Benson	Doran	Lange	Stoddard
Bissell	Frailey	Langfitt	Tabor
Blackford	Gilchrist	Leonard	Thompson
Christophel	Gunderson	Lowe	Topping
Clearman	Hager	Moen	Ulstad
Cochrane	Kent	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Clark of Marion	Patterson
Baird	Carden	Ickis	Rogers
Beatty	Carroll	Kimberly	Shaff
Bergman	Clark of	MacDonald	Stanley
Booth	Cerro Gordo	McLeland	Wilson of Page
Brookins	Clark of Linn	Merritt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, Senate File No. 290, a bill for an act to amend chapter ninety-three (93), Code, 1927, as to transfer the powers and duties therein specified, from the secretary of state to the board of control of state institutions, said chapter relating to organizations which solicit public donations,

with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Doran	Langfitt	Shane
Benson	Frailey	Leonard	Stoddard
Bissell	Gilchrist	Lowe	Tabor
Blackford	Gunderson	MacDonald	Thompson
Christophel	Hager	McLeland	Topping
Clearman	Kent	Moen	Ulstad
Cochrane	Klemme	Rigby	Wilson of Polk
Cole	Lange	Rogers	

Nays, none.

Absent or not voting, 19.

Anderson	Brush	Clark of Linn	Patterson
Baird	Carden	Clark of Marion	Shaff
Beatty	Carroll	Ickis	Stanley
Bergman	Clark of	Kimberly	Wilson of Page
Booth	Cerro Gordo	Merritt	
Brookins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Christophel, House File No. 154, a bill for an act to amend section thirty-one hundred fifteen (3115) of the Code, 1927, relating to the requirements for labeling mineral mixtures, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Christophel moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Bennett	Doran	Langfitt	Rogers
Benson	Frailey	Leonard	Shane
Bissell	Gilchrist	Lowe	Stoddard
Blackford	Gunderson	MacDonald	Tabor
Christophel	Hager	McLeland	Thompson
Clearman	Kent	Moen	Ulstad
Cochrane	Klemme	Rigby	Wilson of Polk
Cole	Lange		

Nays, none.

Absent or not voting, 20.

Anderson	Brush	Clark of Linn	Patterson
Baird	Carden	Clark of Marion	Shaff
Beatty	Carroll	Ickis	Stanley
Bergman	Clark of	Kimberly	Topping
Booth	Cerro Gordo	Merritt	Wilson of Page
Brookins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Christophel moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Christophel, House File No. 155, a bill for an act to amend section thirty-one hundred thirteen (3113) of the Code, 1927, relating to definitions and rules of construction for commercial feeds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Christophel moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 29.

Bennett	Frailey	Langfitt	Shane
Benson	Gilchrist	Leonard	Stoddard
Bissell	Gunderson	Lowe	Tabor
Blackford	Hager	McLeland	Thompson
Christophel	Kent	Moen	Topping
Cochrane	Klemme	Rigby	Ulstad
Cole	Lange	Rogers	Wilson of Polk
Doran			

Nays, none.

Absent or not voting, 21.

Anderson	Brush	Clark of Marion	Merritt
Baird	Carden	Clearman	Patterson
Beatty	Carroll	Ickis	Shaff
Bergman	Clark of	Kimberly	Stanley
Booth	Cerro Gordo	MacDonald	Wilson of Page
Brookins	Clark of Linn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Christophel moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Doran, Senate File No. 145, a bill for an act to amend section four thousand eight hundred sixty-nine (4869), Code, 1927, relating to registration of motor vehicles, to provide and declare the conditions under which registration may be made, to provide for the cancellation of such registration, to provide for motor vehicle liabilities policies and bonds, to provide the conditions of such policies and bonds and to fix and declare a penalty for a violation of the provisions of this act, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

By inserting a comma after the word "liabilities" and before the word "policies" in line six (6) of the title.

By unanimous consent, on request of Senator Doran, action was deferred.

On motion of Senator Bennett, Senate File No. 269, a bill for an act to repeal the law as it appears in section twenty hundred twelve (2012) and section twenty hundred thirteen (2013) of the Code, 1927, and to enact a substitute therefor providing for the disposal of conveyances seized when used in the illegal transportation of intoxicating liquor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Insert immediately following line four (4) of said bill the following: "2012. On the hearing the court shall determine whether any claim or lien shall be allowed. If allowed, he shall enter an order fixing therein

the amount and priority of all such claims or liens allowed, and shall enter such further order for the protection of the claimants of lienholders as the evidence may warrant."

Also by inserting at the beginning of line five (5) of said bill the following: "2013".

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Cole	Lange	Rogers
Benson	Doran	Langfitt	Shane
Bissell	Frailey	Leonard	Stoddard
Blackford	Gilchrist	Lowe	Tabor
Brookins	Gunderson	MacDonald	Thompson
Christophel	Hager	McLeland	Topping
Clearman	Kent	Moen	Ulstad
Cochrane	Klemme	Rigby	

Nays, none.

Absent or not voting, 19.

Anderson	Brush	Clark of Linn	Patterson
Baird	Carden	Clark of Marion	Shaff
Beatty	Carroll	Ickis	Stanley
Bergman	Clark of	Kimberly	Wilson of Page
Booth	Cerro Gordo	Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rigby, Senate File No. 451, a bill for an act to authorize the state board of conservation, subject to the approval of the executive council, to re-construct and re-establish Rice Lake located in Winnebago and Worth counties, a committee bill, was taken up and considered.

The bill was read for information.

Senator Rigby moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Cole	Lange	Rogers
Benson	Doran	Langfitt	Shane
Bissell	Frailey	Leonard	Stoddard
Blackford	Gilchrist	Lowe	Tabor
Brookins	Gunderson	MacDonald	Thompson
Christophel	Hager	McLeland	Topping
Clearman	Kent	Moen	Ulstad
Cochrane	Klemme	Rigby	

Nays, none.

Absent or not voting, 19.

Anderson	Brush	Clark of Linn	Patterson
Baird	Carden	Clark of Marion	Shaff
Beatty	Carroll	Ickis	Stanley
Bergman	Clark of	Kimberly	Wilson of Page
Booth	Cerro Gordo	Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigby moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 463, a bill for an act to amend section sixty-one hundred ninety-a thirteen (6190-a13), Code, 1927, relating to the extension of water mains, and extending the provisions of chapter three hundred fourteen-A one (314-A1), Code, 1927, to certain cities acting under city manager plan and to cities acting under special charter, was taken up and considered, it being a committee bill offered in place of Senate File No. 381, a bill of same substance which was lost after it had been favorably considered by the committee.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

Senator Lange invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Blackford	Clearman	Gilchrist
Benson	Brookins	Cochrane	Gunderson
Bissell	Christophel	Frailey	Hager

Kent	Lowe	Rogers	Thompson
Klemme	McLeland	Shane	Topping
Lange	Moen	Stoddard	Ulstad
Langfitt	Rigby	Tabor	

Nays, 3.

Cole	Doran	MacDonald
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Absent or not voting, 20.

Anderson	Carden	Clark of Marion	Patterson
Baird	Carroll	Ickis	Shaff
Beatty	Clark of	Kimberly	Stanley
Bergman	Cerro Gordo	Leonard	Wilson of Page
Booth	Clark of Linn	Merritt	Wilson of Polk
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Hager, Senate File No. 396, a bill for an act to legalize the proceedings of the board of supervisors of Allamakee County, Iowa, in transferring to the county general fund certain moneys from divers other funds, and to relieve said county and its board of supervisors from the obligation to return said moneys to the funds from which they were transferred, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Hager moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Bennett	Cole	Klemme	Rigby
Benson	Doran	Lange	Rogers
Bissell	Frailey	Langfitt	Shane
Blackford	Gilchrist	Lowe	Tabor
Brookins	Gunderson	MacDonald	Thompson
Christophel	Hager	McLeland	Topping
Clearman	Kent	Merritt	Ulstad
Cochrane			

Nays, none.

Absent or not voting, 21.

Anderson	Carden	Ickis	Shaff
Baird	Carroll	Kimberly	Stanley
Beatty	Clark of	Leonard	Stoddard
Bergman	Cerro Gordo	Moen	Wilson of Page
Booth	Clark of Linn	Patterson	Wilson of Polk
Brush	Clark of Marion		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hager moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Thompson, House File No. 258, a bill for an act to appropriate sufficient funds to pay the maintenance tax against state lands in drainage district No. 13, located in Muscatine and Louisa counties, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Thompson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Cochrane	Langfitt	Rogers
Benson	Doran	Leonard	Shane
Bissell	Frailey	Lowe	Stoddard
Blackford	Gilchrist	MacDonald	Tabor
Brookins	Gunderson	McLeland	Thompson
Christophel	Hager	Moen	Topping
Clearman	Lange	Rigby	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Cole	Patterson
Baird	Carroll	Ickis	Shaff
Beatty	Clark of	Kent	Stanley
Bergman	Cerro Gordo	Kimberly	Wilson of Page
Booth	Clark of Linn	Klemme	Wilson of Polk
Brush	Clark of Marion	Merritt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Thompson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Thompson, Senate File No. 213 was withdrawn from further consideration.

On motion of Senator Moen, House File No. 330, a bill for an act to legalize the corporate acts and transactions of The Sheldon Armory Company of Sheldon, Iowa, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Cochrane	Lange	Rogers
Benson	Cole	Langfitt	Shane
Bissell	Doran	Leonard	Stoddard
Blackford	Frailey	Lowe	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 19.

Anderson	Brush	Clark of Marion	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kent	Stanley
Bergman	Cerro Gordo	Kimberly	Wilson of Page
Booth	Clark of Linn	Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Gilchrist, Senate File No. 225, a bill for an act to legalize Ordinance No. 69 of the incorporated town of Rolfe, Iowa, and the franchise therein granted and all proceedings had thereunder, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 5 by striking the words "Des Moines Register" in line 3 and inserting the words "Laurens Sun"; also amend by striking the word "Des Moines" in line 4 thereof and inserting the word "Laurens", also striking the word "daily" from line 3.

The amendment was adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Cole	Lange	Rogers
Benson	Doran	Langfitt	Shane
Bissell	Frailey	Lowe	Stoddard
Brookins	Gilchrist	MacDonald	Tabor
Christophel	Gunderson	McLeland	Thompson
Clearman	Hager	Moen	Topping
Cochrane	Klemme	Rigy	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Clark of Marion	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Carroll	Kent	Stanley
Bergman	Clark of	Kimberly	Wilson of Page
Blackford	Cerro Gordo	Leonard	Wilson of Polk
Booth	Clark of Linn	Merritt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Thompson, Senate File No. 317, a bill for an act to amend the law as it appears in section ten thousand seven hundred one (10701), of the Code, 1927, relating to the payment of costs of bond, given by superior judge when acting as clerk, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted:

The following committee amendment was adopted:

Amend by striking therefrom the words "when the bond provided for in this section is given, the cost thereof shall be paid by the city" and inserting in lieu thereof the following: "when the bond given under the

provisions of this section is executed by a surety company authorized to write such bonds in the state of Iowa, the cost thereof shall be paid by the city".

The bill was read for information.

Senator Thompson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Bennett	Cocrane	Lange	Shane
Benson	Cole	Langfitt	Stoddard
Bissell	Doran	Leonard	Tabor
Blackford	Frailey	Lowe	Thompson
Brookins	Gilchrist	McLeland	Topping
Carroll	Gunderson	Rigby	Ulstad
Christophel	Hager	Rogers	
Clearman	Klemme		

Nays, none.

Absent or not voting, 21.

Anderson	Carden	Kent	Patterson
Baird	Clark of	Kimberly	Shaff
Beatty	Cerro Gordo	MacDonald	Stanley
Bergman	Clark of Linn	Merritt	Wilson of Page
Booth	Clark of Marion	Moen	Wilson of Polk
Brush	Ickis		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Thompson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bennett, Senate File No. 256, a bill for an act to amend section fourteen hundred sixty (1460) of the Code, 1927, and to enact a substitute therefor, relative to the place of hearing of petitions for review before the industrial commissioner, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend section 1 by striking the period at the end thereof and inserting a comma and adding the following:

"provided, however, with the approval of the Industrial Commissioner the parties interested may agree upon another place of hearing."

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clearman	Klemme	Moen
Benson	Cochrane	Lange	Rigby
Bissell	Cole	Langfitt	Rogers
Blackford	Doran	Leonard	Tabor
Brookins	Frailey	Lowe	Thompson
Carroll	Gunderson	MacDonald	Topping
Christophel	Hager	McLeland	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Ickis	Shane
Baird	Clark of	Kent	Stanley
Beatty	Cerro Gordo	Kimberly	Stoddard
Bergman	Clark of Linn	Merritt	Wilson of Page
Booth	Clark of Marion	Patterson	Wilson of Polk
Brush	Gilchrist	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Bennett, the word "the" as it last appears in line 6 was stricken.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, Senate File No. 419, a bill for an act to amend section five hundred forty-eight (548), to repeal sections five hundred forty-nine (549) and five hundred fifty-five (555), and to repeal section five hundred fifty-six (556), and to enact a substitute therefor, all of the Code, 1927, and all relating to the certification of the names of candidates and to the order in which the names of such candidates are arranged on primary election ballots, a committee bill, was taken up and considered.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Cochrane	Lange	Rogers
Benson	Cole	Langfitt	Stoddard
Bissell	Doran	Leonard	Tabor
Blackford	Frailey	Lowe	Thompson
Brookins	Gilchrist	MacDonald	Topping
Carroll	Gunderson	McLeland	Ulstad
Christophel	Hager	Moen	Wilson of Polk
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 19.

Anderson	Brush	Clark of Marion	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kent	Shane
Bergman	Cerro Gordo	Kimberly	Stanley
Booth	Clark of Linn	Merritt	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Christophel, the Secretary was instructed to make correction to Senate File No. 134 by striking the word "Legislature" from the enacting clause and inserting in lieu thereof the words "General Assembly".

On motion of Senator Ulstad, House File No. 196, a bill for an act to legalize the proceedings of The Jewell Farmers Elevator Company, Jewell, Iowa; with respect to the renewal of their articles of incorporation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Ulstad moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Brookins	Cochrane	Gilchrist
Benson	Carroll	Cole	Gunderson
Bissell	Christophel	Doran	Hager
Blackford	Clearman	Frailey	Klemme

Lange	MacDonald	Rogers	Topping
Langfitt	McLeland	Stoddard	Ulstad
Leonard	Moen	Tabor	Wilson of Polk
Lowe	Rigby	Thompson	

Nays, none.

Absent or not voting, 19.

Anderson	Brush	Clark of Marion	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kent	Shane
Bergman	Cerro Gordo	Kimberly	Stanley
Booth	Clark of Linn	Merritt	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Ulstad moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 441, a bill for an act to amend section seven thousand five hundred fifty-nine (7559) of the Code, 1927, relating to repairs of drainage improvements, a committee bill, was taken up, and considered.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Cochrane	Lange	Rogers
Benson	Cole	Langfitt	Stoddard
Bissell	Doran	Leonard	Tabor
Blackford	Frailey	Lowe	Thompson
Brookins	Gilchrist	MacDonald	Topping
Carroll	Gunderson	McLeland	Ulstad
Christophel	Hager	Moen	Wilson of Polk
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 19.

Anderson	Brush	Clark of Marion	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kent	Shane
Bergman	Cerro Gordo	Kimberly	Stanley
Booth	Clark of Linn	Merritt	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist the Senate adjourned until 1:30 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

INTRODUCTION OF BILLS

Senate File No. 465, by committee on appropriations, a bill for an act to repeal sections thirty-three hundred eighty-eight (3388), thirty-four hundred three (3403), thirty-four hundred eighty-six (3486), thirty-six hundred eighty-seven (3687), and thirty-seven hundred seven (3707), to amend sections thirty-three hundred seventy-three (3373), thirty-four hundred sixty-six (3466), thirty-seven hundred twenty-four (3724), and thirty-seven hundred forty-one (3741), all of the Code, 1927, and to fix the annual salaries of the superintendents, wardens, and commandant of the various institutions under the control of the board of state institutions.

Read first and second times and placed on the calendar.

HOUSE MESSAGES CONSIDERED

House File No. 207, a bill for an act to repeal the law as it appears in chapter ninety-one (91) title V of the Code, 1927, and to enact a substitute therefor relating to the practice of accountancy; to establish a board of Accountancy and to provide for the examination, registration and licensing of practitioners of accountance; to provide rules and regulations concerning the practice thereof and to provide penalties for violation thereof.

Read first and second times and referred to sifting committee.

House File No. 301, a bill for an act to amend the law as it appears in sections forty-one hundred twenty-nine (4129), forty-one hundred thirty (4130), and forty-one hundred fifty-one (4151) of the Code, 1927, relating to the time that changes in subdistrict

boundaries, and when new school township organizations, shall become effective.

Read first and second times and referred to sifting committee.

House File No. 342, a bill for an act to amend section ten thousand seven hundred ninety-four (10794), Code of Iowa, 1927, relating to jurisdiction of district judges.

Read first and second times and referred to sifting committee.

House File No. 340, a bill for an act to relinquish and quit-claim any claim of right, title or interest of the state of Iowa in or to certain real estate situated in the city of Muscatine, Iowa, known as Muscatine Slough, to the city of Muscatine, Iowa.

Read first and second times and referred to sifting committee.

House File No. 325, a bill for an act to make an appropriation to Gerald L. Bolen to compensate him for injuries received while an employee and working under the direction of the Iowa State Highway Commission on or about June 14, 1923, on federal highway No. 30, about four miles east of State Center, Iowa.

Read first and second times and referred to committee on appropriations.

House File No. 270, a bill for an act to amend section seventy-four hundred seventy (7470) as it appears in the Code of 1927 relating to the assessment of benefits and the apportionment of the costs and expenses against highways which extend into or through levee or drainage districts.

Read first and second times and referred to sifting committee.

House File No. 360, a bill for an act to provide for the improvement of the primary road system of this state; to create a primary road sinking fund; to authorize the issuance, sale, application and form of warrants of indebtedness to anticipate the primary road sinking fund; to provide for the payment of said warrants and interest thereon; to define the powers and duties of the executive council and the treasurer of state in relation thereto and to repeal any laws inconsistent or in conflict with the act, and authorizing banks and trust companies to invest funds in primary road sinking fund warrants and to amend the law as it appears in section eighty-seven hundred thirty-seven (8737) of the Code,

1927, so as to permit insurance companies and associations to invest certain funds in anticipatory warrants.

Read first and second times and referred to sifting committee.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 146, a bill for an act legalizing a certain deed conveying to Maria S. Orwig certain real estate in the City of Des Moines, Polk County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 376, a bill for an act to legalize a transfer of funds by Appanoose County, Iowa, from the insane fund to the court expense fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 209, a bill for an act relating to the compensation of assessors and deputies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 480, a bill for an act relating to the sale by the sheriff of mortgaged real property under special execution.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 246, a bill for an act to authorize governing boards of cemeteries to reinvest themselves with title to part of the unused portions of abandoned cemetery lots, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 383, a bill for an act relating to levies by cities, acting under the commission form of government and to the limitation on such levies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 410, a bill for an act relating to life preservers required to be carried by passenger boats.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 134, a bill for an act defining overrun and percentage of overrun in the manufacture of butter, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 498, a bill for an act relating to the making of special rates for certain industries and to enact a substitute therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 361, a bill for an act relating to execution and effect of tax deeds.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 142, a bill for an act providing that each county officer in charge of any county office or department on or before December 31st of each year, prepare and submit to the board of supervisors estimates of proposed expenditures for the following year, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 291, a bill for an act to authorize the providing for uniforms and equipment for members of police and fire departments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 403, a bill for an act relating to state aid for farmers' institute.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 426, a bill for an act relating to motor vehicle registration fees and providing for refund of a portion of the license fee upon certain conditions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 438, a bill for an act relating to the certification of the names of candidates and to the order in which the names of such candidates are arranged on primary election ballots.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 450, a bill for an act relating to nominations to be made by county conventions of political parties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 425, a bill for an act relating to registering of cars in garages and the keeping of a garage record.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 378, a bill for an act relating to examination of accounts of cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 413, a bill for an act to give the investigators or agents appointed by the Board of Parole, the powers of peace officers while acting in the line of their employment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 455, a bill for an act to give the fire marshal or his assistants the power of peace officers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 461, a bill for an act to legalize and declare valid and effectual for all purposes "An ordinance establishing a Board of Park Commissioners".

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 423, a bill for an act relating to the maintenance and repair of roads used in transportation of material for road construction or surfacing.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 11, memorializing Congress of the United States to refund Internal Revenue taxes assessed on sale of farm lands based on paper profits.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 11

Concurrent resolution memorializing Congress of the United States to refund Internal Revenue taxes assessed on sales of farm lands based on paper profits in the mid-west during the boom years of 1919-20-21.

Whereas, The Treasury Department assessed them as cash regardless of protests made orally and in writing attached to their original returns now on file in the United States Internal Revenue office and would not permit any adjustment without suit being brought by the taxpayer, and

Whereas, In 1926 Congress enacted Sec. 212 (d) of the Revenue Act of 1926 and Treasury Decision 3921 specifying installment sales making said Section retroactive to the year 1915 in Sec. 1208 of the same act requiring refund of taxes overpaid, subject to Sec. 284 (g), which required a waiver to be filed in regard to refunds on or before June 15, 1926, and

Whereas, Regulations 69, Revenue Act 1926 and Treasury Decision 3921, were not approved until August 28, 1926. It was then too late for this taxpayer to get relief, and

Whereas, Many farmers, taxpayers and others of the middle west have suffered financially from this unjust and unfair payment of income tax on paper and fictitious profits during the boom year of 1919, 1920, and 1921, and

Whereas, At the present time the Treasury Department at Washington, D. C., is illegally holding millions of dollars, wrongfully collected from farmers and others of the middle west, many of them having filed application for refunds with the Internal Revenue Department at Washington, D. C., and as man have petitioned the Ways and Means Committee of the House in the Congress November 4th, 1927 to enact such legislation as would permit them to recover the funds illegally collected on Income revenue returns following the land boom of the middle west during the years 1919-20-21.

Be It Resolved by the House, the Senate Concurring, That we petition and pray the Congress of this United States to refund the amount of taxes paid in excess of what should have been paid had the farmer and taxpayer been assessed according to Sec. 212 (d) and Treasury Decision 3921 of the Revenue Act of 1926 made retroactive in Section 1208 of the same Act.

That the Congress of the United States, extend its services to the citizen to whom we owe much, by aiding him in accounting and arranging his papers together with a representative of the Treasury Department; if the taxpayer has on, or before June 15, 1930, filed such a waiver in respect to the taxes due for the taxable years 1919, 1920 and 1921, shall be allowed or made if claim therefor is filed on or before June 15, 1931.

That, a committee of three (3) to be appointed by the Governor of this State who shall appear before the appropriate committees in Congress in behalf of the taxpayer and in behalf of the relief sought in this Resolution.

That on the passage of this Resolution, the Chief Clerk of the House shall certify a copy hereof to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States, and to each Senator and Representative of the State of Iowa at Washington, D. C.

HOUSE AMENDMENT TO SENATE FILE NO. 142

Amend Senate File No. 142, section one (1), by striking from lines six (6) and seven (7) the words and figures "one hundred thousand (100,000)" and inserting in lieu thereof "one hundred twenty-five thousand (125,000)".

HOUSE MESSAGES CONSIDERED

House File No. 209, a bill for an act to amend the law as it appears in section five thousand six hundred sixty-nine (5669) of the Code of 1927 relating to the compensation of assessors and deputies.

Read first and second times and referred to sifting committee.

House File No. 246, a bill for an act to authorize governing boards of cemeteries to reinvest themselves with title to part of the unused portions of abandoned cemetery lots, giving in lieu thereof perpetual upkeep to such abandoned lots, and to authorize and empower the governing board of any cemetery association, and any town, city or village having a cemetery under its control, to make an annual assessment upon the lots in the said cemetery, making the assessment a lien upon the lot, and providing a forfeiture thereof in event of non-payment, budgeting the funds received from the sale of forfeited lots and authorizing a redemption from the forfeiture by the owner, heir, or legal representative.

Read first and second times and referred to sifting committee.

House File No. 291, a bill for an act to amend section five thousand six hundred and sixty-three (5663), Code, 1927, relating to city and town councils, and to authorize the providing of uniforms and equipment for members of police and fire departments.

Read first and second times and referred to sifting committee.

House File No. 361, a bill for an act to amend section seventy-two hundred eighty-six (7286) of the Code, 1927, relating to the execution and effect of tax deeds.

Read first and second times and referred to sifting committee.

House File No. 376, a bill for an act to legalize a transfer of funds by Appanoose County, Iowa, from the insane fund to the court expense fund.

Read first and second times and referred to sifting committee.

House File No. 378, a bill for an act to amend section one hundred thirteen (113), Code, 1927, relating to examination of accounts of cities and towns.

Read first and second times and referred to sifting committee.

House File No. 383, a bill for an act to amend sections sixty-five hundred eighty-eight (6588) and sixty-five hundred ninety-two (6592), Code, 1927, relating to levies by cities, acting under the commission form of government, and to the limitation on such levies.

Read first and second times and referred to sifting committee.

House File No. 403, a bill for an act to amend sections twenty-nine hundred sixteen (2916), twenty-nine hundred eighteen (2918) and twenty-nine hundred twenty (2920), Code, 1927, relating to state aid for farmers' institutes.

Read first and second times and referred to sifting committee.

House File No. 410, a bill for an act to amend the law as it appears in section seventeen hundred one (1701), of the Code, 1927, relating to life preservers required to be carried by passenger boats.

Read first and second times and referred to sifting committee.

House File No. 413, a bill for an act to give the investigators or agents appointed by the Board of Parole, the powers of peace officers while acting in the line of their employment.

Read first and second times and referred to sifting committee.

House File No. 423, a bill for an act relating to the maintenance and repair of roads used in the transportation of material for road construction or surfacing.

Read first and second times and referred to sifting committee.

House File No. 425, a bill for an act to repeal sections forty-nine hundred eighty-eight (4988), forty-nine hundred eighty-nine (4989) and forty-nine hundred ninety (4990) of chapter 251 of the Code and enacting a substitute therefor relating to registering of cars in garages and the keeping of a garage record.

Read first and second times and referred to sifting committee.

House File No. 426, a bill for an act to amend section forty-nine hundred twenty-four (4924) and section forty-nine hundred twenty-five (4925) of the Code of Iowa, 1927, relating to motor vehicle registration fees and providing for refund of a portion of the license fee upon certain conditions.

Read first and second times and referred to sifting committee.

House File No. 438, a bill for an act to amend section five hundred forty-eight (548), to repeal sections five hundred forty-nine (549) and five hundred fifty-five (555) and to repeal section five hundred fifty-six (556), and to enact a substitute therefor, all of the Code, 1927, and all relating to the certification of the names of candidates and to the order in which the names of such candidates are arranged on primary election ballots.

Read first and second times and referred to sifting committee.

House File No. 450, a bill for an act to amend the law as it appears in sections five hundred ninety-four (594), six hundred twenty-four (624) and six hundred twenty-five (625) of the Code, 1927, relating to nominations to be made by county conventions of political parties, and by writing in names on the ballots at primary elections.

Read first and second times and referred to sifting committee.

House File No. 455, a bill for an act to give the fire marshal or his assistants the power of peace officers.

Read first and second times and referred to sifting committee.

House File No. 461, a bill for an act to legalize and declare valid and effectual for all purposes "An ordinance establishing a Board of Park Commissioners", adopted by the town council of the incorporated town of Correctionville, Iowa, on the 13th day of August, A. D. 1920; legalizing an election held on the 20th day of September, A. D. 1920, at which said election the said ordinance was submitted to the legal electors of said town; legalizing all acts and doings of the persons who have acted as members of the board of park commissioners of said town in pursuance of said ordinance; and quieting and confirming the title to all real estate acquired for park purposes by said town or said board of park commissioners; and providing for this act taking effect by publication.

Read first and second times and referred to sifting committee.

House File No. 480, a bill for an act to amend section twelve thousand three hundred seventy-six (12376) as it appears in the Code of 1927 relating to the sale by the sheriff of mortgaged real property under special execution.

Read first and second times and referred to sifting committee.

House File No. 498, a bill for an act to repeal section eight thousand sixty-two, (8062) of the Code, 1927, and enacting a substitute therefor, relating to the making of special rates for certain industries and to enact a substitute therefor.

Read first and second times and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Gunderson, Senate File No. 422, a bill for an act to convey by patent real estate to the government of the United States, a committee bill, was taken up and considered.

The bill was read for information.

Senator Gunderson moved that the reading just had been considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clearman	Klemme	Rigby
Benson	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Ickis	Shaff
Baird	Clark of	Kent	Shane
Beatty	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk
Brush	Frailey	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Ulstad, House File No. 233, a bill for an act to make permanent transfer of money from the water fund of the town of Kamrar, Iowa, to the general fund of said town, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ulstad moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clearman	Klemme	Rigby
Benson	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Ickis	Shaff
Baird	Clark of	Kent	Shane
Beatty	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk
Brush	Frailey	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Ulstad moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Christophel, House File No. 212, a bill for an act to amend the law as it appears in section sixty-nine hundred forty-six (6946), Code of 1927, relating to the exemption from taxation of soldiers, sailors, marines and nurses who participated in the war with Spain, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Christophel moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clearman	Klemme	Rigby
Benson	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Ickis	Shaff
Baird	Clark of	Kent	Shane
Beatty	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk
Brush	Fraily	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Christophel moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, Senate File No. 374, a bill for an act to amend sections five hundred sixty-five (565) and seven hundred ninety-one (791), Code, 1927, relating to the time of opening and closing the polls at elections, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clearman	Klemme	Rigby
Benson	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Ickis	Shaff
Baird	Clark of	Kent	Shane
Beatty	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk
Brush	Frailey	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Christophel, Senate File No. 203 was withdrawn from further consideration.

On motion of Senator Gilchrist, House File No. 161, a bill for an act to repeal sections ten thousand seven hundred eighty-six a-one (10786-a1) and ten thousand eight hundred six a-one (10806-a1), Code, 1927, relating to the filing and auditing of expense vouchers of district judges and the issuance of warrants therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Cochrane	Lange	Rogers
Benson	Cole	Langfitt	Stoddard
Bissell	Doran	Leonard	Tabor
Blackford	Gilchrist	MacDonald	Thompson
Brookins	Gunderson	McLeland	Topping
Carroll	Hager	Moen	Ulstad
Christophel	Klemme	Rigby	

Nays, none.

Absent or not voting, 23.

Anderson	Carden	Ickis	Shaff
Baird	Clark of	Kent	Shane
Beatty	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk
Brush	Frailey	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 294, a bill for an act to transfer the capitol extension fund to the general fund of the state treasury, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stoddard moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clearman	Klemme	Rigby
Benson	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Ickis	Shaff
Baird	Clark of	Kent	Shane
Beatty	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk
Brush	Frailey	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 199, a bill for an act relating to the operation of motor trucks or trailers upon the public highways of this state; requiring the payment of license fees based upon the actual weight of loads carried; and providing penalties for violations thereof, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking from lines 7, 8, 9, 10, and 11 of section 2 the following language, to-wit:

"and upon conviction thereof, shall be fined for each offense, an amount equal to the difference between the license fee paid on such vehicle and the license fee for a vehicle of similar type having a rated loading capacity equal to the load actually carried on such vehicle," and inserting in lieu thereof the following:

"and upon conviction thereof, shall be fined not less than twenty-five (\$25.00) dollars and not more than one hundred (\$100.00) dollars,".

Senator McLeland offered the following amendment and moved its adoption:

Amend section 2 by striking from line 3 the word "ten" and inserting the word "twenty-five".

The amendment was adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Clearman	Klemme	Rogers
Benson	Cochrane	Lange	Stoddard
Bissell	Cole	Langfitt	Tabor
Blackford	Doran	Leonard	Thompson
Brookins	Gilchrist	MacDonald	Topping
Carroll	Gunderson	McLeland	Ulstad
Christophel	Hager	Moen	

Nays, none.

Absent or not voting, 23.

Anderson	Carden	Ickis	Rigby
Baird	Clark of	Kent	Shaff
Beatty	Cerro Gordo	Kimberly	Shane
Bergman	Clark of Linn	Lowe	Stanley
Booth	Clark of Marion	Merritt	Wilson of Page
Brush	Frailey	Patterson	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, House File No. 194, a bill for an act to amend section thirteen thousand four hundred fifty-three (13453), Code, 1927, and to fix jurisdiction of offenses committed in aircraft, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Frailey	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kent	Shane
Benson	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Thompson, Senate File No. 281, a bill for an act to amend section seventy-six hundred forty-nine (7649), Code, 1927, relating to the removal of trees from highways, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Thompson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27

Bennett	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Frailey	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kent	Shane
Benson	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Thompson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clearman, House File No. 157, a bill for an act to repeal section forty-three hundred seventy (4370) of the Code, 1927, relating to the erection or repair of schoolhouses and to enact a substitute therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by inserting after the period following the word "thereof" in line three (3) in section one, the following: "Before erecting a schoolhouse, the board of directors shall consult with the county superintendent as to the most approved plan for such building, and secure his approval of the plan submitted."

Amend by striking the word "for two weeks" immediately following the word "advertisement" in line seven (7) of section one (1), and inserting in lieu thereof the words "published once each week for two consecutive weeks".

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Frailey	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kent	Shane
Benson	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clearman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator MacDonald, Senate File No. 265, a bill for an act to amend section four thousand two hundred sixty-nine (4269) of the Code, 1927, in relation to the offsetting of tax on school tuition, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 23.

Anderson	Beatty	Bergman	Brush
Baird	Benson	Booth	Carden

Clark of Cerro Gordo	Frailey Ickis	Lowe Merritt	Shane Stanley
Clark of Linn	Kent	Patterson	Wilson of Page
Clark of Marion	Kimberly	Shaff	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator MacDonald moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Thompson, House File No. 340, a bill for an act to relinquish and quit-claim any claim of right, title or interest of the State of Iowa in or to certain real estate situated in the city of Muscatine, Iowa, known as Muscatine Slough, to the city of Muscatine, or to persons in actual or constructive possession thereof, was taken up and considered.

The rule was suspended which prohibits the second and third readings on the same day.

Senator Thompson moved that the rules be suspended and the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Shaff
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Frailey	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of Cerro Gordo	Kent	Shane
Benson	Clark of Linn	Kimberly	Stanley
Bergman	Clark of Marion	Lowe	Wilson of Page
Booth		Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Thompson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Thompson, Senate File No. 338 was withdrawn from further consideration.

On motion of Senator Stoddard, House File No. 112, a bill for an act to amend section eleven thousand seven hundred sixty (11760), Code of 1927, relating to exemptions from executions, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking the last two paragraphs thereof, Nos. 21 and 22 respectively in the bill, and by inserting in lieu thereof the following:

"21. If the debtor is a resident of this state and is the head of a family, and does not own one or more of the foregoing items of property, his wife, if she is an actual member of the family, and owns one or more such items, and is the debtor, shall be entitled to hold such items exempt from execution.

22. If the debtor is a resident of this state and a woman other than the head of a family, she may hold exempt from execution one sewing machine, and poultry to the value of fifty dollars (\$50.00)."

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 26.

Bennett	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman	Klemme		

Nays, none.

Absent or not voting, 24.

Anderson	Carden	Ickis	Rigby
Baird	Clark of	Kent	Shaff
Beatty	Cerro Gordo	Kimberly	Shane
Benson	Clark of Linn	Lowe	Stanley
Bergman	Clark of Marion	Merritt	Wilson of Page
Booth	Frailey	Patterson	Wilson of Polk
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 373, a bill for an act to amend sections of the Code, 1927, numbered as follows: three hundred fifty-two (352), three hundred sixty-three (363), one thousand one hundred seventy-two (1172), five thousand nine hundred ninety-seven (5997), six thousand four (6004), six thousand twenty-six (6026), six thousand sixty-six dash a seven (6066-a7), six thousand seventy (6070), six thousand eighty-three (6083), six thousand eighty-five (6085), six thousand one hundred thirty-three (6133), six thousand one hundred forty-five (6145), and six thousand two hundred forty-four (6244), relating to the publishing of notices pertaining to street improvements, sewers, special assessments, elections and bonds issued therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Frailey	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kent	Shane
Benson	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Carroll, Senate File No. 297, a bill for an act to amend the law as it appears in sections forty-one hundred twenty-nine (4129), forty-one hundred thirty (4130), and forty-one hundred fifty-one (4151) of the Code, 1927, relating to the time that changes in subdistrict boundaries, and when new school township organizations, shall become effective, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Carroll moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Cochrane	Klemme	Rigby
Bissell	Cole	Lange	Rogers
Blackford	Doran	Langfitt	Stoddard
Brookins	Frailey	Leonard	Tabor
Carroll	Gilchrist	MacDonald	Thompson
Christophel	Gunderson	McLeland	Topping
Clearman	Hager	Moen	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Brookins	Ickis	Shaff
Baird	Brush	Kent	Shane
Beatty	Clark of	Kimberly	Stanley
Benson	Cerro Gordo	Lowe	Wilson of Page
Bergman	Clark of Linn	Merritt	Wilson of Polk
Booth	Clark of Marion	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carroll moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 406, a bill for an act to amend section 5033 of the Code, relating to the operation of motor vehicles, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

By unanimous consent, on request of Senator Stoddard, the word and figure "Section 1." were inserted at the beginning of line 1. Also in line 1 of the title and of the bill the words, "five thousand thirty-three" were inserted before the figures 5033. Also the figures, "1927," were inserted in line 1 of the bill and title after the word "Code,".

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 26.

Bennett	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Leonard	Tabor
Brookins	Frailey	McLeland	Thompson
Carroll	Gilchrist	Moen	Topping
Christophel	Hager	Rigby	Ulstad
Clearman	Klemme		

Nays, none.

Absent or not voting, 24.

Anderson	Carden	Ickis	Patterson
Baird	Clark of	Kent	Shaff
Beatty	Cerro Gordo	Kimberly	Shane
Benson	Clark of Linn	Lowe	Stanley
Bergman	Clark of Marion	MacDonald	Wilson of Page
Booth	Gunderson	Merritt	Wilson of Polk
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 435, a bill for an act to amend section thirteen thousand three hundred two (13302) of the Code, 1927, relating to the giving of bribes, a committee bill, was taken up and considered.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Cole	Lange	Rogers
Bissell	Doran	Langfitt	Stoddard
Blackford	Frailey	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Christophel	Gunderson	McLeland	Topping
Clearman	Hager	Moen	Ulstad
Cochrane	Klemme	Rigby	

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Clark of Marion	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Carroll	Kent	Shane
Benson	Clark of	Kimberly	Stanley
Bergman	Cerro Gordo	Lowe	Wilson of Page
Booth	Clark of Linn	Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 277, a bill for an act to amend section twenty-three hundred eighty-nine (2389), Code, 1927, relating to the appointment of the local registrar of vital statistics, was taken up, considered, and the report of the committee adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend section 1 by striking the word "fifty" in line 5 and inserting the word "thirty-five" also by striking the figures (50,000) in line 6 and inserting the figures (35,000).

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Carroll	Cole	Gunderson
Bissell	Christophel	Doran	Hager
Blackford	Clearman	Frailey	Klemme
Brookins	Cochrane	Gilchrist	Lange

Langfitt	McLeland	Rogers	Thompson
Leonard	Moen	Stoddard	Topping
MacDonald	Rigby	Tabor	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Ickis	Shaff
Baird	Carden	Kent	Shane
Beatty	Clark of	Kimberly	Stanley
Benson	Cerro Gordo	Lowe	Wilson of Page
Bergman	Clark of Linn	Merritt	Wilson of Polk
Booth	Clark of Marion	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, Senate File No. 378, a bill for an act to amend section six hundred ninety (690) of the Code, 1927, in relation to registrars acting in the dual duty of registrar and clerk of election, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rogers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Bennett	Cochrane	Lange	Rogers
Bissell	Cole	Langfitt	Stoddard
Blackford	Frailey	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman	Klemme	Rigby	

Nays, none.

Absent or not voting, 23.

Anderson	Brush	Doran	Patterson
Baird	Carden	Ickis	Shaff
Beatty	Clark of	Kent	Shane
Benson	Cerro Gordo	Kimberly	Stanley
Bergman	Clark of Linn	Lowe	Wilson of Page
Booth	Clark of Marion	Merritt	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, Senate File No. 385, a bill for an act to amend section eight hundred forty (840) of the Code, 1927, in relation to the canvass of election returns by judges of election, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Cochrane	Klemme	Rigby
Bissell	Cole	Lange	Rogers
Blackford	Doran	Langfitt	Stoddard
Brookins	Frailey	Leonard	Tabor
Carroll	Gilchrist	MacDonald	Thompson
Christophel	Gunderson	McLeland	Topping
Clearman	Hager	Moen	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Ickis	Shaff
Baird	Carden	Kent	Shane
Beatty	Clark of	Kimberly	Stanley
Benson	Cerro Gordo	Lowe	Wilson of Page
Bergman	Clark of Linn	Merritt	Wilson of Polk
Booth	Clark of Marion	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Bennett, House File No. 354, a bill for an act to amend the law as it appears in section fifty-five hundred eighty-two (5582) of the Code of 1927, relating to township licenses for places of amusement, was taken up, and considered, it having been substituted for Senate File No. 327, a companion bill, recommended for passage, and the report of committee recommending passage having been adopted.

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Cochrane	Klemme	Rigby
Bissell	Cole	Lange	Rogers
Blackford	Doran	Langfitt	Stoddard
Brookins	Frailey	Leonard	Tabor
Carroll	Gilchrist	MacDonald	Thompson
Christophel	Gunderson	McLeland	Topping
Clearman	Hager	Moen	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Ickis	Shaff
Baird	Carden	Kent	Shane
Beatty	Clark of	Kimberly	Stanley
Benson	Cerro Gordo	Lowe	Wilson of Page
Bergman	Clark of Linn	Merritt	Wilson of Polk
Booth	Clark of Marion	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Bennett, Senate File No. 327 was withdrawn from further consideration.

On motion of Senator Gunderson, the rules were suspended, and House File No. 438, a bill for an act to amend section five hundred forty-eight (548), to repeal sections five hundred forty-nine (549) and five hundred fifty-five (555), and to repeal section five hundred fifty-six (556), and to enact a substitute therefor, all of the Code, 1927, and all relating to the certification of the names of candidates and to the order in which the certification of the names of candidates and to the order in which the names of such candidates are arranged on primary election ballots, was taken up and considered.

The rule was suspended which prohibits a second and third reading on the same day.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Cochrane	Klemme	Rigby
Bissell	Cole	Lange	Rogers
Blackford	Doran	Langfitt	Stoddard
Brookins	Frailey	Leonard	Tabor
Carroll	Gilchrist	MacDonald	Thompson
Christophel	Gunderson	McLeland	Topping
Clearman	Hager	Moen	Ulstad

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Ickis	Shaff
Baird	Carden	Kent	Shane
Beatty	Clark of	Kimberly	Stanley
Benson	Cerro Gordo	Lowe	Wilson of Page
Bergman	Clark of Linn	Merritt	Wilson of Polk
Booth	Clark of Marion	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Gunderson, Senate File No. 419 was withdrawn from further consideration.

On motion of Senator Topping, the rules were suspended, and House File No. 291, a bill for an act to amend section five thousand six hundred and sixty-three (5663), Code, 1927, relating to City and Town Councils, and to authorize the providing of uniforms and equipment for members of police and fire departments, was taken up and considered.

The rule was suspended which prohibits a second and third reading on the same day.

Senator Topping moved that the rules be suspended and the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Cole	Lange	Rigby
Bissell	Doran	Langfitt	Rogers
Blackford	Frailey	Leonard	Stoddard
Brookins	Gilchrist	MacDonald	Tabor
Carroll	Gunderson	McLeland	Thompson
Christophel	Hager	Merritt	Topping
Clearman	Klemme	Moen	Ulstad
Cochrane			

Nays, none.

Absent or not voting, 22.

Anderson	Brush	Iekis	Shaff
Baird	Carden	Kent	Shane
Beatty	Clark of	Kimberly	Stanley
Benson	Cerro Gordo	Lowe	Wilson of Page
Bergman	Clark of Linn	Merritt	Wilson of Polk
Booth	Clark of Marion	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Topping moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Topping, Senate File No. 266 was withdrawn from further consideration.

On motion of Senator Lange, House File No. 180, a bill for an act to legalize the transfer by the board of supervisors of Dubuque county, of fifteen thousand seven hundred fifty-six dollars and seventy-nine cents (\$15,756.79) from the county general fund to the widows' pension fund of said county, said transfer being made by said board of supervisors at a meeting held on February 28, 1928, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

Senator Lange invoked rule 8.

On the question, "Shall the bill pass?" the vote was:

Ayes, 29.

Bennett	Cochrane	Klemme	Rigby
Benson	Cole	Lange	Rogers
Bissell	Doran	Langfitt	Stoddard
Blackford	Frailey	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman			

Nays, none.

Absent or not voting, 21.

Anderson	Carden	Kent	Shaff
Baird	Clark of	Kimberly	Shane
Beatty	Cerro Gordo	Lowe	Stanley
Bergman	Clark of Linn	Merritt	Wilson of Page
Booth	Clark of Marion	Patterson	Wilson of Polk
Brush	Ickis		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, House File No. 244, a bill for an act to amend section thirteen thousand seven hundred eighty-one (13781), Code, 1927, relating to motions to set aside indictments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 29.

Bennett	Cochrane	Klemme	Rigy
Benson	Cole	Lange	Rogers
Bissell	Doran	Langfitt	Stoddard
Blackford	Frailey	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Topping
Christophel	Hager	Moen	Ulstad
Clearman			

Nays, none.

Absent or not voting, 21.

Anderson	Carden	Kent	Shaff
Baird	Clark of	Kimberly	Shane
Beatty	Cerro Gordo	Lowe	Stanley
Bergman	Clark of Linn	Merritt	Wilson of Page
Booth	Clark of Marion	Patterson	Wilson of Polk
Brush	Ickis		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 356, a bill for an act to amend the law as it appears in sections seven thousand one hundred ninety two (7192) and seven thousand two hundred three (7203) of the Code, 1927, relating to the lien of personal taxes upon real estate, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 28.

Bennett	Clearman	Hager	Moen
Benson	Cochrane	Klemme	Rigby
Bissell	Cole	Lange	Rogers
Blackford	Doran	Langfitt	Tabor
Booth	Frailey	Leonard	Thompson
Brookins	Gilchrist	MacDonald	Topping
Carroll	Gunderson	McLeland	Ulstad
Christophel			

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Kent	Shane
Baird	Clark of	Kimberly	Stanley
Beatty	Cerro Gordo	Lowe	Stoddard
Bergman	Clark of Linn	Merritt	Wilson of Page
Booth	Clark of Marion	Patterson	Wilson of Polk
Brush	Ickis	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 355, a bill for an act to amend the law as it appears in section eleven thousand four hundred thirty two (11432) of the Code, 1927, relating to the granting of continuances in actions cognizable in equity when evidence is taken in the form of depositions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 29.

Bennett	Cochrane	Klemme	Rigby
Benson	Cole	Lange	Rogers
Bissell	Doran	Langfitt	Stoddard
Blackford	Frailey	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeod	Topping
Christophel	Hager	Moen	Ulstad
Clearman			

Nays, none.

Absent or not voting, 21.

Anderson	Carden	Kent	Shaff
Baird	Clark of	Kimberly	Shane
Beatty	Cerro Gordo	Lowe	Stanley
Bergman	Clark of Linn	Merritt	Wilson of Page
Booth	Clark of Marion	Patterson	Wilson of Polk
Brush	Ickis		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Bennett, the record shall show that he concurred in the motion by Senator MacDonald to defer action on Senate File No. 132.

On motion of Senator Gilchrist, Senate File No. 136, a bill for an act to amend sections of the Code, 1927, numbered as follows: five thousand nine hundred ninety-nine (5999), six thousand one (6001), six thousand four (6004), six thousand six (6006), six thousand thirty-six (6036), six thousand two hundred sixty-one (6261) and six thousand one hundred seventeen (6117) relating to street improvements, sewers, and special assessments and bonds issued therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking section 6.

The amendment was adopted.

The following committee amendments were considered:

Amend section six of the bill by striking out of lines six and seven thereof the words "said certificates or" and by inserting in lieu thereof the words "If bonds are issued said".

Also amend said bill by adding thereto as sections 8, 9, and 10 the following:

Sec. 8. Section five thousand nine hundred ninety-two (5992) of the Code, 1927, is hereby amended by striking out the word "bonds" in the fourth line thereof, and by inserting in lieu thereof the words "certificates or bonds as the case may be."

Sec. 9. Section five thousand nine hundred ninety-six (5996) of the Code, 1927, is hereby amended by striking out of lines eight and nine the words "seventy-five per cent of the property subject to assessment", and inserting in lieu thereof the following: "Property subject to pay seventy-five per cent of the assessable cost of the proposed improvement."

Sec. 10. This act shall also apply to cities acting under special charter.

The title of the bill is hereby amended by inserting therein immediately after the words and figures "six thousand one hundred seventeen (6117)" the following: "section five thousand nine hundred ninety-two (5992), and five thousand nine hundred ninety-six (5996)".

The title of the bill is also hereby amended by inserting at the end thereof the following: "and to make the provisions of this act apply also to cities acting under special charter."

Senator Gilchrist moved that the committee amendment except that which relates to sections 6 and 8 be adopted.

By unanimous consent, on request of Senator Gilchrist, action was deferred.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 169 by striking out of line eleven of Section 8 a-1 the following words:

"the area of the county bears to the total area of the state" and substituting in lieu thereof the following:

"the product of the area of the county and the approximate average cost of grading, draining and bridging one mile of the primary road of said county bears to the sum of such products of all the counties of the state".

A. V. BLACKFORD.

On motion of Senator Stoddard the Senate adjourned until 10:00 a. m., Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 25, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. George J. Cornford, pastor of United Brethren church of Chariton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Patterson for the day, on request of Senator Moen; Senator Anderson for the day, on request of Senator Moen.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Rogers, from voters of Grundy county, opposing House File No. 282, regarding the fish and game commission. Fish and game.

By Senator Leonard, from voters of Taylor county, favoring House File No. 473. Police regulations.

March 25th, 1929.

MR. PRESIDENT: The Sifting Committee reports the following bills for passage:

H. F. No. 239, H. F. No. 277, H. F. No. 135, H. F. No. 362, H. F. No. 391, H. F. No. 384, H. F. No. 449, S. F. No. 410, S. F. No. 136.

C. A. BENSON, *Chairman.*

The journal of March 23d was corrected and approved.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication to House Files Nos. 239, 376 and 401.

WALTER H. BEAM, *Secretary.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 154, 155, 159, 190, 221, 258, 330, 335 and 255.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following bill in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 12, memorializing the Congress and the Secretary of Agriculture of the United States to oppose Tariff on Canadian Lumber and Shingles.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 12 CONSIDERED

Memorializing the Congress and the Secretary of Agriculture of the United States to oppose Tariff on Canadian Lumber and Shingles.

Whereas, The farmers of Iowa, as well as of other States, as a result of seven years of agricultural depression, today are confronted with an urgent necessity for a general reconstruction and rehabilitation of their farm buildings, and

Whereas, The building material necessary therefor is, to a very large extent, imported from the Dominion of Canada, and

Whereas, There is now pending in the Congress of the United States a bill proposing a duty of 25 per cent ad valorem on Canadian cedar shingles and lumber and a specific duty of \$3.00 per thousand feet on lumber other than cedar, products largely used by the farmers of this and other states, and which now enter this country duty free; and

Whereas, Imposition of a tariff on Canadian lumber and shingles undoubtedly would result in multiplying this added cost through logger, manufacturer, jobber and retailer to the farmers and other consumers, who would thereby be forced to pay this unnecessary and unfair expense, and

Whereas, The imposition of a tariff on lumber would tend to further deplete our rapidly diminishing forests and is not consistent with the nation's conservation and reforestation program, and

Whereas, The Executive Committee of the Iowa Farm Bureau Federation, recently assembled in Des Moines from every Congressional District in this State, voiced a vigorous and unanimous protest in opposition to this proposed tariff, therefore

Be It Resolved, by the House of Representatives of the State of Iowa, the Senate concurring, That the Senate and House of Representatives of the United States be, and they are hereby urged to oppose the placing of any duty upon Canadian Lumber and Shingles, and

Be It Further Resolved, That the Chief Clerk of the House be and he is hereby directed to forward a copy of this Memorial and Resolution to each member of Congress from the State of Iowa and to the Secretary of Agriculture at Washington.

By unanimous consent, on request of Senator Clark of Cerro Gordo, the rules were suspended and the resolution was taken up and considered.

The resolution was adopted.

HOUSE AMENDMENT CONSIDERED

Senator Wilson of Polk called up for consideration Senate File No. 142, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File No. 142, section one (1), by striking from lines six (6) and seven (7) the words and figures "one hundred thousand (100,000)" and inserting in lieu thereof "one hundred twenty-five thousand (125,000)".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 36.

Baird	Clark of	Gilchrist	Merritt
Bennett	Cerro Gordo	Kent	Rigby
Benson	Clark of Linn	Klemme	Rogers
Bissell	Clark of Marion	Lange	Shaff
Blackford	Clearman	Langfitt	Shane
Booth	Cochrane	Leonard	Stanley
Brookins	Cole	Lowe	Thompson
Carden	Doran	MacDonald	Wilson of Page
Carroll	Frailey	McLeland	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 14.

Anderson	Gunderson	Moen	Tabor
Beatty	Hager	Patterson	Topping
Bergman	Ickis	Stoddard	Ulstad
Brush	Kimberly		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Brookins, House File No. 391, a bill for an act to make permanent the temporary transfer of certain funds by the municipality of Charles City, Iowa, returned by the sifting committee, was taken up and considered.

Senator Brookins offered the following amendment and moved its adoption:

Amend the publication clause by changing the newspaper "Fredericksburg News, Fredericksburg, Iowa" to the "Rockford Register, Rockford, Iowa".

The amendment was adopted.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Christophel	Kent	Rigby
Beatty	Clark of	Klemme	Rogers
Bennett	Cerro Gordo	Lange	Shaff
Benson	Clark of Linn	Langfitt	Shane
Bissell	Clark of Marion	Leonard	Stanley
Blackford	Clearman	Lowe	Stoddard
Booth	Cochrane	MacDonald	Thompson
Brookins	Cole	McLeland	Ulstad
Carden	Doran	Merritt	Wilson of Page
Carroll	Frailey	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 11.

Anderson	Gilchrist	Ickis	Tabor
Bergman	Gunderson	Kimberly	Topping
Brush	Hager	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, House File No. 362, a bill for an act to legalize the publication of legal notices in The Daily Reporter, a newspaper published at Sioux City, Woodbury County, Iowa, returned by the sifting committee, was taken up, and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark of	Klemme	Rogers
Bennett	Cerro Gordo	Langfitt	Shane
Benson	Clearman	Leonard	Stanley
Bergman	Cochrane	Lowe	Stoddard
Bissell	Cole	MacDonald	Tabor
Blackford	Doran	McLeland	Thompson
Booth	Frailey	Merritt	Ulstad
Carden	Gilchrist	Moen	Wilson of Page
Carroll	Kent	Rigby	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 14.

Anderson	Clark of Linn	Ickis	Patterson
Beatty	Clark of Marion	Kimberly	Shaff
Brookins	Gunderson	Lange	Topping
Brush	Hager		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Carroll, House File No. 449, a bill for an act to make permanent the temporary transfer of money from the county bond fund to the county general fund of Davis County, Iowa, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Carroll moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Christophel	Kent	Rogers
Bennett	Clark of Linn	Klemme	Shaff
Benson	Clark of Marion	Lange	Shane
Bergman	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Thompson
Booth	Doran	MacDonald	Ulstad
Brookins	Frailey	McLeland	Wilson of Page
Carden	Gilchrist	Merritt	Wilson of Polk
Carroll	Hager	Rigby	

Nays, none.

Absent or not voting, 11.

Anderson	Clark of	Iekis	Patterson
Beatty	Cerro Gordo	Kimberly	Tabor
Brush	Gunderson	Moen	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carroll moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, House File No. 135, a bill for an act to legalize certain warrants issued by the town of Underwood, Iowa, on the general fund of said corporation and to authorize the sale of bonds to fund the same, returned by the sifting committee was taken up and considered.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark of Linn	Klemme	Rigby
Benson	Clark of Marion	Lange	Rogers
Bergman	Clearman	Langfitt	Shaff
Bissell	Cochrane	Leonard	Shane
Blackford	Cole	Lowe	Stanley
Booth	Doran	MacDonald	Stoddard
Brookins	Gilchrist	McLeland	Thompson
Carden	Hager	Merritt	Wilson of Page
Carroll	Kent	Moen	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 13.

Anderson	Clark of	Ickis	Tabor
Beatty	Cerro Gordo	Kimberly	Topping
Bennett	Frailey	Patterson	Ulstad
Brush	Gunderson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Baird, Senate File No. 112 was withdrawn from further consideration.

On motion of Senator Shane, House File No. 239, a bill for an act to make permanent the temporary transfer of money from the General Fund to the School House Fund of the Independent School District of Lake City, Calhoun county, Iowa, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark of Marion	Kent	Rigby
Benson	Clearman	Klemme	Rogers
Blackford	Cochrane	Lange	Shane
Booth	Cole	Leonard	Stanley
Brookins	Doran	Lowe	Stoddard
Carden	Frailey	MacDonald	Thompson
Carroll	Gilchrist	McLeland	Topping
Christophel	Gunderson	Merritt	Ulstad
Clark of	Hager	Moen	Wilson of Polk
Cerro Gordo			

Nays, none.

Absent or not voting, 14.

Anderson	Bissell	Kimberly	Shaff
Beatty	Brush	Langfitt	Tabor
Bennett	Clark of Linn	Patterson	Wilson of Page
Bergman	Ickis		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, House File No. 277, a bill for an act authorizing the Executive Council to transfer certain described land located in Tama County to the Cherry-Burrell Corporation in order to carry out a contract entered into between the said corporation and the Highway Commission, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Carroll	Hager	Moen
Beatty	Christophel	Kent	Rigby
Bennett	Clark of Linn	Klemme	Rogers
Benson	Clearman	Lange	Shane
Bergman	Cochrane	Langfitt	Stanley
Bissell	Cole	Leonard	Stoddard
Blackford	Doran	Lowe	Thompson
Booth	Frailey	MacDonald	Ulstad
Brookins	Gilchrist	McLeland	Wilson of Page
Carden	Gunderson	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 10.

Anderson	Clark of	Ickis	Shaff
Brush	Cerro Gordo	Kimberly	Tabor
	Clark of Marion	Patterson	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Carroll, House File No. 376, a bill for an act to legalize a transfer of funds by Appanoose county, Iowa, from the insane fund to the court expense fund, was taken up and considered, it having been substituted for Senate File No. 410, a companion bill, returned by the sifting committee.

The bill was read for information.

Senator Carroll moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Christophel	Hager	Moen
Beatty	Clark of	Kent	Rigby
Bennett	Cerro Gordo	Klemme	Rogers
Benson	Clark of Linn	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Leonard	Stoddard
Blackford	Cochrane	Lowe	Thompson
Booth	Cole	MacDonald	Ulstad
Brookins	Doran	McLeland	Wilson of Page
Carden	Gunderson	Merritt	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 10.

Anderson	Gilchrist	Patterson	Tabor
Brush	Ickis	Shaff	Topping
Frailey	Kimberly		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carroll moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Carroll, Senate File No. 410 was withdrawn from further consideration.

On motion of Senator Clark of Linn, Senate File No. 136, a bill for an act to amend sections of the Code, 1927, numbered as follows: five thousand nine hundred ninety-nine (5999), six thousand one (6001), six thousand four (6004), six thousand six (6006), six thousand thirty-six (6036), six thousand two hundred sixty-one (6261) and six thousand one hundred seventeen (6117) relating to street improvements, sewers, and special assessments and bonds issued therefor, was taken up and considered.

Senator Gilchrist moved to reconsider the vote by which his amendment to strike section 6 was adopted.

The motion prevailed.

By unanimous consent, on request of Senator Gilchrist, his amendment striking section 6 was withdrawn.

By unanimous consent on request of Senator Gilchrist his motion on page 962 to adopt committee amendment, except that which relates to sections 6 and 8, was withdrawn.

Senator Clark of Linn offered the following amendments and moved their adoption:

Amend section six by striking out of lines six and seven thereof the words "said certificates or" and by inserting in lieu thereof the words "If bonds are issued said".

Also amend said bill by adding thereto as sections 8, 9, and 10 the following:

Sec. 8. Section five thousand nine hundred ninety-two (5992) of the Code, 1927, is hereby amended by striking out the word "bonds" in the fourth line thereof, and by inserting in lieu thereof the words "certificates or bonds as the case may be."

Sec. 9. Section five thousand nine hundred ninety-six (5996) of the Code, 1927, is hereby amended by striking out of lines eight and nine the words "seventy-five per cent of the property subject to assessment", and inserting in lieu thereof the following: "property subject to pay seventy-five per cent of the assessable cost of the proposed improvement."

Sec. 10. This act shall also apply to cities acting under special charter.

Amend the title by inserting therein immediately after the words and figures "six thousand one hundred seventeen (6117)" the following: "section five thousand nine hundred ninety-two (5992), and five thousand nine hundred ninety-six (5996)".

Also amend the title by inserting at the end thereof the following: "and to make the provisions of this act apply also to cities acting under special charter."

The amendments were adopted.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Christophel	Gilchrist	MacDonald
Bennett	Clark of	Gunderson	McLeland
Bergman	Cerro Gordo	Hager	Moen
Bissell	Clark of Linn	Kent	Rigby
Blackford	Clark of Marion	Klemme	Rogers
Booth	Clearman	Lange	Shane
Brookins	Cochrane	Langfitt	Stanley
Carden	Cole	Leorard	Stoddard
Carroll	Doran	Lowe	Thompson

Nays, none.

Absent or not voting, 15.

Anderson	Frailey	Patterson	Ulstad
Beatty	Ickis	Shaff	Wilson of Page
Benson	Kimberly	Tabor	Wilson of Polk
Brush	Merritt	Topping	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. NO. 292 RECALLED

Senator Clark of Linn moved that the Senate request the House to return Senate File No. 292.

The motion prevailed.

On motion of Senator Doran, House File No. 401, a bill for an act to legalize certain transfer of funds by the town of Roland, Iowa, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Doran moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Christophel	Gunderson	Rigby
Beatty	Clark of	Kent	Shaff
Bennett	Cerro Gordo	Klemme	Shane
Bergman	Clark of Linn	Lange	Stanley
Bissell	Clark of Marion	Langfitt	Stoddard
Blackford	Clearman	Leonard	Thompson
Booth	Cochrane	Lowe	Ulstad
Brookins	Cole	MacDonald	Wilson of Page
Carden	Doran	McLeland	Wilson of Polk
Carroll	Gilchrist	Moen	

Nays, none.

Absent or not voting, 12.

Anderson	Frailey	Kimberly	Rogers
Benson	Hager	Merritt	Tabor
Brush	Ickis	Patterson	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doran moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 264, a bill for an act to amend chapter one hundred twenty-nine (129), Laws of the Twenty-fifth General Assembly, providing relief for one, Frederick M. Hull, was taken up and considered, it having been substituted for Senate File No. 212, a companion bill, which was a claims committee bill.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 3, line 9, by striking the word and figure "six (6)" and inserting in lieu thereof the word and figure "two (2)".

The amendment was adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Clark of Linn	Klemme	Rogers
Bennett	Clark of Marion	Lange	Shane
Benson	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Booth	Cole	Lowe	Thompson
Brookins	Doran	MacDonald	Topping
Carden	Gilchrist	McLeland	Ulstad
Carroll	Gunderson	Merritt	Wilson of Page
Christophel	Hager	Moen	Wilson of Polk
Clark of Cerro Gordo	Kent	Rigby	

Nays, none.

Absent or not voting, 11.

Anderson	Blackford	Ickis	Shaff
Beatty	Brush	Kimberly	Tabor
Bergman	Frailey	Patterson	

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Moen, Senate File No. 212 was withdrawn from further consideration.

On motion of Senator Moen, House File No. 260, a bill for an act to make an appropriation to the Wickes Engineering and Construction Company for claims arising out of construction work in Project B-30, Boone county, Iowa, was taken up and considered, it having been substituted previously for Senate File No. 216, a companion bill, which was a claims committee bill.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Carroll	Hager	Moen
Beatty	Christophel	Kent	Rigby
Bennett	Clark of	Klemme	Rogers
Benson	Cerro Gordo	Lange	Shaff
Bergman	Clark of Linn	Langfitt	Shane
Bissell	Clark of Marion	Leonard	Stoddard
Blackford	Clearman	Lowe	Topping
Booth	Cochrane	MacDonald	Ulstad
Brookins	Doran	McLeland	Wilson of Page
Carden	Gilchrist	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 11.

Anderson	Frailey	Kimberly	Tabor
Brush	Gunderson	Patterson	Thompson
Cole	Ickis	Stanley	

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Moen, Senate File No. 216 was withdrawn from further consideration.

On motion of Senator Moen, House File No. 254, a bill for an act to reimburse Dr. Thomas P. Brennan for money paid by him for legal services required in defending an action brought against him as acting director of the State Psychopathic Hospital, Iowa City, Iowa, was taken up and considered, it having been substituted for Senate File No. 214, a companion bill, which was a claims committee bill.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Christophel	Hager	Moen
Bennett	Clark of	Kent	Rigby
Benson	Cerro Gordo	Klemme	Rogers
Bergman	Clark of Linn	Lange	Shane
Bissell	Clark of Marion	Langfitt	Stoddard
Blackford	Clearman	Leonard	Topping
Booth	Cochrane	Lowe	Ulstad
Brookins	Cole	MacDonald	Wilson of Page
Carden	Doran	McLeland	Wilson of Polk
Carroll	Gilchrist	Merritt	

Nays, none.

Absent or not voting, 12.

Anderson	Frailey	Kimberly	Stanley
Beatty	Gunderson	Patterson	Tabor
Brush	Ickis	Shaff	Thompson

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Moen, Senate File No. 214 was withdrawn from further consideration.

On motion of Senator Moen, House File No. 321, a bill for an act to make an appropriation to Albert Sharp for the care and policing of Spirit Lake Monument property for the seasons of 1927 and 1928, was taken up and considered, it having been substituted previously for Senate File No. 305, a companion bill, which was a claims committee bill.

Senator Cole offered the following amendment and moved its adoption:

Amend by striking from line five (5) of Section one (1), the words "Spirit Lake", and inserting in lieu thereof the words "Arnolds Park".

The amendment was adopted.

Senator Moen offered the following amendment and moved its adoption:

Amend by adding section three to read as follows:

"This act being deemed of immediate importance shall be in full force and effective from and after its passage and publication in the Spirit Lake Beacon, a newspaper published at Spirit Lake, Iowa, and in the Milford Mail, a newspaper published at Milford, Iowa.

The amendment was adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Christophel	Hager	Moen
Beatty	Clark of	Kent	Rigby
Bennett	Cerro Gordo	Klemme	Rogers
Benson	Clark of Linn	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Leonard	Stoddard
Blackford	Cochrane	Lowe	Topping
Booth	Cole	MacDonald	Ulstad
Brookins	Doran	McLeland	Wilson of Page
Carden	Gilchrist	Merritt	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 10.

Anderson	Gunderson	Patterson	Tabor
Brush	Ickis	Shaff	Thompson
Frailey	Kimberly		

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Moen, Senate File No. 305 was withdrawn from further consideration.

On motion of Senator Moen, House File No. 316, a bill for an act to make an appropriation for Henry Schwarek for loss of a horse as a result of injury when struck by a state owned truck, was taken up and considered, it having been substituted previously for Senate File No. 323, a companion bill, which was a claims committee bill.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clark of	Klemme	Rogers
Bennett	Cerro Gordo	Lange	Shaff
Benson	Clark of Linn	Langfitt	Shane
Bergman	Clark of Marion	Leonard	Stanley
Bissell	Clearman	Lowe	Stoddard
Blackford	Cochrane	MacDonald	Topping
Booth	Cole	McLeland	Ulstad
Brookins	Doran	Merritt	Wilson of Page
Carden	Hager	Moen	Wilson of Polk
Christophel	Kent	Rigby	

Nays, none.

Absent or not voting, 12.

Anderson	Carroll	Gunderson	Patterson
Beatty	Frailey	Ickis	Tabor
Brush	Gilchrist	Kimberly	Thompson

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Moen, Senate File No. 323 was withdrawn from further consideration.

On motion of Senator Baird the Senate adjourned until 1:30 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

On motion of Senator Tabor, House File No. 384, a bill for an act to legalize the proceedings of the town council of Bellevue, Iowa, with respect to the establishment of a municipal electric light plant, and to declare that said proceedings constitute the establishment of said plant, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Tabor moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Blackford	Christophel	Cochrane
Benson	Booth	Clark of	Doran
Bergman	Brookins	Cerro Gordo	Frailey
Bissell	Carden	Clark of Marion	Gilchrist

Hager	Lowe	Rogers	Thompson
Ickis	MacDonald	Shaff	Topping
Kent	McLeland	Shane	Ulstad
Klemme	Merritt	Stoddard	Wilson of Page
Lange	Moen	Tabor	Wilson of Polk

Nays, none.

Absent or not voting, 15.

Anderson	Carroll	Gunderson	Patterson
Beatty	Clark of Linn	Kimberly	Rigby
Bennett	Clearman	Langfitt	Stanley
Brush	Cole	Leonard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Tabor moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard all persons with the exception of Senators, clerks, relatives of Senators and persons admitted by card, were excluded from the chamber during the consideration of Senate File No. 10.

THIRD READING OF BILLS

The time having arrived for the consideration of Senate File No. 10, on motion of Senator Stoddard, Senate File No. 10, a bill for an act to establish the general fund for the state of Iowa, for the biennium beginning July 1, 1929, and ending June 30, 1931, and to appropriate therefrom for all departments and various divisions thereof, of the state of Iowa, for all purposes provided by law, for the said biennium, a committee bill, was taken up and considered.

The following committee amendments were considered:

Amendments to section 3, (page 5):

1. In line 15, change "2,200.00" to "2,300.00".

The amendment was adopted.

2. In line 25, change "1,500.00" to "2,000.00".

The amendment was adopted.

3. In line 75, change "2,100.00" to "2,400.00".

The amendment was adopted.

Amendments to section 5, (page 9) :

1. Strike line 17 and insert the following:

"17 Secretary\$1,800.00"

The amendment was adopted.

2. In line 23, change "2,000" to "2,500.00".

The amendment was adopted.

Amendments to section 8, (page 12) :

1. In line 7, change "90,000.00" to "100,000.00".

The amendment was adopted.

2. Add the following between lines 7 and 8:

"Provided that of this amount, not more than \$40,000.00 may be spent by the board for the maintenance and improvement of roads and highways in said parks under the control of said board."

The amendment was adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking line 21 and inserting in lieu thereof the following:

"21 State Agents (8).....10,560.00"

The amendment was adopted.

Amendments to section 10, (page 14) :

1. In line 12, change "1,900.00" to "2,000.00".

The amendment was adopted:

2. After line 18, insert the following:

"18-a Janitor foreman\$1,360.00".

The amendment was adopted:

3. After line 19, insert the following:

"19-a Guide 1,320.00".

The amendment was adopted:

Amendments to section 12, (page 16) :

1. After line 22, insert the following:

"22-a Maintenance of state roads at any or all of the state institutions under the board of education \$20,000.00".

Senator Gilchrist offered the following amendment to amend-ment and moved its adoption:

Amend by striking "\$20,000.00" and inserting "\$10,000.00".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Amendments to section 13, (page 18):

1. In line 7, change "2,700.00" to "3,000.00".

The amendment was adopted.

Amendments to section 14, (page 19):

1. In line 9, change "2,400.00" to "2,000.00".

The amendment was adopted.

2. In line 12, change "1,800.00" to "1,620.00".

The amendment was lost.

3. After line 17, insert the following:

"17-a Assistant Chief Clerk.....\$1,500.00".

The amendment was adopted.

Amendments to section 14-a (page 20):

1. In line 11, change "30,000.00" to "50,000.00".

The amendment was adopted.

2. After line 13, insert the following:

"13-a For the Great Lakes-St. Lawrence Tidewater Association\$5,000.00

"13-b For the improvement of the Missouri and Mississippi Rivers 5,000.00".

"The expenditures under this item and the item next above, to be subject to the direction and approval of the Executive Council; and a detailed statement of said expenditures to be made to said Executive Council."

The amendment was adopted.

Amendments to section 15 (page 20):

1. After line 8, insert the following:

"Provided that the total amount of this item provided for the biennium shall be available for the purpose specified July 1, 1929."

The amendment was adopted.

2. After line 9, insert the following:

"Provided that the total amount of this item provided for the biennium shall be available for the purpose specified July 1, 1929."

The amendment was adopted.

Amendments to section 17, (page 21):

1. In line 7, change "2,700.00" to "3,000.00".

The amendment was adopted.

Amendments to section 18, (page 22):

1. In line 7, change "2,700.00" to "3,000.00".

The amendment was adopted.

2. Strike line 13 and insert the following:

"13 Topographical and Geographical Mapping and
Traveling Expenses\$5,000.00".

The amendment was adopted.

3. After line 9, insert the following:

"10 For publication of reports of Biological Survey in-
cluding Treatise on Honey Plants of Iowa, all under the
direction and management of Prof. L. H. Pammell of
Ames\$6,000.00".

By unanimous consent, on request of Senator Stoddard, the figure "10" was changed to "13a" in the first line of the amendment.

The amendment was adopted.

Amendments to section 19, (page 23):

1. In line 12, change "1,400.00" to "1,500.00".

The amendment was adopted.

Amendments to section 21, (page 24):

1. After line 20, insert the following:

"20-a Epidemiologist\$3,600.00".

The amendment was adopted.

2. In line 27, change "2,000.00" to "2,500.00".

The amendment was adopted.

3. After line 28, insert the following:

"28-a Traveling expenses for Epidemiologist.....\$1,800.00".

The amendment was adopted.

Senator Bergman offered the following amendments and moved their adoption:

Amend line 11 by striking the figures "1,800.00" and inserting the figures "2,000.00".

The amendment was lost.

Amend line 12 by striking the figures "1,800.00" and inserting in lieu thereof the figures "2,000.00".

The amendment was adopted.

Amend line 41 by striking the figures "2,000.00" and inserting in lieu thereof the figures "2,400.00".

The amendment was adopted.

Senator Cole offered the following amendments and moved their adoption:

1. Amend section 21 by striking the figures "4,500.00" in line 49 and inserting the figures "6,000.00".

The amendment was adopted.

2. Amend line 50 by adding after the word "Laboratory" the word "(General)" and by striking the figures "500.00" and inserting the figures "1,000.00".

The amendment was adopted.

Senator Bergman offered the following amendments and moved their adoption:

Amend by adding as line 51a the following:

"Replacing car 500.00".

Amend by adding as line 51b the following:

"New car 400.00".

The amendments were adopted.

Senator Lowe offered the following amendment and moved its adoption:

Amend by inserting after line 49 as 49a the following: "Iowa in War Division". Also amend by inserting after line 49a as 49b the following:

"Director and Indexor..... 1,500.00".

and by correcting the amounts in the following lines.

By unanimous consent, on request of Senator Bergman, the line numbers were changed to lines 51a and 51b.

The amendment was adopted.

Amendments to section 23, (page 29):

1. In line 10, change "2,500.00" to "6,500.00".

Senator Stoddard offered the following as a substitute amendment and moved its adoption:

Amend line 6 by striking the figures "\$19,700.00" and inserting the figures "\$22,700.00". Also amend line 8 by striking the figures "12,500.00" and inserting the figures "13,500.00".

The substitute amendment was adopted.

Amendments to section 24, (page 30):

1. In line 17, change "1,000.00" to "1,200.00".

The amendment was adopted.

Amendments to section 25, (page 31):

1. Strike line 27, and insert the following:

"27 Departmental traveling expenses.....\$1,000.00".

The amendment was adopted.

2. Strike line 28 and insert the following:

"28 Departmental contingent fund.....\$2,500.00".

Senator Cole offered the following as a substitute amendment for pending amendments:

Amend by adding the following:

"28-a Departmental Contingent Fund.....\$2,500.00".

The substitute amendment was adopted.

Amendments to section 26, (page 32):

1. In line 12, change "3,000.00" to "3,600.00".

The amendment was adopted.

Amendments to section 28, (page 34):

1. Strike line 14 and insert the following:

"14 Shipping Clerk\$1,200.00".

The amendment was adopted.

Amendments to section 32, (page 39):

1. In line 7, change "9,000.00" to "9,600.00".

The amendment was adopted.

2. In line 8, change "2,700.00" to "3,000.00".

The amendment was adopted.

Amendments to section 33, (page 40):

1. In line 9, change "800.00" to "1,200.00".

The amendment was adopted.

2. After line 14 insert the following:

"14-a Laboratory equipment and supplies.....\$100.00".

The amendment was adopted.

Amendments to section 34, (page 41):

1. After line 23, insert the following:

"23-a Refunds\$100.00

The amendment was adopted.

Amendments to section 35, (page 42):

1. In line 10, change "143,820.00" to "142,020.00".

The amendment was adopted.

2. In line 25 strike the word "and", and change the period (.) in line 26 to a comma (,) and insert following the (,) the following:

"Board of educational examiners, and any and every agency, activity and undertaking that has a fund for expenses other than traveling expenses."

The amendment was adopted.

Amendments to section 37, (page 45):

1. In line 11, change "50,000.00" to "60,000.00".

The amendment was lost.

Senator Clark of Marion offered the following amendment and moved its adoption:

Amend by inserting the following as line 112:

"11-a Mining camp schools emergency fund.....\$10,000.00".

"The appropriation for mining camp schools shall be disbursed by the superintendent of public instruction as follows:

(a) There is hereby set aside ten thousand dollars (\$10,000.00) per year as an emergency fund to be disbursed by the superintendent of public instruction by and with the consent of the executive council and upon the application of mining camp schools wherein an emergency arises requiring an expenditure greater than that provided for in the succeeding subdivision. Any unexpended portion remaining in the emergency fund after April first of each year shall be allocated by the superintendent of public instruction as provided in the succeeding subdivision.

(b) The remainder of the appropriation for mining camp schools, after deducting the sum provided for in subdivision (a) hereof, shall be used by the superintendent of public instruction, with the approval of the executive council and under its direction, but not until there is submitted to the executive council by the superintendent of public instruction a comprehensive program showing the entire proposed expenditure of the appropriation for the year under consideration, and not until all of the mining camp schools applying for funds from said appropriation have been notified of said contemplated division and of the time and place when the proposed division of such funds is to be passed upon by the executive council. Notice of the hearing by the executive council shall be given by registered mail addressed to the secretary of said mining camp school boards and mailed at least ten (10) days prior to the time fixed for the hearing."

The amendment was adopted.

Amendments to section 38, (page 45):

1. In line 6, change "240.00" to "480.00".

Senator Stoddard offered the following as a substitute for the amendment and moved its adoption:

Amend by striking the figures "240.00" and inserting the figures "360.00".

The substitute amendment was adopted.

Amendments to section 39, (page 46):

1. In line 9, change "3,000.00" to "3,200.00".

The amendment was adopted.

2. In line 11, change "1,920.00" to "2,100.00".

Senator Wilson of Polk offered the following substitute amendment for all pending amendments and moved its adoption:

Amend line 11 by striking the figures "1,920.00" and inserting the figures "2,400.00".

The substitute amendment was adopted.

Senator Bergman offered the following amendment and moved its adoption:

Amend line 13 by striking the figures "2,520.00" and inserting the figures "2,750.00".

The amendment was adopted.

3. In line 18, change "2,400.00" to "2,500.00".

The amendment was adopted.

4. In line 21, change "1,500.00" to "1,600.00".

The amendment was adopted.

5. In line 22, change "1,500.00" to "1,600.00".

The amendment was adopted.

6. In line 41, change "2,000.00" to "2,400.00".

By unanimous consent, on request of Senator Stoddard, the words "Law Clerk" in line 41 were stricken and words "Assistant Counsel" were inserted in lieu thereof.

The amendment was adopted.

7. After line 53, insert the following:

"VALUATION DEPARTMENT

(See page 83 Budget Report)

"1. Agent	\$3,600.00
2. Agent	2,400.00
3. Stenographer	1,200.00
4. Traveling expenses	3,000.00
5. Miscellaneous expenses	650.00"

The amendment was adopted.

Senator Blackford offered the following amendment and moved its adoption:

Amend section 40, line 8, by striking the figures "3,000.00" and inserting the figures "3,300.00".

The amendment was adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by

1. By striking line 10 of Section 40.
2. By adding and inserting after line 20 of Section 40 the following:

"SECURITIES DEPARTMENT

Superintendent	\$4,000.00
Deputy Superintendent	3,000.00
Examiner	2,700.00
Examiner	2,700.00
Examiner	2,700.00
Examiner	2,700.00
Investigator	2,400.00
Investigator	2,400.00
Chief Clerk	1,800.00
Stenographer	1,500.00
Stenographer	1,500.00
Bookkeeper	1,500.00
Supplies, Traveling Expenses and Incidentals.....	5,000.00"

Senator Stoddard moved to amend the amendment by changing the salary of the two stenographers from \$1,500.00 to \$1,200.00 each.

The amendment to the amendment was adopted.

Senator MacDonald offered the following amendment to the amendment and moved its adoption:

Amend by changing the Superintendent's salary from "\$4,000.00" to "\$3,000.00".

Senator Wilson of Page moved that further consideration of this proposed amendment be postponed to a later sitting.

Senator Lange offered the following as a substitute amendment for all pending amendments and moved its adoption:

Amend by increasing Section 49 to "50,000.00" and let the general contingent fund of the retrenchment and reform committee take care of disbursement of salaries.

Senator Wilson of Page's motion prevailed and action was deferred on pending amendments and motions to section 40.

AMENDMENTS FILED

Amend Senate File No. 10 by striking from line 5 of Section 52 the figures "\$3,000.00" and inserting in lieu thereof the figures "\$3,300.00". Also, amend Senate File No. 10 by striking from line 9 of Section 52 the figures "\$1,800.00" and inserting in lieu thereof the figures "\$2,100.00".

F. D. ICKIS.

MR. PRESIDENT: I move to amend Senate File No. 10 as follows:

1. Amend the Appropriation Committee Amendment to section forty-seven (47), by striking from paragraph four (4), item fifty-one-c (51-c) (found on page eight hundred ninety-eight (898) of Senate Journal), the figures "seven thousand (7,000.00)" and inserting the figures "fifteen thousand (15,000.00)" in lieu thereof.

2. Amend said Committee Amendment by striking from item fifty-one-b (51-b) of paragraph four (4), the figures "seven thousand (7,000.00)" and inserting "fifteen thousand (15,000.00)" in lieu thereof.

RALPH U. THOMPSON.

MR. PRESIDENT: I move to amend Senate File No. 10 by striking from line 9 of Section 18 the figures "\$1800.00" and inserting in lieu thereof the figures "\$2000.00".

W. A. CLARK.

On motion of Senator Shane the Senate adjourned until 9:00 a. m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 26, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Vitus Stoll, Mercy Hospital, Des Moines, Iowa.

INTRODUCTION OF BILLS

Senate File No. 466, by committee on ways and means, a bill for an act relating to the assessment of property for taxation, to create, a state board of assessment and review, to define the powers, rights, and duties of said board and of the officers thereof, and of other public officers with reference to said subject matter, to amend chapters 336 to 341 and 341 A-1, Code of 1927, inserting the term "board" in lieu of term "executive council", to amend section three hundred two (302), relating to supplies for public officers, and to amend section eleven thousand two hundred sixty-eight (11268), relating to criminating questions in the examination of witnesses, all of the Code, 1927, to transfer to the board herein created the duties of the executive council insofar as the duties of said council relate to the assessment of property for taxation, including the assessment of public utilities, to transfer to the board the powers and duties of the Auditor of State insofar as the same relate to assessment and taxation of property, to coordinate existing statutes with this act, and to make an appropriation for the purpose of carrying out the provisions of this act.

Read first and second times and referred to sifting committee.

Senate File No. 467, by committee on ways and means, a bill for an act providing for the imposition and collection of a tax, for general state purposes, upon the privilege of bartering, selling and/or exchanging within this state by any individual, partnership, corporation, joint stock company, syndicate or association of any property including real property, personal property, com-

modities, articles, goods, wares, merchandise, bonds, stocks, securities and/or other evidences of property or interest in property and/or the selling, or otherwise disposing of, or rendering for a consideration, any service within this state, by any public utility.

Read first and second times and referred to sifting committee.

Senate Joint Resolution No. 8, by committee on ways and means, a joint resolution to accept the provisions of the United States law commonly known as the Capper-Ketcham Act, and to provide for the further development of agricultural extension work at the Iowa State College of Agriculture and Mechanic Arts.

Read first and second times and referred to sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files Nos. 134, 146, 148, 162, 358 and 407 and House Files Nos. 161, 180, 186, 194, 196, 212, 233, 291, 340, 354 359 and 438.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 134, 146, 148, 162, 358 and 407, and House Files Nos. 161, 180, 186, 194, 196, 212, 233, 291, 340, 354, 359, 438, 154, 155, 159, 190, 221, 258, 330, 335, and 255.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 26th day of March 1929, sent to the governor for his approval, Senate Files Nos. 134, 146, 148, 162, 358 and 407.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to House Concurrent Resolution No. 7, memorializing the President and Congress of the United States to increase federal aid for road construction.

Also: That the House has concurred in Senate amendment to House File No. 186, a bill for an act relating to marginal assignments or releases of mortgages.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 149, a bill for an act relative to the maintenance of primary roads.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 298, a bill for an act to make a uniform open season on fur bearing animals and providing certain regulations for trappers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 7, a bill for an act relating to the failure of the defendant to testify in a criminal prosecution.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 176, a bill for an act relating to the registration and operating of motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 111, a bill for an act relative to surgical, medical and hospital services to be furnished injured employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 245, a bill for an act regulating the sale of school textbooks in the public schools of the State of Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 298

Strike from section two (2) all following the period in line seven (7) down to the period in line eleven (11) and substitute in lieu thereof the following:

"For the purposes of the next succeeding section the state shall be divided into two (2) zones as follows:

1. The northern zone shall embrace all counties of the state north of the township line which divides the townships of Range 81 N. from those of Range 82 N. except such portions of Cedar and Clinton counties as are north of such township line.

2. The southern zone shall embrace all counties south of the township line which divides the townships of Range 81 N. from those of Range 82 N. and those portions of Cedar and Clinton counties lying north of said township line."

Also, amend section two (2), line twelve (12), by inserting after the word "ensnare" the words "opposum or raccoon in the northern district, from October twentieth to December first; in the southern district from November first to December twentieth."

Also, amend section two (2), line thirteen (13), by inserting the word "other" after the word "the".

Senator Bennett moved to recess from 10:45 until 11:30 in order that the Senate might join with the American Legion in a memorial service in memory of Field Marshal Foch, who recently died.

The motion prevailed.

THIRD READING OF BILLS

On motion of Senator Stoddard, Senate File No. 10, a bill for an act to establish the general fund for the state of Iowa, for the biennium beginning July 1, 1929, and ending June 30, 1931, and to appropriate therefrom for all departments and various divisions thereof, of the state of Iowa, for all purposes provided by law, for the said biennium, was taken up and considered.

Senator Lange's substitute amendment as found on page 988 of the Senate journal was called up for consideration.

Senator MacDonald moved that the amendments to section 40 be tabled.

The motion was lost.

Senator Lange offered the following as a substitute for all pending amendments and moved its adoption:

"For the purpose of administering the securities department as provided in House File No. 201, \$30,000.00, the number of employees and their salaries to be fixed by the committee on retrenchment and reform."

The substitute amendment was adopted.

Senator Doran offered the following amendment and moved its adoption:

Amend section 40 by striking line 10 thereof.

The amendment was adopted.

Consideration of committee amendments resumed.

Amendments to section 41, (page 49):

1. In line 8, change "2,500.00" to "2,300.00".

The amendment was adopted.

2. In line 9, change "1,600.00" to "1,500.00".

The amendment was adopted.

3. In line 10, change "1,200.00" to "1,500.00".

The amendment was adopted.

4. Strike line 15.

The amendment was lost.

Amendments to section 42, (page 50):

1. Strike line 7 and insert the following:

"7 Judges (8)\$60,000.00."

The amendment was adopted.

2. Strike line 9 and insert the following:

"Secretaries (9)\$16,200.00."

The amendment was adopted.

3. In line 12, change "375.00" to "750.00".

The amendment was lost.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend by striking from line 11, section 42, the name "E. G. Albert".

The amendment was adopted.

4. In line 16, change "700.00" to "1,000.00".

The amendment was adopted.

Amendments to section 43, (page 51):

1. In line 12, strike the word "Deputy" and insert in lieu thereof the word "Assistant".

The amendment was adopted.

Amendments to section 45, (page 54):

1. In line 9, change "1,400.00" to "1,500.00".

The amendment was adopted.

2. After line 9, insert the following:

"9-a Assistant Supervisor of Agriculture.....\$1,350.00."

The amendment was adopted.

3. In line 12 strike the word "Stenographer" and insert "Stenographers (2)".

The amendment was adopted.

4. In line 13, change "300.00" to "450.00".

The amendment was adopted.

5. In line 17, change "2,700.00" to "3,500.00".

The amendment was adopted.

6. In line 25, change "1,100.00" to "1,200.00".

The amendment was adopted.

7. After line 25, insert the following:

"25-a Rehabilitation Assistant\$1,200.00".

The amendment was adopted.

8. In line 31, change "16,500.00" to "16,836.45".

The amendment was adopted.

Amendments to section 46, (page 56):

- a1. In line 35, change "110,000.00" to "100,000.00".

1. After line 39 insert the following:

"39-a Play ground equipment\$1,500.00".

The amendments were adopted.

2. In line 40, change "10,000.00" to "8,000.00".

The amendment was adopted.

3. In line 41, change "5,000.00" to "2,500.00".

The amendment was adopted.

4. In line 60, change "10,000.00" to "45,000.00".

The amendment was adopted.

5. Strike line 61 and insert the following:

"61 Completion of fourth floor dormitory.....\$10,000.00".

The amendment was adopted.

6. Strike line 62.

The amendment was adopted.

7. Strike line 76.

The amendment was adopted.

8. In line 78, change "25,000.00" to "15,000.00".

The amendment was adopted.

9. Strike lines 79 and 81.

The amendment was adopted.

10. In line 83, change "10,000.00" to "5,000.00".

The amendment was adopted.

11. Strike line 84.

The amendment was adopted.

12. Strike line 99 and insert the following:

"99 New wing to Hope Hall, elevator and equipment....\$50,000.00".

The amendment was adopted.

13. In line 110, change "6,000.00" to "4,000.00".

The amendment was adopted.

14. Strike line 111.

The amendment was adopted.

15. Strike line 131, and insert the following:

"131 Water supply\$95,000.00".

The amendment was adopted.

16. Strike lines 134 and 135.

The amendment was adopted.

The Senate took a recess until 11:30 a. m.

The Senate reconvened.

17. Strike lines 150 and 151 and insert the following:

"150 Cottage and Equipment for Children\$30,000.00"

Senator Stoddard moved the previous question on this amendment, which motion prevailed.

The amendment was lost.

Senator Brush offered the following amendments and moved their adoption:

1. Amend section 46 by striking the sum of \$219,290.00 at the end of line 148 and substituting the sum of \$222,290.00.

The amendment was lost.

2. Amend section 46 by striking the words in lines 150 and 151 and inserting in lieu thereof the following:

“Cottages and Equipment Assembly Hall and Remodeling Old School Building.”

The amendment was adopted.

18. Strike lines 165 to 169 inclusive and insert in lieu thereof the following:

“(8-a) The Board of Control is hereby authorized to use from the ‘Maintaining and Establishing of Industries’ Fund, twenty-four thousand six hundred dollars (\$24,600.00), or so much thereof as may be necessary, for change in prison wall, \$10,000.00; new dairy barn, \$10,000.00; new silo \$600.00; new chicken house, \$2,000.00; and new greenhouse, \$2,000.00.”

The amendment was adopted.

19. In line 178, change “1,500.00” to “600.00”.

The amendment was adopted.

20. After line 180, insert the following:

“180-a Completion of Dairy Barn.....\$10,000.00”.

The amendment was adopted.

31. After line 181, insert the following:

“182 Cell house, to be paid for from industrial fund..\$150,000.00.”

The amendment was lost.

On motion of Senator Moen the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

REPORT OF CONFERENCE COMMITTEE ON H. F. NO. 86

To the President of the Senate and Speaker of the House:

We, your Conference Committee, appointed to adjust the differences between the Senate and the House on House File 86, desire to report that we have had the same under consideration and recommend that the substitute amendment offered by the House to the Senate amendment be

amended by striking the words "one year" as they occur in line two and substituting therefor the words "two years."

FRANK SHANE,
OTTO F. LANGE,
CLYDE H. TOPPING,
E. W. CLARK,

On the part of the Senate.

MARION R. MCCAULLEY,
FRANK C. BYERS,
BYRON G. ALLEN,
G. L. VENARD,

On the part of the House.

Senator Shane moved the adoption of the report of the conference committee.

On the question, "Shall the report of the conference committee be adopted?" the vote was:

Ayes, 37.

Anderson	Carroll	Ickis	Rigby
Baird	Christophel	Klemme	Rogers
Bennett	Clark of	Lange	Shane
Bergman	Cerro Gordo	Langfitt	Stoddard
Bissell	Clark of Marion	Leonard	Tabor
Blackford	Clearman	Lowe	Thompson
Booth	Cochrane	McLeland	Topping
Brookins	Doran	Merritt	Ulstad
Brush	Gilchrist	Moen	Wilson of Page
Carden	Hager		

Nays, none.

Absent or not voting, 13.

Beatty	Frailey	Kimberly	Shaff
Benson	Gunderson	MacDonald	Stanley
Clark of Linn	Kent	Patterson	Wilson of Polk
Cole			

The report of the conference committee was adopted.

Senator Shane moved that the vote by which the report was adopted by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

CONSIDERATION OF SENATE FILE NO. 10 RESUMED

Consideration of committee amendments (section 46):

21. Strike line 182.

The amendment was adopted.

Senator Carroll offered the following amendments and moved their adoption:

1. Amend section 46 by striking in lines 188 and 189 the words and figures "one hundred eighty-eight thousand dollars (\$188,000.00)" and inserting in lieu thereof the words and figures "one hundred fifty-eight thousand dollars (\$158,000.00)".

Senator Lange moved to amend the amendment by striking the words and figures "One hundred fifty-eight thousand dollars (\$158,000.00)" and inserting the words and figures, "eight thousand dollars (\$8,000.00)".

Senator Stoddard moved the previous question on the amendment, which motion prevailed.

The amendment to the amendment was lost.

The amendment was adopted.

2. Amend section 46 by striking the second comma in line 190 and inserting in lieu thereof the word "and".

The amendment was adopted.

3. Amend section 46 by striking from line 191 the words "and new chapel".

The amendment was adopted.

22. In line 201, change "10,000.00" to "2,000.00".

The amendment was adopted.

23. After line 218, insert the following:

"218-a Diet Kitchen\$10,000.00".

The amendment was adopted.

24. Strike line 245.

The amendment was adopted.

25. Strike line 248.

The amendment was adopted.

26. In line 249, change "3,000.00" to "1,500.00".

The amendment was adopted.

27. Strike line 250.

The amendment was adopted.

28. In line 253, change "4,000.00" to "500.00".

The amendment was adopted.

29. Strike line 271.

The amendment was adopted.

Senator Ulstad offered the following amendment and moved its adoption:

Amend section 46 by inserting as line 271 the following:

"271 For the purchase of land at Eldora.....\$32,000.00"

The amendment was lost.

30. After line 290, insert the following:

"(17) For state roads at the state institutions under the board of control for the said biennium, the sum of forty thousand dollars (\$40,000.00), or so much thereof as may be necessary, to be available as required during the biennium, for the following purposes:

For maintenance and repair of state roads at the various state institutions under the control of said board.....\$40,000.00".

The amendment was adopted.

By unanimous consent, on request of Senator Stoddard, the word "construction," was inserted after the word "For" in line 6 of the printed amendment.

Amendments to section 47, (page 68):

1. Strike from lines 29 and 30 the following:

"Same to be available after July 1, 1930."

The amendment was adopted.

2. Strike lines 43, 44 and 45.

The amendment was adopted.

3. In line 48 insert the word "Station" after the word "Experiment".

The amendment was adopted.

By unanimous consent, on request of Senator Stoddard, an "s" was added to the word "Station" in line 48.

4. Strike line 51 and insert the following:

"51 Marketing in Extension Department.....\$60,000.00

The amendment was adopted.

51-a Research for Poultry Disease Control.....20,000.00

The amendment was adopted.

Senator Thompson offered the following amendments to the committee amendments and moved their adoption:

1. Amend committee amendment to section forty-seven (47), by striking from paragraph four (4), item fifty-one-c (51-c) (found on page eight hundred ninety-eight (898) of Senate Journal) the figures "seven thousand (7,000.00)" and inserting the figures "fifteen thousand (15,000.00)" in lieu thereof.

2. Amend said committee amendment by striking from item fifty-one-b (51-b) of paragraph four (4), the figures "seven thousand (7,000.00)" and inserting "fifteen thousand (15,000.00)" in lieu thereof.

Senator Wilson of Page moved the previous question on the amendments, which motion prevailed.

The amendments were lost.

Senator Thompson offered the following amendments and moved their adoption:

Amend section 47 by changing the amounts in lines 51-b and 51-c to "\$10,000".

The amendment was lost.

51-b Research for Onion Disease Control..... 7,000.00

The amendment was adopted.

51-c Research for Melon Disease Control and Vegetable
Crops for Melon District..... 7,000.00

The amendment was adopted.

51-d Research for Sugar Beet Disease Control..... 9,000.00

The amendment was adopted.

51-e Research for Nursery Disease Control..... 7,000.00

Senator Wilson of Page moved to amend the amendment by striking the figure "7" and inserting the figure "9".

The amendment to the amendment was lost.

The amendment was adopted.

51-f Research for Reduction of Fat in Buttermilk..... 7,000.00

The amendment was adopted.

51-g Research for Standardization of Fat in Butter and Cheese
Manufacturing 7,000.00"

The amendment was adopted.

5. In line 53, strike the following:

"Available after July 1, 1930".

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 47, line 64, by striking the figures "850,000.00" and inserting in lieu thereof the figures "902,000.00".

The amendment was adopted.

7. In line 18, strike the following:

"Available after July 1, 1930".

The amendment was adopted.

8. In line 99, strike sub-section (6) and insert the following:

"(6) For the purpose of carrying out the provisions of chapter 199, Code of 1927, for the biennium beginning July 1, 1929, and ending June 30, 1931, the sum of two million dollars (\$2,000,000.00), or so much thereof as may be necessary to be expended in the manner and under the authority provided in said chapter."

Senator Lange moved the previous question on the amendment, which motion prevailed.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 31.

Beatty	Christophel	Hager	Rogers
Bennett	Clark of Linn	Ickis	Shaff
Benson	Clark of Marion	Kent	Shane
Bergman	Clearman	Kimberly	Stoddard
Blackford	Cochrane	Lange	Topping
Brookins	Doran	Lowe	Wilson of Page
Brush	Frailey	Merritt	Wilson of Polk
Carden	Gilchrist	Rigby	

Nays, 12.

Anderson	Clark of	Leonard	Patterson
Bissell	Cerro Gordo	MacDonald	Tabor
Booth	Klemme	Moen	Thompson
Carroll			

Absent or not voting, 7.

Baird	Gunderson	McLeland	Ulstad
Cole	Langfitt	Stanley	

The amendment was adopted.

6. In lines 68 and 69, strike the following:

“Available after July 1, 1930”.

By unanimous consent, on request of Senator Gilchrist, action was deferred.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 47 by striking the words and figures “two million dollars (\$2,000,000.00)” as they appear in sub-paragraph (6) and inserting in lieu thereof the words and figures “two million five hundred thousand dollars (\$2,500,000.00)”.

On the question, “Shall the amendment be adopted?” the vote was:

Ayes, 24.

Baird	Brush	Frailey	Rigby
Bennett	Clark of Linn	Gilchrist	Rogers
Benson	Clark of Marion	Hager	Shaff
Bergman	Clearman	Ickis	Stoddard
Blackford	Cochrane	Kent	Topping
Brookins	Doran	Lange	Wilson of Polk

Nays, 22.

Anderson	Clark of	Lowe	Shane
Beatty	Cerro Gordo	MacDonald	Tabor
Bissell	Gunderson	McLeland	Thompson
Booth	Klemme	Merritt	Ulstad
Carden	Langfitt	Moen	Wilson of Page
Carroll	Leonard	Patterson	

Absent or not voting, 4.

Christophel	Cole	Kimberly	Stanley
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The amendment was adopted.

Senator Baird offered the following amendment and moved its adoption:

Amend section 47, line 81, by adding the following after the word “Building”:

“and extension of water main”.

The amendment was adopted.

Senator Carroll offered the following amendment and moved its adoption:

Amend section 47, sub-section 6, by adding at the end thereof the following: "No funds shall be expended under the provisions of section 4028 of the Code of 1927 in excess of the amount herein appropriated."

Action was deferred.

Senator Clearman offered the following amendment and moved its adoption:

Amend by striking from line 24 of section 47 the word "Epidemiology" and inserting in lieu thereof the words "Hygiene and Preventive Medicine."

The amendment was adopted.

INTRODUCTION OF BILL

Senate File No. 468, by committee on highways, a bill for an act to amend section fifty hundred twenty-nine (5029), Code, 1927, relating to the speed of motor vehicles upon the public highways.

Read first and second times and referred to sifting committee.

HOUSE MESSAGES CONSIDERED

House File No. 111, a bill for an act to repeal section thirteen hundred eighty-seven (1387), of the Code, 1927, and to enact a substitute therefor, relative to surgical, medical and hospital services to be furnished injured employees and providing for the regulation of such fees and charges.

Read first and second times and referred to sifting committee.

House File No. 176, a bill for an act to amend chapter two hundred fifty-one (251) of the Code, 1927, in relation to the registration of motor vehicles and the right to operate motor vehicles and providing for the suspension of licenses and the surrendering of license plates until payment of final judgment for damages caused by the operation of a motor vehicle and to declare a penalty for a violation of the provisions of this act.

Read first and second times and referred to sifting committee.

House File No. 245, a bill for an act regulating the sale of school textbooks in the public schools of the State of Iowa.

Read first and second times and referred to sifting committee.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend section four (4) of Senate File No. 467 as follows:

1. By inserting a comma after the word "property" in line eight (8) and by striking the words "or any service" in lines eight (8) and nine (9) of said section and inserting in lieu thereof the following: "or rendering or furnishing any personal or professional service for compensation,".

2. By striking the comma after the word "consideration" in line fourteen (14) of said section and inserting in lieu thereof the words "or compensation".

3. By inserting after the word "or" where it first appears in line seventeen (17) of said section the following: "from the rendering or furnishing of such personal or professional".

4. By striking the word "and" where it first appears in line nineteen (19) of said section and inserting a comma after the word "provided" and by striking the word "further".

5. I further move to amend the title of said Senate File No. 467 by striking the word "and" immediately before the word "service" in the second from the last line of said title and inserting in lieu thereof the word "any", and by changing the period at the end of the title to a comma and adding the following: "or any personal or professional service by any person."

C. L. RIGBY.

Amend section 47 of Senate File No. 10 as follows:

1. Amend paragraph 1 by striking lines 19 to 25 inclusive and inserting in lieu thereof the following:

"For Support and Maintenance.....\$4,796,003.20".

2. Amend paragraph 2 by striking lines 38 to 51 inclusive and inserting in lieu thereof the following:

"For Support and Maintenance.....\$4,910,000.00"

3. Amend paragraph 3 by striking lines 62 to 66 inclusive and inserting in lieu thereof the following:

"For Support and Maintenance.....\$1,343,000.00"

B. M. STODDARD.

Amend section 22 of Senate File No. 10 as follows:

After line 45, insert the following:

"45-a Museum Division

Assistant Curator and director.....\$2,400.00".

B. M. STODDARD.

1. Amend section 8 by striking the figures "\$100,000.00" in line 7 and inserting in lieu thereof the figures "\$90,000.00".

2. Amend section 8 by striking all between lines 7 and 8 and inserting the following: "for the construction, maintenance and improvement of roads and highways in said parks."

B. M. STODDARD.

1. Amend section 9, line 9 by striking the amount \$3,000.00 and inserting in lieu thereof the amount \$3,300.00.

2. Amend section 9, line 15 by striking the amount of \$1,500.00 and inserting in lieu thereof the sum of \$1,600.00.

A. H. BERGMAN.

Amend section 21 of Senate File 10 by striking line 11 and inserting in lieu thereof, "Director of vital statistics 2,000.00".

A. H. BERGMAN.

Amend section 22 by inserting after line 37 the following:

"37a For the purpose of completing the indexing and filing of records and for removing and storing records from the state capitol building to the archives division of the Historical building. To be expended only with the approval of the Governor and Director of the Budget \$8,160.00".

C. E. ANDERSON.

Amend Senate File No. 10 as follows:

In line Seventeen (17) of Section Thirty-nine (39) strike out the figures "2400" and insert in lieu thereof "2700". In line twenty-four (24) of said section, strike out the figures "1500" and insert in lieu thereof "1800".

O. P. BENNETT.

Senator Bergman moved to adjourn until 9:30 a. m., Wednesday.

Senator Benson moved to amend by making the time 10:00 a. m.

The amendment was adopted, the motion prevailed, and the Senate adjourned until 10:00 a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 27, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. D. E. Kerr, pastor of the Presbyterian church, Grundy Center, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Gunderson for the day, on request of Senator Christophel.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the designated committee:

By Senator Cole, from citizens of Aurora and Winthrop, Iowa, opposing House File No. 283, an act to create a fish and game commission. Sifting committee.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor, stating that he had, on March 26th, approved the following bills:

Senate File No. 134, an act defining overrun and percentage of overrun in the manufacture of butter.

Senate File No. 146, legalizing a certain deed made in Des Moines, Polk county, Iowa.

Senate File No. 148, relating to a transfer of land in Forest City, Iowa.

Senate File No. 162, legalizing certain transfer of funds by the town of Hull, Iowa.

Senate File No. 358, legalizing transfer of funds in Keokuk county, Iowa.

BILLS REPORTED OUT BY SIFTING COMMITTEE

March 27th, 1929.

MR. PRESIDENT: The Sifting Committee reports out the following bills:

H. F. No. 364, amended; S. F. Nos. 415, 416, 417, 408, 33, amended; 76, 467; H. F. Nos. 153, 165; S. J. R. 8.

C. A. BENSON, *Chairman.*

The journal of March 26th was corrected and approved.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to House File No. 264, a bill for an act providing relief for one, Frederick M. Hull.

Also: That the House has concurred in Senate amendment to House File No. 157, a bill for an act relating to the erection or repair of school-houses.

Also: That the House has concurred in Senate amendment to House File No. 391, a bill for an act to make permanent the temporary transfer of certain funds by the municipality of Charles City, Iowa.

Also: That the House has concurred in Senate amendment to House File No. 321, a bill for an act to make an appropriation to Albert Sharp for the care and policing of Spirit Lake Monument property for the seasons of 1927 and 1928.

Also: That the House has adopted the Conference Committee Report and the amendments recommended therein on House File No. 86, a bill for an act relating to life insurance and medical examinations therefor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 451, a bill for an act to authorize the State Board of Conservation, subject to the approval of the Executive Council, to reconstruct and re-establish Rice Lake located in Winnebago and Worth Counties.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 84, a bill for an act relating to compensation of county officers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 412, a bill for an act relating to the age at which marriages may be contracted.

Also: That the House returns herewith as requested, Senate File No. 292, a bill for an act relating to street improvements, sewers, special assessments and bonds and certificates issued therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 504, a bill for an act to provide for the payment by the state of certain sums of money for the support of rural schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 265, a bill for an act relating to schools and textbooks therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 220, a bill for an act relating to notice of assessment for cutting noxious weeds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 279, a bill for an act relating to the publication of reports of the condition of savings and state banks.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 10, a bill for an act to establish the general fund for the state of Iowa, for the biennium beginning July 1, 1929, and ending June 30, 1931, and to appropriate therefrom for all departments and various divisions thereof, of the state of Iowa, for all purposes provided by law, for the said biennium.

Senator Stoddard called up for consideration the following committee amendment, upon which action was deferred, and moved its adoption.

6. In lines 68 and 69, strike the following:

"Available after July, 1930,".

The amendment was adopted.

Senator Carroll called up for consideration the following amendment upon which action was deferred and moved its adoption:

Amend section 47, sub-section 6, by adding at the end thereof the following: "No funds shall be expended under the provisions of section 4028 of the Code of 1927 in excess of the amount herein appropriated."

The amendment was adopted.

Senator Wilson of Page offered the following amendment and moved its adoption:

Amend section 47, sub-section 6, line 6, by inserting after the words "in said chapter" the following:

"Fifty per cent (50%) of the amount appropriated shall not be available until July 1, 1930."

The amendment was adopted.

Senator Doran moved to reconsider the vote by which the amendment by Senator Stoddard to subsection 6 of section 47 was adopted by the Senate.

Senator Anderson moved the previous question, which motion prevailed.

Senator Gilchrist invoked Rule 8.

On the question, "Shall the motion to reconsider the vote by which the amendment was adopted, prevail?" the vote was:

Ayes, 28.

Anderson	Clark of	Klemme	Patterson
Beatty	Cerro Gordo	Langfitt	Shane
Bennett	Clark of Marion	Leonard	Stanley
Bissell	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Thompson
Brookins	Ickis	McLeland	Ulstad
Carroll	Kent	Moen	Wilson of Page
Christophel			

Nays, 20.

Baird	Clark of Linn	Hager	Rogers
Benson	Clearman	Kimberly	Shaff
Blackford	Cochrane	Lange	Stoddard
Brush	Cole	Merritt	Topping
Carden	Gilchrist	Rigby	Wilson of Polk

Absent or not voting, 2.

Bergman Gunderson

The motion to reconsider prevailed. The amendment was lost.

CONSIDERATION OF COMMITTEE AMENDMENTS RESUMED

Amendments to section 52, (page 75):

1. Strike out all of lines 17, 18 and 19 after the figures "1927," and insert a period (.) after "1927".

The amendment was adopted.

Senator Ickis offered the following amendments and moved their adoption:

Amend by striking from line 5 of Section 52 the figures "\$3,000.00" and inserting in lieu thereof the figures "\$3,300.00". Also, amend Senate File No. 10 by striking from line 9 of Section 52 the figures "\$1,800.00" and inserting in lieu thereof the figures "\$2,100.00".

Amendment to line 5 was adopted.

Amendment to line 9 was lost.

Amendments to section 54, (page 77):

1. In line 2 strike the words and figures "Six hundred dollars (\$600.00)", and insert "Three hundred dollars (\$300.00)".

The amendment was adopted.

Amendments to section 56, (page 78):

1. In line 3 strike the words and figures "One hundred dollars (\$100.00)" and insert the following:

"One hundred fifty dollars (\$150.00)".

The amendment was adopted.

Amendments to section 62, (page 79):

1. Strike lines 1 and 2 up to the word "as" in line 2 and insert the following:

"1. The Secretary of State is hereby authorized to appoint and discharge employees, and the Executive Council to fix the salaries thereof,".

The amendment was adopted.

Senator Clark of Marion offered the following amendment and moved its adoption:

Amend by striking from line 9 of Section 18 the figures "\$1800.00" and inserting in lieu thereof the figures "\$2000.00".

The amendment was adopted.

Senator Stoddard offered the following amendments and moved their adoption:

Amend section 47 as follows:

1. Amend paragraph 1 by striking lines 19 to 25 inclusive and inserting in lieu thereof the following:

"For Support and Maintenance.....\$4,796,003.20".

The amendment was lost.

2. Amend paragraph 2 by striking lines 38 to 51 inclusive and inserting in lieu thereof the following:

"For Support and Maintenance.....\$4,910,000.00"

3. Amend paragraph 3 by striking lines 62 to 66 inclusive and inserting in lieu thereof the following:

"For Support and Maintenance.....\$1,343,000.00"

By unanimous consent on request of Senator Stoddard amendments 2 and 3 were withdrawn.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 22 as follows:

After line 45, insert the following:

"45-a Museum Division

45-b Assistant Curator and director.....\$2,400.00".

The amendment was adopted.

On motion of Senator Shane the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

Senator Stoddard offered the following as substitute amendments for amendments on page 1005 of the Senate journal and moved their adoption:

1. In Section 8 strike from line 7 the figures "\$100,000.00" and insert in lieu thereof "\$90,000.00".

2. Further amend Section 8 by striking all between lines 7 and 8 and inserting the following:

"7-a For the construction, maintenance and improvement of roads and highways in said parks.....\$40,000.00".

Senator Brookins raised the point of order that as the Senate had already amended line 7 that they could not amend it again until the vote by which the first amendment was adopted be reconsidered.

The President held the point of order not well taken as the Senate was considering 2 amendments together.

On the question, "Shall the substitute amendments be adopted?" the vote was:

Ayes, 28.

Baird	Christophel	Hager	Rogers
Bennett	Clark of Linn	Ickis	Shaff
Benson	Clearman	Klemme	Stoddard
Bergman	Cochrane	Lange	Tabor
Blackford	Cole	Merritt	Thompson
Brush	Doran	Patterson	Topping
Carden	Frailey	Rigby	Wilson of Page

Nays, 13.

Anderson	Carroll	Kent	MacDonald
Bissell	Clark of	Leonard	McLeland
Booth	Cerro Gordo	Lowe	Stanley
Brookins	Clark of Marion		

Absent or not voting, 9.

Beatty	Gunderson	Langfitt	Shane
Gilchrist	Kimberly	Moen	Ulstad
			Wilson of Polk

The amendment was adopted.

Senator Bergman offered the following amendments and moved their adoption:

1. Amend section 9, line 9 by striking the amount \$3,000.00 and inserting in lieu thereof the amount \$3,300.00.

The amendment was lost.

2. Amend section 9, line 15 by striking the amount of \$1,500.00 and inserting in lieu thereof the sum of \$1,600.00.

The amendment was lost.

3. Amend section 21 by striking line 11 and inserting in lieu thereof, "Director of vital statistics, 2,000.00".

Senator Stoddard moved to reconsider the vote by which the amendments to line 11, section 21, failed to pass the Senate.

The motion prevailed.

The amendments were adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 22 by inserting after line 37 the following:

"37a For the purpose of completing the indexing and filing of records and for removing and storing records from the state capitol building to the archives division of the Historical building. To be expended only with the approval of the Governor and Director of the Budget \$8,160.00".

The amendment was adopted.

Senator Bennett offered the following amendment and moved its adoption:

In line Seventeen (17) of Section Thirty-nine (39) strike out the figures "2400" and insert in lieu thereof "2700". In line Twenty-four (24) of said section, strike out the figures "1500" and insert in lieu thereof "1800".

The amendment to line 17 was lost.

Senator Stoddard moved to amend line 17 by changing the figures "2400" to the figures "2500".

The amendment was adopted.

The amendment to line 24 was adopted.

Senator Rogers moved to reconsider the vote by which Senate amendment to line 8 of section 41 was adopted.

The motion prevailed.

The amendment was lost.

Senator Rogers moved to reconsider the vote by which Senate amendment to line 9 of section 41 was adopted.

The motion prevailed.

The amendment was lost.

Senator Bergman offered the following amendments and moved their adoption:

Amend Section 9, by adding after line 15 the following: "15-a Assistant Estimate Clerk, \$1320.00."

Also amend by striking line 19 and inserting in lieu thereof the following: "19. Stenographers (5) \$6000.00."

The amendments were adopted.

Senator Bergman offered the following amendment and moved its adoption:

Amend Section 29, line 9, by striking \$2200.00 and inserting in lieu thereof \$2500.00.

The amendment was adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend by striking from line 8, Sec. 19, the figure 3000.00 and inserting 2850.00.

Senator Shane moved the previous question on the amendment, which motion prevailed.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 5.

Anderson	Brookins	Kent	Leonard
Bissell			

Nays, 40.

Baird	Clark of	Hager	Rigby
Beatty	Cerro Gordo	Ickis	Rogers
Bennett	Clark of Linn	Kimberly	Shaff
Benson	Clark of Marion	Klemme	Shane
Bergman	Clearman	Lange	Stoddard
Blackford	Cochrane	Lowe	Tabor
Booth	Cole	McLeland	Thompson
Brush	Doran	Merritt	Topping
Carden	Frailey	Moen	Wilson of Page
Carroll	Gilchrist	Patterson	Wilson of Polk
Christophel			

Absent or not voting, 5.

Gunderson	MacDonald	Stanley	Ulstad
Langfitt			

The amendment was lost.

Senator MacDonald offered the following amendment and moved its adoption:

Amend line thirty (30) of sub-division one (1) of Section forty-seven (47) of Senate File No. Ten (10) as it appears on page sixty-nine (69) as follows:

"That the figures \$650,000 be stricken and that the figures \$100,000 be put in their stead."

Senator McLeland moved the previous question, which motion prevailed.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 15.

Anderson	Kent	McLeland	Thompson
Beatty	Leonard	Moen	Ulstad
Bissell	Lowe	Patterson	Wilson of Page
Carroll	MacDonald	Tabor	

Nays, 30.

Baird	Christophel	Gilchrist	Rigby
Bennett	Clark of Linn	Hager	Rogers
Benson	Clark of Marion	Ickis	Shaff
Bergman	Clearman	Kimberly	Shane
Blackford	Cochrane	Klemme	Stoddard
Booth	Cole	Lange	Topping
Brush	Doran	Merritt	Wilson of Polk
Carden	Frailey		

Absent or not voting, 5.

Brookins	Clark of Cerro Gordo	Gunderson Langfitt	Stanley
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The amendment was lost.

Senator MacDonald offered the following amendments and moved their adoption:

Amend lines sixty-eight and sixty-nine (68 and 69) of sub-division three (3) of Section forty-seven (47) of Senate File No. Ten (10) by striking the same.

Amend line eighty-one (81) of sub-division four (4) of Section Forty-seven (47) of Senate File No. Ten (10) by striking all of said line.

I move to strike line fifty-three (53) of sub-division twenty (20), of Section forty-seven (47) of Senate File No. Ten (10) as it appears on page seventy (70).

By unanimous consent on request of Senator MacDonald the amendments were withdrawn.

Senator Carroll offered the following amendment and moved its adoption:

Amend section 36, by striking out line 9 and inserting in lieu thereof the following:

"Inspectors (4), 10,800.00".

The amendment was adopted.

Senator Stoddard moved the previous question on the bill, with the exception of amendments to totals.

The motion prevailed.

CALL OF THE SENATE

MR. PRESIDENT: The undersigned hereby request a call of the Senate on Senate File No. 10 on final passage:

B. M. STODDARD	O. P. BENNETT
T. E. MOEN	J. G. MERRITT
G. W. PATTERSON	J. O. SHAFF
LEW MACDONALD	CHAS. D. BOOTH
GEO. W. TABOR	A. V. BLACKFORD
H. B. CARROLL	W. S. BAIRD
C. E. ANDERSON	WM. CARDEN
J. R. FRAILEY	C. L. RIGBY

HOUSE AMENDMENTS CONSIDERED

Senator Shaff called up for consideration Senate File No. 169, amended by the House, and moved that the Senate concur in the following amendments:

1. Strike all of section three (3).

On the question "Shall the Senate concur?" the vote was:

Ayes, 41.

Anderson	Clark of Linn	Klemme	Rigby
Baird	Clark of Marion	Lange	Rogers
Bennett	Cochrane	Langfitt	Shaff
Benson	Cole	Leonard	Shane
Bergman	Doran	Lowe	Stoddard
Bissell	Frailey	MacDonald	Tabor
Blackford	Hager	McLeland	Topping
Booth	Ickis	Merritt	Ulstad
Brush	Kent	Moen	Wilson of Page
Carden	Kimberly	Patterson	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 9.

Beatty	Clark of	Gilchrist	Stanley
Brookins	Cerro Gordo	Gunderson	Thompson
Christophel	Clearman		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

2. Amend section seven (7) by striking all of subsection one (1).

Senator Shaff offered the following as a substitute for the House amendment No. 2, and moved its adoption:

Amend by striking all of Section seven (7) and inserting in lieu thereof the following:

"Sec. 7. Mandatory construction levy. The board of supervisors shall, annually, at the September session of the board, commencing in 1929, levy, for secondary road construction purposes, a tax of two mills on the dollar on all the taxable property in the county, except on property within cities which control their own bridge levies."

On the question, "Shall the substitute amendment be adopted and the House amendment as amended be concurred in?" the vote was:

Ayes, 34.

Anderson	Carroll	Kent	Moen
Baird	Clark of Marion	Kimberly	Patterson
Benson	Clearman	Klemme	Rigby
Bergman	Cochrane	Lange	Shaff
Bissell	Cole	Lowe	Shane
Blackford	Doran	MacDonald	Stoddard
Booth	Frailey	McLeland	Tabor
Brush	Hager	Merritt	Wilson of Page
Carden	Ickis		

Nays, 2.

Clark of Linn Rogers

Absent or not voting, 14.

Beatty	Clark of	Langfitt	Topping
Bennett	Cerro Gordo	Leonard	Ulstad
Brookins	Gilchrist	Stanley	Wilson of Polk
Christophel	Gunderson	Thompson	

The House amendment as amended having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

3. Insert after section eight (8) the following:

"Sec. 8-a1. Gasoline—additional tax—distribution. There is hereby levied on all gasoline imported and used within the state a license fee of one cent (1c) per gallon which shall be in addition to the license fees levied by chapters two hundred fifty-one-a1 (251-a1) and two hundred forty-one-b1 (241-b1). All of the provisions and conditions of chapter two hundred fifty-one-a1 (251-a1) relating to the levy, collection or payment of the license fees on gasoline shall apply with equal force and effect to the license fee levied herein. Seventy per cent (70%) of the proceeds of the license fee collected under the provisions of this act shall be apportioned among the counties of the state in the same ratio that the area of the county bears to the total area of the state, and shall be credited to the secondary road construction fund. The remaining thirty per cent (30%) shall be apportioned among the cities and towns of the state in the same ratio that the population of each city or town bears to the total urban population of the state.

Senator Shane raised the point of order that this amendment was out of order as the same subject matter, contained in Senate File No. 19, had been indefinitely postponed in the Senate.

The President gave as his decision relative to the point raised by Senator Shane in regard to Senate consideration of amendment relative to the 4 cent gasoline tax, which was adopted by the House on Senate File No. 169, the following:

I refer you to Senate File No. 19, which was introduced on January 22nd, by Senator Gunderson, and to Senate Journal, pages 581 and 582 of March 7th, showing that the bill was indefinitely postponed by a vote of 32 ayes and 16 nays.

On page 44 of the rules of the 43d General Assembly, rule 45 incorporates Roberts Rules of Order in the Senate Rules. On page 153 of Roberts Rules of Order, in referring to postponing indefinitely, it says that if adopted, its effect is to suppress the main motion for that session, and in the last paragraph it states that if they carry the indefinite postponement, the main question is suppressed for the session.

Under the rules of the 70th Congress, called Jefferson's Manual, on page 178, article 436, in regard to motion to postpone indefinitely, it states in Section 2 that if they wish to suppress it for the whole session, they shall postpone it indefinitely, and further states "this quashes it for the whole session".

Under Smith's Diagram and Parliamentary Rules, which I consider the most concise and accurate form of parliamentary procedure, on page 19, section 6, it states that to postpone indefinitely "its effect is to remove the question from before the Assembly for that session".

The same point was raised in this session as to House File No. 117, Senate File No. 80, relative to income tax, which was indefinitely postponed 38 to 10 on February 19th, Senate Journal pages 367 and 370. A companion House bill, No. 117, was received in the Senate on February 21st, Senate Journal, page 423. A point was raised that this was the same subject matter as that which had been indefinitely postponed. The chair held, in view of the reference quoted, that the point was well taken. An appeal from the chair was taken and the chair was sustained by a vote of 46 to 2.

In view of the fact that the rules which we have adopted specifically state that in case a motion to indefinitely postpone is carried, the main question is suppressed for the session, and in view of the fact that Jefferson's Manual, and Smith's Diagram and Parliamentary Rules state that to postpone indefinitely "the effect is to remove the question from before the Assembly for that session", and as the presiding officer of this body, whose duty it is to rule honestly and fearlessly, regardless of consequences, I hold that the point is well taken.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 408 by striking therefrom the period (.) in line 10 of Section 1 and inserting a comma (,) therefor, and adding thereto the following: "provided that no such emergency tax levy shall be made until such municipality shall have first petitioned the Director of the Budget to make such levy and received his approval thereof."

W. A. CLARK.

MR. PRESIDENT: I move to amend S. F. No. 76 by inserting at the end of sub-section six (6) of section sixteen (16) the following:

"Provided, however, that no bank or loan and trust company or its officers or employees shall be required to divulge knowledge concerning the property of any person when such knowledge was obtained through information imparted as a part of a business transaction with or for such person and in the usual and ordinary course of business of said bank or loan and trust company, and was necessary and proper to the discharge of the duty of said bank or loan and trust company in relation to such business transaction. This proviso shall be additional to other provisions of the law relating to confidential and privileged communications."

Further amend S. F. No. 76 by amending sub-section two (2) of section sixteen (16) thereof as follows:

Strike from line three (3) the word "assessor" and insert the word "auditor", and—

Strike from line four (4) the words "a sufficient number of" and insert the words "forms for books", and—

Insert after the word "manner" and before the word "any" in line seven (7) the words "forms for".

C. A. BENSON.

MR. PRESIDENT: I move to amend Senate File No. 76 by inserting after section twenty-seven (27) thereof the following additional sections:

Sec. 27-a. County Assessors. There is hereby created in each county in the state the office of county assessor. The board of supervisors in each county at their first regular meeting in the year 1930 and at the same time each six (6) years thereafter shall appoint a competent and duly qualified person as county assessor. The county assessor shall assume his office on the second Monday in January after his appointment and shall hold office for a period of six (6) years, or until his successor is duly appointed and qualified; shall devote all of his time to the duties of his office and shall receive as compensation for his services a salary equal to that of the county auditor in such county, in case of vacancy in the office of county assessor the board of supervisors at their next regular meeting, or at a special meeting called for that purpose, shall appoint a county assessor for the unexpired portion of the term.

Sec. 27-b. Deputies. The county assessor shall, with the approval of the board of supervisors, appoint such deputy assessors as shall be necessary for the proper performance of the duties of his office. Such deputies may be appointed for temporary periods or for full annual periods as may be determined by the board of supervisors, and their compensation shall be fixed by said board.

Sec. 27-c. Bonds. The county assessor and his deputies shall each give bond for the faithful performance of the duties of the office in a sum to be fixed by the board of supervisors provided that the bond of the county assessor shall not be less than five thousand (\$5,000) dollars.

Sec. 27-d. Expenses. The county assessor and his deputies shall also receive their necessary expenses in traveling about the county in the performance of their official duties, such expenses to be audited and paid as are the expenses of other county officers.

Sec. 27-e. Office of Local Assessor Abolished. The office of assessor in all townships, towns and cities of the state, including cities under special charter, is hereby abolished and all of the powers, rights, privileges and duties of such local assessors now granted or imposed by law are hereby transferred to the county assessors of the respective counties.

Sec. 27-f. Duties. It shall be the duty of the county assessors:

(1) To assess or cause to be assessed all the property, personal and real, in each county except such as is exempted from taxation or the assessment of which is otherwise provided for.

(2) He shall personally or through his duly appointed and qualified deputies affix values to all property subject to taxation.

(3) He shall as far as practicable make or cause to be made a careful examination of all records and files in all county offices in his county in order to obtain all available information which may contribute to the accurate listing and assessing at its actual value, and to the proper persons, of all properties subject to taxation in his county.

(4) He shall co-operate with the State Board of Assessment and Review in the discharge of its duties and obey and execute all of the orders, directions and instructions of said State Board of Assessment and Review.

(5) He shall assess against the proper persons, and at its actual value, any and all property which he may find has been omitted from taxation and shall enter the same on the assessment roll of the proper taxing district.

(6) He shall list or cause to be listed every person in his county who shall be subject to any poll or head tax. In order to secure such list of persons liable for taxation the assessor may require each taxpayer to furnish the names of all employees over twenty-one years of age.

(7) When authorized by the State Board of Assessment and Review, he shall be their representative within his county.

(8) He shall on or before the 15th day of November of each year certify to the State Board of Assessment and Review the approximate number of assessment roles and returns required.

(9) He shall examine the books and records of any person, firm, association or corporation within the county, whenever he has reason to believe that such person, firm, association, or corporation has not listed its property as provided by law, and he shall have power to administer oaths and to examine under oath at any place in his county designated by him any person or the members of any partnership or the officers of any association or corporation within the county with reference to the property of such person, firm, association, or corporation subject to taxation.

(10) He shall on or before the first day of April of each year have in his office and he may keep in other accessible places in the county, forms prepared by the State Board of Assessment and Review for the listing and assessment of property, to be delivered, personally or by mail, upon request of any person whose duty it is to list property for taxation in said county.

(11) He shall file all certificates of levies and assessments made to him by the county auditor, and shall record in a book kept for that purpose all such levies.

Sec. 27-g. Quarters. The board of supervisors shall assign to the county assessor adequate quarters in the court house as conveniently accessible as possible to the quarters of the county auditor, and may, when necessary, provide office quarters for the county assessor in cities of the county other than the county seat.

Sec. 27-h. Effective Date. The provisions of sections twenty-seven-a to twenty-seven-g (27-a-27-g) inclusive of this act shall be in force and effect only from and after the first day of January, 1930.

J. O. SHAFF.

MR. PRESIDENT: I move to amend Senate File 397 by adding section three, to read as follows:

"Sec. 3. This act being deemed of immediate importance, shall be in force and effect from and after its publication in the Nonpareil, a newspaper of general circulation published in Council Bluffs, Iowa, and the Inwood Herald, published in Inwood, Iowa.

T. E. MOEN.

MOTIONS TO CONCUR IN HOUSE AMENDMENTS TO
SENATE FILE NO. 169

I move to concur in House Amendment No. 4.

I move to concur in House Amendment No. 5.

I move to concur in House Amendment No. 6.

I move to concur in House Amendment No. 7.

I move to concur in House Amendment No. 8.

I move to concur in House Amendment No. 9.

I move to concur in House Amendment No. 10.

I move to concur in House Amendment No. 11.

I move to concur in House Amendment No. 12.

I move to concur in House Amendment No. 13.

I move to amend House Amendment No. 14, which amends section thirty-five (35), as follows:

Strike the words "In the adoption of a program for local county roads, it may be provided" as they appear in lines twelve (12) and thirteen (13) thereof, and insert in lieu thereof the following:

"The board of supervisors of any county may provide".

And strike the word "entire" in line nineteen (19) in the same amendment, also strike the period (.) following the word "county" in line nineteen (19) and add the following:

"devoted to local county roads. In determining the amount thus set aside for use in any township the board shall use as a basis the relative mileage of local county roads in the township as compared to the entire mileage of local county roads in the county".

I move to concur in House Amendment No. 15.

I move to concur in House Amendment No. 16.

I move to concur in House Amendment No. 17.

I move to concur in House Amendment No. 18.

I move to concur in House Amendment No. 19.

I move to concur in House Amendment No. 20.

I move to concur in House Amendment No. 21.

I move to concur in House Amendment No. 22.

J. O. SHAFF.

On motion of Senator Shane, the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 28, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. S. A. Fulton, pastor of First Presbyterian church of Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Gunderson for the day on request of Senator Clark of Cerro Gordo.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the sifting committee:

By Senator Clark of Cerro Gordo, from voters in Franklin and Cerro Gordo counties, opposing the veterinary bill.

By Senator Clark of Cerro Gordo, from voters of Mason City, Iowa, opposing the general sales tax bills.

By Senator Stoddard, from the Parent-Teachers Association of Whittier School, Sioux City, Iowa, favoring the bill for the education of underprivileged children.

KIMBALL MEMORIAL RESOLUTION

Senator Baird offered the following resolution:

Whereas, Honorable Clem F. Kimball, Lieutenant Governor of the State of Iowa, and a member of the Senate in the Thirty-fifth, Thirty-sixth, Thirty-seventh, and Thirty-eighth General Assemblies, died at his home in Council Bluffs, Iowa,

Therefore, Be It Resolved by the Senate of the Forty-Third General Assembly, That a committee of five be appointed to draft suitable resolutions to commemorate his life, character, and services to the state.

By unanimous consent on request of Senator Baird, the resolution was taken up and considered.

The resolution was adopted and the President appointed as such committee, Senators Baird, Frailey, Shaff, Stoddard and Benson.

INTRODUCTION OF BILLS

Senate File No. 469, by committee on claims, a bill for an act to make an appropriation to George Burger.

Read first and second times and referred to committee on appropriations.

Senate File No. 470, by committee on claims, a bill for an act to make an appropriation to Dr. Craig M. Work.

Read first and second times and referred to committee on appropriations.

Senate File No. 471, by committee on claims, a bill for an act to make an appropriation to Ralph J. Shaw.

Read first and second times and referred to committee on appropriations.

Senate File No. 472, by committee on claims, a bill for an act to make an appropriation to James L. Armstrong.

Read first and second times and referred to committee on appropriations.

Senate File No. 473, by committee on claims, a bill for an act to make an appropriation to Joseph Roy Collins.

Read first and second times and referred to committee on appropriations.

Senate File No. 474, by committee on educational institutions, a bill for an act to amend section thirty-nine hundred twenty-six (3926), Code, 1927, relating to the acceptance of gifts for the state educational institutions and the investment of the money derived therefrom.

Read first and second times and referred to sifting committee.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 228, a bill for an act relating to docks and to authorize the levying of special assessments upon benefited property to pay the cost of street improvements and sewers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 398, a bill for an act relating to publication of financial statements and requirements for state aid to County and District Fairs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 518, a bill for an act for the relief of certain grantees of Harrison County, Iowa, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 519, a bill for an act relating to the use of materials for street improvements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 240, a bill for an act providing for arraignment and plea of the defendant in criminal actions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 248, a bill for an act providing for the payment of the expenses of the members of the General Assembly.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 382, a bill for an act relating to permanent registration of voters.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 433, a bill for an act relating to the filing of a certificate of issuance of stock.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 475, a bill for an act relating to levies by cities and towns to provide funds for municipal musical purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 500, a bill for an act relating to former convictions of criminal offenses.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 413, a bill for an act to provide for refund of taxes, fees, licenses collected from insurance companies by or through error, mistake, or erroneous interpretation of statute.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 341, a bill for an act to make permanent a transfer of funds by the Board of Supervisors of Shelby County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 422, a bill for an act to convey by patent real estate to the government of the United States.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 392, a bill for an act relating to the condemnation by cities of private property for right of way for sewers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 99, a bill for an act relating to the collection of gasoline license fees.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 124, a bill for an act relating to the inspection of barber shops.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 232, a bill for an act relating to stipulation for arbitration of loss under contracts of insurance.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 42, a bill for an act relating to the department of public docks in cities and towns having a population of less than thirty thousand.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 378, a bill for an act in relation to registrars acting in the dual duty of registrar and clerk of election.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 175, a bill for an act relating to dependent and neglected children, and to further define dependent child.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 174, a bill for an act relating to juvenile delinquency and to define contributing to dependency and to provide a penalty therefor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 83, a bill for an act relating to allowance for the support of tubercular patients.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 227, a bill for an act providing for the enforcement of rules and regulations by fine or imprisonment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House Joint Resolution No. 6, a bill for an act relating to the improvement of highways and making provision for the payment of the cost thereof.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 276, a bill for an act relating to the creation of a Board of Public Improvements in certain cities.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 293, a bill for an act relating to articles of incorporation of farm aid associations, etc.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 99

Amend section one (1), line eight (8), by striking the "comma" after the word "state" and inserting in lieu thereof the following:

"a statement showing financial responsibility satisfactory to said department, or".

Also by inserting after the word "bond" where same appears in lines twelve (12), fourteen (14), and eighteen (18) the following:

", or financial statement,".

Amend the title by inserting after the word "bond" where same appears in the last line the words "or financial statement".

HOUSE AMENDMENT TO SENATE FILE NO. 232

Amend section one by inserting after the word "final" in line twelve, the words: "only as to the arbitration".

HOUSE AMENDMENTS TO SENATE FILE NO. 124

Amend section one by striking from lines ten and eleven the following words: ", or any inspector of said department,"; also by striking the words "or its inspector" where they appear in lines fourteen, fifteen, sixteen and seventeen; also by changing the comma in line twenty-four to a period and striking the balance of the section.

HOUSE MESSAGES CONSIDERED

House File No. 220, a bill for an act to repeal Section four thousand eight hundred twenty-five (4825) of the Code, 1927, relating to notice of assessment for cutting noxious weeds, and to enact a substitute for the section repealed.

Read first and second times and referred to sifting committee.

House File No. 240, a bill for an act to amend Section thirteen thousand eight hundred (13800) as it appears in the Code, 1927, relating to the arraignment and plea of the defendant in criminal actions.

Read first and second times and referred to sifting committee.

House File No. 265, a bill for an act to amend the law as it appears in section forty-four hundred forty-six (4446) of the Code, 1927, relating to schools and textbooks therefor; to repeal the law as it now appears in sections forty-four hundred fifty-six (4456), forty-four hundred fifty-seven (4457), forty-four hundred fifty-eight (4458), forty-four hundred fifty-nine (4459), forty-four hundred sixty (4460), forty-four hundred sixty-one (4461), forty-four hundred sixty-two (4462), and forty-four hundred sixty-three (4463) of the Code, 1927, relating to the County uniformity of school textbooks and arranging for their selection and supply; to enact substitutes for the statutory provisions so

repealed, authorizing the County Board of Education to select, purchase and pay for school textbooks and to sell same to the respective districts; also to provide for the custody and distribution of such textbooks, and to make their use mandatory.

Read first and second times and referred to sifting committee.

House File No. 279, a bill for an act to amend Section nine thousand two hundred thirty-two (9232) of the Code, 1927, relating to the publication of reports of the condition of savings and state banks.

Read first and second times and referred to sifting committee.

House File No. 382, a bill for an act to amend Chapter thirty-nine B-1 (39-B1) and section five hundred and sixty-eight (568), of the Code, 1927, relating to permanent registration of voters.

Read first and second times and referred to sifting committee.

House File No. 398, a bill for an act to amend Sections twenty-nine hundred one (2901) and twenty-nine hundred two (2902) of the Code, 1927, relating to publication of financial statements and requirements for state aid to County and District Fairs.

Read first and second times and referred to sifting committee.

House File No. 412, a bill for an act to repeal Section ten thousand four hundred twenty-eight (10428), of the Code of 1927, and to enact a substitute therefor relating to the age at which marriages may be contracted.

Read first and second times and referred to sifting committee.

House File No. 504, a bill for an act to provide for the payment by the state of certain sums of money for the support of rural schools in school districts wherein the state is owner of agricultural land and said districts being located outside of cities and towns.

Read first and second times and referred to sifting committee.

House File No. 518, a bill for an act for the relief of certain grantees of Harrison County, Iowa, and for the purpose of having a patent issued in the name of Harrison County, Iowa, for certain tracts of land.

Read first and second times and referred to sifting committee.

House File No. 519, a bill for an act to amend the law as it appears in Section fifty-nine hundred seventy-five (5975), Code, 1927, relating to the use of materials for street improvements.

Read first and second times and referred to sifting committee.

House File No. 433, a bill for an act to amend the law as it appears in Section eighty-four hundred sixteen (8416), Code, 1927, relative to the filing of a certificate of issuance of stock.

Read first and second times and referred to sifting committee.

House File No. 475, a bill for an act to amend chapter two hundred ninety-six (296), Code, 1927, relating to levies by cities and towns to provide funds for municipal musical purposes.

Read first and second times and referred to sifting committee.

House File No. 500, a bill for an act to amend, revise and codify Sections nineteen hundred fifty-four (1954), nineteen hundred fifty-six (1956), nineteen hundred sixty-six (1966), thirteen thousand three hundred ninety-eight (13398) and thirteen thousand four hundred one (13401), and to amend Sections thirteen thousand three hundred ninety-six (13396), and thirteen thousand three hundred ninety-seven (13397), of the Code, 1927, relating to former convictions of criminal offenses.

Read first and second times and referred to sifting committee.

House Joint Resolution No. 6, proposing an amendment to the Constitution of the State of Iowa relating to the improvement of highways and making provision for the payment of the cost thereof.

Read first and second times and referred to sifting committee.

By unanimous consent, on request of Senator Benson, the rules were suspended and Senate File No. 467, reported out by the sifting committee, was returned to the committee on ways and means.

HOUSE AMENDMENTS CONSIDERED

Senator Shaff called up for consideration Senate File No. 169, amended by the House, and moved that the Senate concur in the following amendments:

Amend section ten (10) line one (1), by striking the words and figures "twenty-five per cent (25%)" and inserting in lieu "thirty-five per cent (35%)".

On the question, "Shall the Senate concur in the amendment to Sec. 10?" the vote was:

Ayes, 41.

Anderson	Carden	Hager	Patterson
Baird	Carroll	Ickis	Rigby
Beatty	Christophel	Kent	Rogers
Bennett	Clark of	Kimberly	Shaff
Benson	Cerro Gordo	Klemme	Stanley
Bergman	Clark of Marion	Langfitt	Stoddard
Bissell	Clearman	Lowe	Tabor
Blackford	Cochrane	MacDonald	Ulstad
Booth	Cole	Merritt	Wilson of Page
Brookins	Doran	Moen	Wilson of Polk
Brush	Gilchrist		

Nays, none.

Absent or not voting, 9.

Clark of Linn	Lange	McLeland	Thompson
Frailey	Leonard	Shane	Topping
Gunderson			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Insert after section fifteen (15) the following:

Sec. 15-a1. Mandatory levy. The Board of Supervisors shall, annually, at the September session of the Board, commencing in 1929, levy two and one-half (2½) mills on the dollar on all taxable property of the county, the same to be pledged either to the construction fund or the maintenance fund as the Board may direct.

Senator Clark of Linn offered the following amendment to the House amendment No. 5 and moved its adoption:

Amend by striking the word "either" from line 4, also by striking from line 5 the clause, "or the maintenance fund as the Board may direct."

The amendment to the amendment was lost.

On the question, "Shall the Senate concur in the amendment to Sec. 15?" the vote was:

Ayes, 32.

Anderson	Bergman	Booth	Carden
Baird	Bissell	Brookins	Carroll
Bennett	Blackford	Brush	Christophel

Clark of Cerro Gordo	Doran Hager	Lowe Moen	Shane Stoddard
Clark of Marion	Ickis	Patterson	Tabor
Clearman	Kent	Rigby	Ulstad
Cochrane	Klemme	Shaff	Wilson of Page
Cole			

Nays, 7.

Beatty	Kimberly	Thompson	Wilson of Polk
Clark of Linn	Rogers	Topping	

Absent or not voting, 11.

Benson	Gunderson	Leonard	Merritt
Frailey	Lange	MacDonald	Stanley
Gilchrist	Langfitt	McLeland	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Strike all of section seventeen (17).

Strike all of section nineteen (19) and insert in lieu thereof the following:

"Sec. 19. Duty of Highway Commission. The State Highway Commission shall when requested by the Board of Supervisors, advise with said Board as to the manner of constructing and maintaining the secondary roads."

Amend section twenty (20), line four (4), by striking the words and figure "one (1) year" and inserting in lieu "three (3) years".

Also further amend section twenty (20) by striking the last sentence following the word "Board" in line five (5).

Amend section twenty-two (22), line four (4), strike the words and figures "one thousand (1,000)" and insert in lieu "two thousand (2,000)".

Amend section twenty-six (26), line four (4), by inserting after the word "township" the words "not later than January first".

Amend section twenty-seven (27), line four (4) and five (5), strike out the following:

“, and of the roads which will be added thereto in the future.”.

Further amend said section by striking the last sentence.

Amend section thirty-four (34) by adding thereto the following:

"The township representatives shall receive the same per diem and mileage for attendance at said meeting as received by the members of the Board of Supervisors and shall be paid from the construction fund."

On the question, "Shall the Senate concur in House amendments to sections 17, 19, 20, 22, 26, 27 and 34?" the vote was:

Ayes, 42.

Anderson	Christophel	Kent	Rogers
Baird	Clark of	Kimberly	Shaff
Bennett	Cerro Gordo	Klemme	Shane
Benson	Clark of Linn	Lange	Stanley
Bergman	Clark of Marion	Langfitt	Stoddard
Bissell	Clearman	Lowe	Tabor
Blackford	Cochrane	MacDonald	Thompson
Booth	Cole	Merritt	Topping
Brush	Doran	Moen	Wilson of Page
Carden	Hager	Patterson	Wilson of Polk
Carroll	Ickis	Rigby	

Nays, none.

Absent or not voting, 8.

Beatty	Frailey	Gunderson	McLeland
Brookins	Gilchrist	Leonard	Ulstad

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Amend section thirty-five (35) by striking from line one (1) the word "supervisors" and inserting in lieu "approval".

Further amend said section by striking out of line five (5) the words "subject to the final adoption by the Board of Supervisors" and inserting in lieu "but the action of this Board shall be final".

Also further amend said section by adding at the end thereof the following:

"The Board of Approval in planning said construction program shall distribute the improvements in such manner as will give to each township, as soon as may be, an equitable mileage of improved roads, and those townships which have heretofore improved their township roads shall not be discriminated against in this new improvement program.

In the adoption of a program for local county roads, it may be provided that the work of maintaining the local county roads of a township shall be performed by the township trustees, subject to the supervision of the county highway engineer. In such case the township trustees shall retain their road equipment, and the Board of Supervisors shall set aside in the county treasury a sum from the secondary road maintenance fund, which shall be said township's proportionate share of the entire maintenance funds for said county."

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Strike the words "In the adoption of a program for local county roads, it may be provided" as they appear in lines twelve (12) and thirteen (13) thereof, and insert in lieu thereof the following:

"The board of supervisors of any county may provide".

And strike the word "entire" in line nineteen (19) in the same amendment, also strike the period (.) following the word "county" in line nineteen (19) and add the following:

"devoted to local county roads. In determining the amount thus set aside for use in any township the board shall use as a basis the relative mileage of local county roads in the township as compared to the entire mileage of local county roads in the county".

The amendment to the amendment was adopted.

Senator Shane moved the previous question on the pending amendment, which motion prevailed.

On the question, "Shall the Senate concur in House amendments to section 35 as amended?" the vote was:

Ayes, 36.

Anderson	Carroll	Hager	Shaff
Baird	Clark of	Kent	Shane
Bennett	Cerro Gordo	Klemme	Stanley
Benson	Clark of Marion	Lowe	Stoddard
Bergman	Clearman	MacDonald	Tabor
Bissell	Cochrane	Merritt	Thompson
Blackford	Cole	Patterson	Topping
Booth	Doran	Rigby	Wilson of Page
Brush	Frailey	Rogers	Wilson of Polk
Carden			

Nays, 4.

Clark of Linn	Ickis	Kimberly	Lange
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Absent or not voting, 10.

Beatty	Gilchrist	Leonard	Ulstad
Brookins	Gunderson	McLeland	
Christophel	Langfitt	Moen	

The House amendments, as amended, having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Strike section thirty-six (36) and insert in lieu thereof the following:

"The Board of Supervisors shall, immediately after the adoption of the local county road program, meet and adopt a program of county trunk roads."

Amend section forty-two (42) by adding thereto the following:

"Each bidder on secondary road construction work shall file with the Board, statements showing his financial standing, his equipment and his experience in the execution of construction work. Said statements shall be on standard forms prepared by the State Highway Commission.

In the award of contracts, due consideration shall be given not only to the prices bid, but also to the financial standing of the contractor, his equipment, and his experience in the performance of like or similar contracts as shown by such statements."

Amend section forty-three (43) by striking from line eight (8) and nine (9) the following:

" , subject to the approval of the State Highway Commission".

Strike section forty-eight (48) and insert in lieu thereof the following:

"Sec. 48. The board of supervisors may, subject to the approval of the council of any city or town, purchase or condemn right of way therefor or eliminate danger at railroad crossings, and shall grade, drain, bridge, gravel or maintain any road or street which is a continuation of the county trunk highway system, or a continuation of a county local road which is built to grade and surfaced or about to be built to grade and surfaced, and which is (1) within, or partly within and located along the corporate limits of, any town, or (2) within or partly within and located along the corporate limits of, any city, including cities under special charter, having a population of less than twenty-five hundred (2500) or (3) within that part of any city, including cities acting under special charter, where the houses or business houses average not less than two hundred (200) feet apart. The location of such extensions shall be determined by the board of supervisors. The council's approval shall extend only to the consideration of such improvements in their relationship to municipal improvements, such as sewers, water lines, change of established street grades, sidewalks or other municipal improvements.

Amend section forty-nine (49) by striking out of lines one (1), two (2) and three (3) the following:

"may, with the approval of the State Highway Commission, issue anticipatory certificates" and inserting in lieu thereof the following:

"before issuing anticipatory certificates shall seek the advice of the State Highway Commission and issue said certificates".

Further amend said section by striking from lines three (3) and four (4) the words and figures "seventy-five per cent (75%)" and inserting in lieu thereof "fifty per cent (50%)".

On the question, "Shall the Senate concur in House amendments to sections 36, 42, 43, 48 and 49?" the vote was:

Ayes, 41.

Anderson	Christophel	Kent	Rogers
Baird	Clark of	Kimberly	Shaff
Bennett	Cerro Gordo	Klemme	Shane
Benson	Clark of Marion	Lange	Stanley
Bergman	Clearman	Lowe	Stoddard
Bissell	Cochrane	MacDonald	Tabor
Blackford	Cole	Merritt	Thompson
Booth	Doran	Moen	Topping
Brush	Frailey	Patterson	Wilson of Page
Carden	Hager	Rigby	Wilson of Polk
Carroll	Ickis		

Nays, none.

Absent or not voting, 9.

Beatty	Gilchrist	Langfitt	McLeland
Brookins	Gunderson	Leonard	Ulstad
Clark of Linn			

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Insert immediately after section fifty-seven (57) the following:

ROAD POLL TAX

Sec. 57-a1. Poll Tax. A road poll tax of four dollars (\$4.00) is hereby annually levied on every male person, including the male officers and employees of any state institution, if any, (but not including any committed inmate of such institution) over the age of twenty-one (21) years and under forty-five (45) years, who are residents of the county outside the corporate limits of cities and towns.

Sec. 57-a2. Assessors to collect. The township assessor, while making the assessment for his township, shall collect such tax from every person subject thereto.

Sec. 57-a3. Claims for exemption. Any person who because of physical disability and inability to pay may appear before the local board of equalization, and present his claim for exemption from such tax, and the decision of the local Board shall be final.

Sec. 57-a4. Return to county treasurer. The assessor, upon the completion of his work, shall prepare a list of all persons subject to said tax in his township, and clearly indicate thereon those who have paid said tax, and promptly forward said list to the county treasurer. At the same time, the assessor shall pay the entire proceeds of said collections to the county treasurer, who shall credit the same to the secondary roads maintenance fund.

Said assessor shall take duplicate receipts from the county treasurer, one of which he shall retain and one of which he shall file with the county auditor.

Sec. 57-a5. The duty to collect any unpaid poll tax is hereby imposed on the county treasurer.

Sec. 57-a6. Action to recover poll tax. In case of failure of any person to pay said poll tax, the county treasurer, with the approval of the Board of Supervisors, may appoint and authorize deputies to recover said tax by action in their name, and no property or wages belonging to such person shall be exempt from execution for such tax. Such action shall be brought before any justice of the peace in the county where such person resides.

Sec. 57-a7. Delinquent poll tax list—lien. The county treasurer shall, on October first of each year, file with the county auditor a list of the names of all persons in each township, who have not paid said poll tax.

The county auditor shall, in making up the tax books for the ensuing year for each township, enter said unpaid poll tax in connection with any other taxes against the delinquent, and said poll tax shall, on January first, following, become and remain a lien on all real estate of the delinquent until paid.

Senator Doran invoked rule 8.

On the question, "Shall the Senate concur in the foregoing House amendment?" the vote was:

Ayes, 33.

Baird	Christophel	Ickis	Moen
Beatty	Clark of	Kent	Patterson
Bennett	Cerro Gordo	Kimberly	Rigby
Bergman	Clearman	Klemme	Rogers
Blackford	Cochrane	Langfitt	Shaff
Booth	Cole	MacDonald	Stanley
Brush	Doran	McLeland	Stoddard
Carden	Frailey	Merritt	Tabor
Carroll	Hager		

Nays, 15.

Anderson	Clark of Marion	Low	Ulstad
Bissell	Gilchrist	Shane	Wilson of Page
Brookins	Lange	Thompson	Wilson of Polk
Clark of Linn	Leonard	Topping	

Absent or not voting, 2.

Benson Gunderson

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Amend section fifty-nine (59) by inserting after the word "township" in line four (4) the following:

"except as provided in section thirty-five (35)".

Amend section sixty-one (61) by adding thereto the following:

"In townships where the indebtedness to the county exists, the amount of such indebtedness shall be deducted from the amount expended for road work in such townships in nineteen hundred thirty (1930)."

On the question, "Shall the Senate concur in House amendments to sections 59 and 61?" the vote was:

Ayes, 37.

Baird	Clark of	Kent	Rogers
Bennett	Cerro Gordo	Kimberly	Shaff
Bergman	Clark of Marion	Klemme	Stanley
Blackford	Clearman	Lange	Stoddard
Booth	Cochrane	Langfitt	Taber
Brush	Cole	Lowe	Thompson
Carden	Doran	McLeland	Topping
Carroll	Frailay	Merritt	Ulstad
Christophel	Hager	Moen	Wilson of Page
	Ickis	Rigby	

Nays, none.

Absent or not voting, 13.

Anderson	Bissell	Gilchrist	MacDonald
Beatty	Brookins	Gunderson	Patterson
Benson	Clark of Linn	Leonard	Shane
			Wilson of Polk

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Amend the title by inserting in line six (6) following the "comma" after the word "taxes" the following:

"to provide for a road poll tax, and for the collection thereof, to provide for the collection of an additional tax on gasoline and the distribution of the same".

Senator Shaff offered the following amendment to the House amendment and moved its adoption:

Amend by striking all after the word "thereof," in line 1.

The amendment to the amendment was adopted.

On the question, "Shall the Senate concur in the House amendment to the title, as amended?" the vote was:

Ayes, 38.

Anderson	Bissell	Carden	Clearman
Baird	Blackford	Carroll	Cochrane
Bennett	Booth	Christophel	Cole
Bergman	Brush	Clark of Marion	Doran

Frailey	Lowe	Rigy	Tabor
Hager	MacDonald	Rogers	Thompson
Ickis	McLeland	Shaff	Topping
Kent	Merritt	Stanley	Wilson of Page
Kimberly	Moen	Stoddard	Wilson of Polk
Klemme	Patterson		

Nays, none.

Absent or not voting, 12.

Beatty	Clark of	Gunderson	Leonard
Benson	Cerro Gordo	Lange	Shane
Brookins	Clark of Linn	Langfitt	Ulstad
	Gilchrist		

The House amendment, as amended, having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Shaff moved to reconsider the vote by which the Senate concurred in and adopted the House amendment relative to road poll tax.

On the question, "Shall the Senate reconsider?" the vote was:

Ayes, 39.

Anderson	Christophel	Kimberly	Rogers
Baird	Clark of Marion	Klemme	Shaff
Beatty	Clearman	Lange	Stanley
Bennett	Cochrane	Leonard	Stoddard
Bergman	Cole	Lowe	Tabor
Blackford	Doran	MacDonald	Thompson
Booth	Frailey	Merritt	Topping
Brush	Hager	Moen	Wilson of Page
Carden	Ickis	Patterson	Wilson of Polk
Carroll	Kent	Rigy	

Nays, none.

Absent or not voting, 11.

Benson	Clark of	Gilchrist	McLeland
Bissell	Cerro Gordo	Gunderson	Shane
Brookins	Clark of Linn	Langfitt	Ulstad

The motion to reconsider prevailed.

Senator Wilson of Page offered the following amendment and moved its adoption:

Amend by adding to the amendment relating to road poll tax the following paragraph:

"Should any court of competent jurisdiction within the State of Iowa declare any of the provisions of this act unconstitutional, illegal, or void, such decision shall not invalidate any other provision herein contained.

The amendment to the amendment was adopted.

On the question, "Shall the Senate concur in House amendment relating to road poll tax as amended?" the vote was:
the vote was:

Ayes, 30.

Anderson	Carroll	Hager	Merritt
Baird	Christophel	Ickis	Moen
Bennett	Clark of Marion	Kent	Rigby
Bissell	Clearman	Kimberly	Rogers
Blackford	Cochrane	Klemme	Shaff
Booth	Cole	Lange	Stoddard
Brush	Doran	MacDonald	Topping
Carden	Frailey		

Nays, 2.

Clark of Linn Wilson of Page

Absent or not voting, 18.

Beatty	Clark of	Leonard	Stanley
Benson	Cerro Gordo	Lowe	Tabor
Bergman	Gilchrist	McLeland	Thompson
Brookins	Gunderson	Patterson	Ulstad
	Langfitt	Shane	Wilson of Polk

The House amendment as amended having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Thompson moved that the Senate reconsider the vote by which the Senate concurred in and adopted the House amendment to Sec. 48.

On the question, "Shall the Senate reconsider?" the vote was:

Ayes, 40.

Baird	Clark of	Kent	Patterson
Bennett	Cerro Gordo	Kimberly	Rigby
Bergman	Clark of Linn	Klemme	Rogers
Blackford	Clark of Marion	Lange	Shaff
Booth	Clearman	Langfitt	Stoddard
Brookins	Cochrane	Lowe	Tabor
Brush	Cole	MacDonald	Thompson
Carden	Doran	McLeland	Topping
Carroll	Frailey	Merritt	Wilson of Page
Christophel	Hager	Moen	Wilson of Polk
	Ickis		

Nays, none.

Absent or not voting, 10.

Anderson	Bissell	Leonard	Stanley
Beatty	Gilchrist	Shane	Ulstad
Benson	Gunderson		

The motion to reconsider prevailed.

Senator Thompson offered the following amendment and moved its adoption:

Amend House amendment to section 48 by adding the following: "Sec. 48a. The provisions of section forty-eight (48) of this act shall apply to cities acting under special charter."

The amendment was adopted.

On the question, "Shall the Senate concur in House amendment to Sec. 48 as amended?" the vote was:

Ayes, 42.

Anderson	Christophel	Ickis	Moen
Baird	Clark of	Kent	Patterson
Beatty	Cerro Gordo	Kimberly	Rigby
Bennett	Clark of Linn	Klemme	Stanley
Bergman	Clark of Marion	Lange	Stoddard
Bissell	Clearman	Langfitt	Thompson
Blackford	Cochrane	Leonard	Topping
Booth	Cole	Lowe	Ulstad
Brush	Doran	MacDonald	Wilson of Page
Carden	Frailey	McLeland	Wilson of Polk
Carroll	Hager	Merritt	

Nays, none.

Absent or not voting, 8.

Benson	Gilchrist	Rogers	Shane
Brookins	Gunderson	Shaff	Tabor

The House amendment as amended having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Shaff moved that the vote by which the Senate concurred in the House amendments be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Stoddard called up for consideration Senate File No. 124, amended by the House, and moved that the Senate concur in the following amendments:

Amend by making the comma in line twenty-four (24) of section one (1) a period and the balance of that section be stricken from the bill.

Amend by striking from lines ten (10) and eleven (11) the following words "or any inspector of said department,"; also amend by striking the words "or its inspector" where they appear in lines fourteen (14), fifteen (15), sixteen (16) and seventeen (17).

On the question, "Shall the Senate concur?" the vote was:

Ayes, 28.

Anderson	Clark of Linn	Ickis	Merritt
Bennett	Clearman	Kent	Moen
Bergman	Cochrane	Kimberly	Patterson
Blackford	Cole	Klemme	Rogers
Brush	Doran	Lange	Shaff
Carden	Frailey	Langfitt	Stoddard
Christophel	Hager	Lowe	Topping

Nays, none.

Absent or not voting, 22.

Baird	Carroll	Leonard	Tabor
Beatty	Clark of	MacDonald	Thompson
Benson	Cerro Gordo	McLeland	Ulstad
Bissell	Clark of Marion	Rigby	Wilson of Page
Booth	Gilchrist	Shane	Wilson of Polk
Brookins	Gunderson	Stanley	

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Ickis called up for consideration Senate File No. 298, amended by the House, and moved that the Senate concur in the following amendments:

Strike from section two (2) all following the period in line seven (7) down to the period in line eleven (11) and substitute in lieu thereof the following:

"For the purposes of the next succeeding section the state shall be divided into two (2) zones as follows:

1. The northern zone shall embrace all counties of the state north of the township line which divides the townships in Range 81 N. from those of Range 82 N. except such portions of Cedar and Clinton counties as are north of such township line.

2. The southern zone shall embrace all counties south of the township line which divides the townships of Range 81 N. from those of Range 82 N. and those portions of Cedar and Clinton counties lying north of said township line."

Also, amend section two (2), line twelve (12), by inserting after the word "ensnare" the words "oposum or raccoon in the northern district, from October twentieth to December first; in the southern district from November first to December twentieth,".

Also, amend section two (2); line thirteen (13), by inserting the word "other" after the word "the".

By unanimous consent, on request of Senator Ickis, action was deferred until 2:00 p. m.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Files Nos. 84, 451, 142, and 7, and House Files Nos. 86, 157, 264, 321, 391, 135, 239, 244, 254, 260, 277, 316, 362, 376, 384, 401, and 449.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 84, 451, 142 and 7, and House Files Nos. 135, 239, 244, 254, 260, 277, 316, 362, 376, 384, 401, 449, 86, 157, 264, 321 and 391.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 28th day of March, 1929, sent to the governor for his approval, Senate Files Nos. 84, 451, 142 and 7.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

On motion of Senator Stoddard, the Senate adjourned until 2:00 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor, stating that he had, on March-28, approved of the following bills.

Senate File No. 142, an act to amend chapter 264 of the Code, 1927.

Senate File No. 7, relating to the failure of the defendant to testify in a criminal prosecution.

Senate File No. 451, relating to the re-establishment of Rice Lake located in Winnebago and Worth counties.

Senate File No. 84, relating to compensation of county officers.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 205, a bill for an act relating to gasoline curb pumps.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 125, a bill for an act relating to practicing barbering.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 89, a bill for an act relating to falsely assuming to be and impersonating officers, so as to extend the provisions thereof to include state agents and peace officers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 269, a bill for an act providing for the disposal of conveyances seized when used in the illegal transportation of intoxicating liquor.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 125

Amend section one (1) by striking all of lines five (5), six (6), seven (7), and eight (8).

Strike out all of section two (2).

HOUSE AMENDMENTS TO SENATE FILE NO. 89

Amend section one (1) by striking from line five (5) the words "state agent".

Also by striking from line seven (7) the words "or his deputies".

HOUSE AMENDMENT TO SENATE FILE NO. 269

Amend section one (1) by adding thereto the following:

"The board of supervisors of a county may apply to the department of justice that any motor vehicle seized in such county and requisitioned under this section be delivered to such board for the use in performing official duties by officials and officers of the county. The department of justice may allow such application whereupon the automobile shall be delivered to the board of supervisors for use in accord with such application."

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE FILE NO. 298 RESUMED

Senator Thompson offered the following amendment and moved its adoption:

Amend the House amendment to Senate File No. 298, as follows:

1. Amend paragraph one (1) by striking from line three (3) the word "Range" appearing in said line in two (2) places.
2. Amend paragraph two (2) by striking from line two (2) and line three (3) thereof the word "Range".

The amendment was adopted.

On the question, "Shall the Senate concur in the first two House amendments as amended?" the vote was:

Ayes, 45.

Anderson	Christophel	Kent	Patterson
Baird	Clark of	Kimberly	Rigby
Beatty	Cerro Gordo	Klemme	Rogers
Bennett	Clark of Marion	Lange	Shane
Benson	Clearman	Langfitt	Stanley
Bergman	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Topping
Brookins	Frailey	McLeland	Ulstad
Brush	Gilchrist	Merritt	Wilson of Page
Carden	Hager	Moen	Wilson of Polk
Carroll	Ickis		

Nays, none.

Absent or not voting, 5.

Bissell	Gunderson	Shaff	Thompson
Clark of Linn			

The House amendments, as amended, having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

On the question, "Shall the Senate concur in the last House amendment?" the vote was:

Ayes, none.

Nays, 48.

Anderson	Christophel	Ickis	Patterson
Baird	Clark of	Kent	Rigby
Beatty	Cerro Gordo	Kimberly	Rogers
Bennett	Clark of Linn	Klemme	Shaff
Benson	Clark of Marion	Lange	Shane
Bergman	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Topping
Brookins	Frailey	McLeland	Ulstad
Brush	Gilchrist	Merritt	Wilson of Page
Carden	Hager	Moen	Wilson of Polk
Carroll			

Absent or not voting, 2.

Gunderson Thompson

The third House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

By unanimous consent, on his own request, Senator Thompson was excused for the remainder of the day.

There being a call of the Senate on final consideration of Senate File No. 10, the roll was called and revealed the presence of all Senators except Gunderson and Thompson, who were previously excused.

THIRD READING OF BILLS

On motion of Senator Stoddard, Senate File No. 10, a bill for an act to establish the general fund for the State of Iowa, for the biennium beginning July 1, 1929, and ending June 30, 1931, and to appropriate therefrom for all departments and various divisions thereof, of the State of Iowa, for all purposes provided by law, for the said biennium, was taken up, and considered.

Senator Stoddard offered the following amendments and moved their adoption:

Amend section three as follows:

In lines three and four strike the words and figures "four hundred seventy-one thousand four hundred fifty dollars (\$471,450.00)" and insert "four hundred seventy-two thousand three hundred fifty dollars (\$472,350.00)".

In line twenty-seven strike "\$127,000.00" and insert "\$127,600.00".

In line thirty-one strike "\$169,000.00" and insert "\$169,600.00".

In line seventy-eight strike "\$7,100.00" and insert "\$7,400.00".

In line eighty-five strike "\$8,300.00" and insert "\$8,600.00".

In line eighty-eight strike "\$471,450.00" and insert "\$472,350.00".

Amend section five as follows:

In line three and four strike the words and figures "twenty-seven thousand five hundred dollars (\$27,500.00)" and insert "twenty-eight thousand dollars (\$28,000.00)".

In line twenty-six strike "\$3,000.00" and insert "\$3,500.00".

In line twenty-nine strike "\$27,500.00" and insert "\$28,000.00".

Amend section eight as follows:

In line three strike the words and figures "ninety thousand dollars (\$90,000.00)" and insert "one hundred thirty thousand dollars (\$130,000.00)".

In line nine strike "\$90,000.00" and insert "\$130,000.00".

Amend section nine as follows:

In lines three and four strike the words and figures "eighty-four thousand six hundred forty dollars (\$84,640.00)" and insert "eighty-six thousand eighty dollars (\$86,080.00)".

In line twenty-six strike "\$57,290.00" and insert "\$58,730.00".

In line thirty-seven strike "\$79,940.00" and insert "\$81,380.00".

In line fifty strike "\$84,640.00" and insert "\$86,080.00".

Amend section ten as follows:

In lines three and four strike the words and figures "fifty-eight thousand nine hundred twenty dollars (\$58,920.00)" and insert "sixty-one thousand seven hundred (\$61,700.00)".

In line twenty-six strike "\$56,670.00" and insert "\$59,450.00".

In line thirty-four strike "\$58,920.00" and insert "\$61,700.00".

Amend section twelve as follows:

In lines three and four strike the words and figures "forty-four thousand one hundred twelve dollars (\$44,112.00)" and insert "fifty-four thousand one hundred twelve dollars (\$54,112.00)".

In line twenty-four strike "\$13,812.00" and insert "\$23,812.00".

In line twenty-six strike "\$31,712.00" and insert "\$41,712.00".

In line thirty strike "\$44,112.00" and insert "\$54,112.00".

Amend section thirteen as follows:

In lines three and four strike the words and figures "eight thousand seven hundred dollars (\$8,700.00)" and insert "nine thousand dollars (\$9,000.00)".

In line ten strike "\$3,300.00" and insert "\$3,600.00".

In line twenty strike "\$8,700.00" and insert "\$9,000.00".

Amend section fourteen as follows:

In lines three and four strike the words and figures "twenty-three thousand one hundred eighty dollars (\$23,180.00)" and insert "twenty-four thousand two hundred eighty dollars (\$24,280.00)".

In line twenty-one strike "\$23,180.00" and insert "\$24,280.00".

In line twenty-four strike "\$23,180.00" and insert "\$24,280.00".

Amend section fourteen-a as follows:

In lines three and four strike the words and figures "two hundred four thousand two hundred fifty dollars (\$204,250.00)" and insert "two hundred thirty-four thousand two hundred fifty dollars (\$234,250.00)".

In line fifteen strike "\$204,250.00" and insert "\$234,250.00".

In line eighteen strike "\$204,250.00" and insert "\$234,250.00".

Amend section seventeen as follows:

In lines three and four strike the words and figures "seventeen thousand dollars (\$17,000.00)" and insert "seventeen thousand three hundred dollars (\$17,300.00)".

In line thirteen strike "\$980.00" and insert "\$10,100.00".

In line twenty-three strike "\$17,000.00" and insert "\$17,300.00".

Amend section eighteen as follows:

In lines three and four strike the words and figures "eight thousand nine hundred dollars (\$8,900.00)" and insert "sixteen thousand nine hundred dollars (\$16,900.00)".

In line eleven strike "\$5,400.00" and insert "\$5,900.00".

In line thirteen-b insert "\$11,000.00".

In line sixteen strike "\$8,900.00" and insert "\$16,900.00".

Amend section nineteen as follows:

In lines three and four strike the words and figures "twenty thousand six hundred dollars (\$20,600.00)" and insert "twenty thousand seven hundred dollars (\$20,700.00)".

In line fourteen strike "\$16,500.00" and insert "\$16,600.00".

In line twenty-four strike "\$20,600.00" and insert "\$20,700.00".

Amend section twenty-one as follows:

In lines three and four strike the words and figures "seventy-one thousand nine hundred twenty-five dollars (\$71,925.00)" and insert "eighty-one thousand five hundred twenty-five dollars (\$81,525.00)".

In line twenty-five strike "\$36,200.00" and insert "\$40,200.00".

In line thirty-three strike "\$16,500.00" and insert "\$18,800.00".

In line thirty-five strike "\$52,700.00" and insert "\$59,000.00".

In line forty-six strike "\$13,600.00" and insert "\$14,000.00".

In line fifty-three strike "\$5,625.00" and insert "\$8,525.00".

In line fifty-five strike "\$19,225.00" and insert "\$22,525.00".

In line fifty-seven strike "\$71,925.00" and insert "\$81,525.00".

Amend section twenty-two as follows:

In lines three and four strike the words and figures "thirty-six thousand two hundred fifty dollars (\$36,250.00)" and insert "forty-eight thousand three hundred ten dollars (\$48,310.00)".

In line thirty-nine strike "\$5,400.00" and insert "\$13,560.00".

In line fifty-five strike "\$36,250.00" and insert "\$48,310.00".

Amend section twenty-three as follows:

In lines three and four strike the words and figures "thirty-six thousand two hundred dollars (\$36,200.00)" and insert "forty thousand two hundred dollars (\$40,200.00)".

In line twelve strike "\$16,500.00" and insert "\$17,500.00".

In line fourteen strike "\$36,200.00" and insert "\$40,200.00".

Amend section twenty-four as follows:

In lines three and four strike the words and figures "thirty-six thousand five hundred thirty dollars (\$36,530.00)" and insert "thirty-six thousand seven hundred thirty dollars (\$36,730.00)".

In line twenty-two strike "\$2,080.00" and insert "\$2,280.00".

In line twenty-three strike "\$18,730.00" and insert "\$18,930.00".

In line thirty-three strike "\$36,530.00" and insert "\$36,730.00".

Amend section twenty-five as follows:

In lines three and four strike the words and figures "fifty-three thousand eight hundred sixty dollars (\$53,860.00)" and insert "fifty-six thousand three hundred sixty dollars (\$56,360.00)".

In line thirty strike "\$11,500.00" and insert "\$14,000.00".

In line thirty-three strike "\$53,860.00" and insert "\$56,360.00".

Amend section twenty-six as follows:

In lines three and four strike the words and figures "ninety-eight thousand three hundred fifty dollars (\$98,350.00)" and insert "ninety-eight thousand nine hundred fifty dollars (\$98,950.00)".

In line seventeen strike "\$32,100.00" and insert "\$32,700.00".

In line twenty-six strike "\$98,350.00" and insert "\$98,950.00".

Amend section twenty-eight as follows:

In lines three and four strike the words and figures "twenty-three thousand fifty dollars (\$23,050.00)" and insert "twenty-three thousand seven hundred seventy dollars (\$23,770.00)".

In line seventeen strike "\$14,100.00" and insert "\$14,820.00".

In line twenty-seven strike "\$23,050.00" and insert "\$23,770.00".

Amend section twenty-nine as follows:

In lines three and four strike the words and figures "fifty-two thousand seven hundred dollars (\$52,700.00)" and insert "fifty-three thousand dollars (\$53,000.00)".

In line eighteen strike "\$16,500.00" and insert "\$16,800.00".

In line twenty-one strike "\$22,500.00" and insert "\$22,800.00".

In line fifty-six strike "\$52,700.00" and insert "\$53,000.00".

Amend section 32 as follows: (In lines 3 and 4)

Strike the words and figures "Thirty-two thousand six hundred dollars (\$32,600.00)" and insert "Thirty-three thousand five hundred dollars (\$33,500.00)".

In line 13 strike \$21,600.00 and insert \$22,500.00.

In line 17 strike \$32,600.00 and insert \$33,500.00.

In line 19 strike \$32,600.00 and insert \$33,500.00.

Amend section 33 as follows:

In lines 3 and 4 strike the words and figures eight thousand and four hundred dollars (\$8,400.00) and insert eight thousand nine hundred dollars (\$8,900.00).

In line 11 strike \$6,800.00 and insert \$7,200.00.

In line 16 strike \$1,600.00 and insert \$1,700.00.

In line 18 strike \$8,400.00 and insert \$8,900.00.

Amend section 34 as follows:

In lines 3 and 4 strike the words and figures seventeen thousand eight hundred fifty dollars (\$17,850.00) and insert seventeen thousand nine hundred fifty dollars (\$17,950.00).

In line 25 strike \$1,500.00 and insert \$1,600.00.

In line 27 strike \$17,850.00 and insert \$17,950.00.

Amend section 35 as follows:

In lines 3 and 4 strike the words and figures one hundred forty-three thousand eight hundred twenty dollars (\$143,820.00) and insert one hundred forty-two thousand twenty dollars (\$142,020.00).

Amend section 36 as follows:

In lines 3 and 4 strike the words and figures thirty-four thousand four hundred dollars (\$34,400.00) and insert thirty-two thousand three hundred dollars (\$32,300.00).

In line 13 strike \$25,900.00 and insert \$23,800.00.

In line 21 strike \$34,400.00 and insert \$32,300.00.

Amend section 37 as follows:

In lines 3 and 4 strike the words and figures four hundred fifty-four thousand nine hundred fifty dollars (\$454,950.00) and insert four hundred sixty-four thousand nine hundred fifty dollars (\$464,950.00).

In line 14 strike \$454,950.00 and insert \$464,950.00.

In line 17 strike \$454,950.00 and insert \$464,950.00.

Amend section thirty-eight as follows:

In lines 3 and 4 strike the words and figures four hundred eighty dollars (\$480.00) and insert six hundred dollars (\$600.00).

In line 10 strike \$480.00 and insert \$600.00.

Amend section 39 as follows:

In lines 3 and 4 strike the words and figures sixty-nine thousand eight hundred five dollars (\$69,805.00) and insert eighty-two thousand six hundred sixty-five dollars (\$82,665.00).

In line 27 strike \$45,580.00 and insert \$47,190.00.

In line 36 strike \$54,905.00 and insert \$56,515.00.

In line 45 strike \$12,400.00 and insert \$12,800.00.

In line 53 strike \$14,900.00 and insert \$15,300.00.

In line 53-f insert \$10,850.00.

In line 56 strike \$69,805.00 and insert \$82,665.00.

Amend section 40 as follows:

In lines 3 and 4 strike the words and figures twenty thousand eight hundred dollars (\$20,800.00) and insert forty-eight thousand one hundred dollars (\$48,100.00).

In line 16 strike \$19,800.00 and insert \$17,100.00.

In line 20 strike \$20,800.00 and insert \$31,000.00.

In line 22 strike \$20,800.00 and insert \$48,100.00.

Amend section 41 as follows:

In lines 3 and 4 strike the words and figures ten thousand six hundred dollars (\$10,600.00) and insert ten thousand nine hundred dollars (\$10,900.00).

In line 13 strike \$10,100.00 and insert \$10,400.00.

In line 17 strike \$10,600.00 and insert \$10,900.00.

In line 20 strike \$10,600.00 and insert \$10,900.00.

Amend section 42 as follows:

In lines 3 and 4 strike the words and figures seventy-four thousand five hundred seventy-five dollars (\$74,575.00) and insert eighty-five thousand three hundred seventy-five dollars (\$85,375.00).

In line 14 strike \$73,875.00 and insert \$84,375.00.

In line 18 strike \$74,575.00 and insert \$85,375.00.

In line 20 strike \$74,575.00 and insert \$85,375.00.

Amend section 45 as follows:

In lines 3 and 4 strike the words and figures thirty-three thousand three hundred dollars (\$33,300.00) and insert thirty-seven thousand two hundred eighty-six dollars and forty-five cents (\$37,286.45).

In line 15 strike \$7,810.00 and insert \$9,410.00.

In line 19 strike \$10,560.00 and insert \$12,910.00.

In line 29 strike \$6,240.00 and insert \$7,540.00.

In line 33 strike \$22,740.00 and insert \$24,376.45.

In line 36 strike \$33,300.00 and insert \$37,286.45.

Amend section 46 as follows:

In lines 20, 21 and 22 strike the words and figures eight million nine hundred one thousand one hundred ninety-nine dollars forty-eight cents (\$8,901,199.48) and insert nine million four thousand seven hundred ninety-nine dollars and forty-eight cents (\$9,004,799.48).

In lines 29, 30 and 31 strike the words and figures eight hundred sixty-seven thousand three hundred nineteen dollars and forty-eight cents (\$867,319.48) and insert eight hundred sixty-four thousand three hundred nineteen dollars and forty-eight cents (\$864,319.48).

In line 46 strike \$300,400.00 and insert \$297,400.00.

In line 48 strike \$867,319.48 and insert \$864,319.48.

In lines 55 and 56 strike the words and figures eight hundred two thousand three hundred sixty dollars (\$802,360.00) and insert eight hundred twenty-two thousand three hundred sixty dollars (\$822,360.00).

In line 64 strike \$35,000.00 and insert \$55,000.00.

In line 66 strike \$802,360.00 and insert \$822,360.00.

In lines 71 and 72 strike the words and figures seven hundred ninety-four thousand dollars (\$794,000.00) and insert seven hundred fifty-six thousand dollars (\$756,000.00).

In line 86 strike \$94,000.00 and insert \$56,000.00.

In line 88 strike \$794,000.00 and insert \$756,000.00.

In lines 94 and 95 strike the words and figures seven hundred twenty-one thousand one hundred thirty dollars (\$721,130.00) and insert seven hundred sixty-one thousand one hundred thirty dollars (\$761,130.00).

In line 101 strike \$721,130.00 and insert \$761,130.00.

In lines 104 and 105 strike the words and figures eight hundred forty thousand dollars (\$840,000.00) and insert eight hundred thirty-one thousand five hundred dollars (\$831,500.00).

In line 118 strike \$76,250.00 and insert \$67,750.00.

In line 120 strike \$840,000.00 and insert \$831,500.00.

In lines 126 and 127 strike the words and figures seven hundred eighty-eight thousand three hundred forty dollars (\$788,340.00) and insert eight hundred fifty-seven thousand three hundred forty dollars (\$857,340.00).

In line 138 strike \$86,500.00 and insert \$155,500.00.

In line 140 strike \$788,340.00 and insert \$857,340.00.

In lines 172 and 173 strike the words and figures seven hundred fifty-four thousand nine hundred dollars (\$754,900.00) and insert seven hundred fifty-two thousand dollars (\$752,000.00).

In line 184 strike \$38,500.00 and insert \$35,600.00.

In line 186 strike \$754,900.00 and insert \$752,000.00.

In line 195 strike the words and figures one hundred fifty thousand dollars (\$150,000.00) and insert one hundred forty-two thousand dollars (\$142,000.00).

In line 203 strike \$40,000 and insert \$32,000.00.

In line 205 strike \$150,000.00 and insert \$142,000.00.

In lines 210 and 211 strike the words and figures five hundred eighteen thousand three hundred fifty dollars (\$518,350.00) and insert five hundred twenty-eight thousand three hundred fifty dollars (\$528,350.00).

In line 220 strike \$28,000 and insert \$38,000.00.

In line 222 strike \$518,350.00 and insert \$528,350.00.

In lines 237 and 238 strike the words and figures four hundred forty thousand five hundred dollars (\$440,500.00) and insert four hundred twenty-six thousand five hundred dollars (\$426,500.00).

In line 256 strike \$70,500.00 and insert \$56,500.00.

In line 258 strike \$440,500.00 and insert \$426,500.00.

In line 266 and 267 strike the words and figures three hundred ninety thousand seven hundred eighty dollars (\$390,780.00) and insert three hundred eighty-nine thousand seven hundred eighty dollars (\$389,780.00).

In line 275 strike \$7,000.00 and insert \$6,000.00.

In line 277 strike \$390,780.00 and insert \$389,780.00.

In line 293 strike \$8,901,199.48 and insert \$9,004,799.48.

Amend section 47 as follows:

In lines 9, 10 and 11 strike the words and figures fifteen million four hundred eighty-four thousand one hundred thirteen dollars and twenty cents (\$15,484,113.20) and insert fifteen million six hundred twenty thousand one hundred thirteen dollars and twenty cents (\$15,620,113.20).

In lines 35 and 36 strike the words and figures five million one hundred ten thousand dollars (\$5,110,000.00) and insert five million one hundred seventy-four thousand dollars (\$5,174,000.00).

In line 56 strike \$5,110,000.00 and insert \$5,174,000.00.

In lines 59 and 60 strike the words and figures one million six hundred seventy-one thousand dollars (\$1,671,000.00) and insert one million seven hundred twenty-three thousand dollars (\$1,723,000.00).

In line 71 strike \$1,671,000.00 and insert \$1,723,000.00.

In line 133 strike \$15,484,113.20 and insert \$15,620,113.20.

The amendments were adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

Senator Frailey invoked Rule 8.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clark of	Hager	Moen
Beatty	Cerro Gordo	Ickis	Rigby
Bennett	Clark of Linn	Kent	Rogers
Benson	Clark of Marion	Kimberly	Shaff
Bergman	Clearman	Klemme	Shane
Blackford	Cochrane	Lange	Stanley
Booth	Cole	Langfitt	Stoddard
Brush	Doran	Lowe	Topping
Carden	Frailey	McLeland	Wilson of Page
Carroll	Gilchrist	Merritt	Wilson of Polk
Christophel			

Nays, 8.

Anderson	Brookins	MacDonald	Tabor
Bissell	Leonard	Patterson	Ulstad

Absent or not voting, 2.

Gunderson Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE FILE NO. 10 ORDERED PRINTED

By unanimous consent, on request of Senator Stoddard, 1,000 extra copies of Senate File No. 10, as passed by the Senate, were ordered printed.

THIRD READING OF BILLS

On motion of Senator Stanley, Senate File No. 190, a bill for an act to make an appropriation for the Iowa Academy of Science to be used by it to defray in part the expenses of the eighty-sixth (86th) annual meeting of the American Association for the Advancement of science to be held in Des Moines, December 27, 1929, to January 2, 1930, a claims committee bill, with report of appropriations committee recommending passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Carden	Gilechrist	Patterson
Baird	Christophel	Ickis	Rigby
Beatty	Clark of	Kimberly	Rogers
Bennett	Cerro Gordo	Klemme	Shaff
Benson	Clark of Marion	Lange	Shane
Bergman	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Topping
Brookins	Frailey	Merritt	Ulstad
Brush			

Nays, none.

Absent or not voting, 10.

Carroll	Hager	Moen	Wilson of Page
Clark of Linn	Kent	Thompson	Wilson of Polk
Gunderson	McLeland		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stanley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 14 CONSIDERED

Senator Stoddard called up for consideration the following resolution and moved its adoption:

Be It Resolved by the Senate, the House concurring, That the Forty-third General Assembly adjourn, sine die, at twelve o'clock noon, Friday, April 12, 1929.

Senator Lange moved to lay the motion on the table.

The motion lost.

Senator Beatty offered the following amendment and moved its adoption:

Amend by making the date April 17th.

The amendment was lost.

The resolution was adopted.

Senator Stoddard moved that the vote by which the resolution was adopted be reconsidered and that the motion be laid on the table, which motion prevailed.

HOUSE AMENDMENT CONSIDERED

Senator Brookins called up for consideration Senate File No. 232, amended by the House, and moved that the Senate concur in the following amendment:

Amend section one by inserting after the word "final" in line twelve, the words "only as to the arbitration".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 41.

Anderson	Christophel	Hager	Merritt
Beatty	Clark of	Ickis	Moen
Bennett	Cerro Gordo	Kent	Patterson
Benson	Clark of Linn	Kimberly	Rigby
Bergman	Clark of Marion	Klemme	Rogers
Bissell	Clearman	Lange	Stanley
Blackford	Cochrane	Langfitt	Stoddard
Booth	Cole	Leonard	Topping
Brookins	Doran	Lowe	Ulstad
Brush	Frailey	MacDonald	Wilson of Page
Carden	Gilchrist	McLeland	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 6.

Baird	Shaff	Tabor	Thompson
Gunderson	Shane		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Brookins moved that the vote by which the Senate concurred in the House amendment be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE FILES WITHDRAWN

By unanimous consent, on request of Senator Moen, Senate File No. 322 was withdrawn from further consideration, as the House companion bill had failed to pass the House.

By unanimous consent, on request of Senator Moen, Senate File No. 307 was withdrawn from further consideration as House File No. 318, a companion bill, failed to pass the House.

On motion of Senator Moen, House File No. 320, a bill for an act to make an appropriation to Carl N. Neiderman for injuries received while in service of the state at the annual encampment of

the Iowa National Guard at the August, 1928, encampment, was taken up and considered, substituted for Senate File No. 306, a companion bill reported for passage, and the report of the committee was adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Carden	Ickis	Patterson
Baird	Carroll	Kent	Rigby
Beatty	Christophel	Kimberly	Rogers
Bennett	Clark of	Klemme	Shaff
Benson	Cerro Gordo	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Leonard	Stoddard
Blackford	Cochrane	Lowe	Topping
Booth	Doran	McLeland	Ulstad
Brookins	Frailey	Merritt	Wilson of Page
Brush	Gilchrist	Moen	

Nays, none.

Absent or not voting, 8.

Clark of Linn	Gunderson	MacDonald	Thompson
Cole	Hager	Tabor	Wilson of Polk

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Moen, Senate File No. 306 was withdrawn from further consideration.

On motion of Senator Moen House File No. 317, a bill for an act to make an appropriation to compensate William Sexton, Stewart Baker, William Lynch, William Brown, and William Drew, for horses slaughtered under the authority and direction of the Secretary of Agriculture because of glanders infection, was taken up and considered, substituted for Senate File No. 304, a companion bill reported for passage, and the report of the committee was adopted.

By unanimous consent, on request of Senator Stoddard, his amendment, filed March 5, was withdrawn.

Senator Doran offered the following amendment and moved its adoption:

Amend by striking from line five (5) of section one (1) the following words and figures: "two hundred seventy-five dollars (\$275.00)" and insert in lieu thereof the words and figures "one hundred eighty-three dollars and thirty-three cents (\$183.33)".

Also strike from line six (6) of section one (1) the following words and figures: "two hundred dollars (\$200.00)" and insert in lieu thereof the words and figures "one hundred and thirty-three dollars and thirty-three cents (\$133.33)".

Also strike from line seven (7) of section one (1) the following words and figures: "three hundred seventy-five dollars (\$375.00)" and insert in lieu thereof the words and figures "two hundred fifty dollars (\$250.00)".

Also strike from line eight (8) of section one (1) the following words and figures: "one hundred twenty-five dollars (\$125.00)" and insert in lieu thereof the words and figures "eighty-three dollars and thirty-three cents (\$83.33)".

Also strike from line nine (9) of section one (1) the following words and figures: "one hundred twenty-five dollars (\$125.00)" and insert in lieu thereof the words and figures "eighty-three dollars and thirty-three cents (\$83.33)".

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 9.

Baird	Carroll	Doran	MacDonald
Blackford	Clark of Marion	Lange	Tabor
Booth			

Nays, 30.

Anderson	Christophel	Kimberly	Patterson
Beatty	Clark of	Klemme	Rigby
Bennett	Cerro Gordo	Langfitt	Rogers
Benson	Clearman	Leonard	Shane
Bergman	Cochrane	Lowe	Stoddard
Bissell	Cole	McLeland	Ulstad
Brush	Frailey	Merritt	Wilson of Page
Carden	Kent	Moen	

Absent or not voting, 11.

Brookins	Gunderson	Shaff	Topping
Clark of Linn	Hager	Stanley	Wilson of Polk
Gilchrist	Ickis	Thompson	

The amendment was lost.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Carden	Frailey	Merritt
Baird	Carroll	Gilchrist	Moen
Beatty	Christophel	Ickis	Patterson
Bennett	Clark of	Kent	Rigby
Benson	Cerro Gordo	Kimberly	Rogers
Bergman	Clark of Linn	Klemme	Shaff
Bissell	Clark of Marion	Lange	Shane
Blackford	Clearman	Langfitt	Stoddard
Booth	Cochrane	Leonard	Ulstad
Brookins	Cole	Lowe	Wilson of Page
Brush	Doran	McLeland	

Nays, none.

Absent or not voting, 8.

Gunderson	MacDonald	Tabor	Topping
Hager	Stanley	Thompson	Wilson of Polk

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Moen, Senate File No. 304 was withdrawn from further consideration.

On motion of Senator Moen, Senate File No. 318, a bill for an act providing for a survey of the industries and natural resources of Iowa and making an appropriation therefor, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Bergman moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass? the vote was:

Ayes, 32.

Baird	Carden	Hager	Rigby
Beatty	Clark of Linn	Ickis	Rogers
Bennett	Clark of Marion	Klemme	Shaff
Benson	Clearman	Lange	Shane
Bergman	Cochrane	Lowe	Stanley
Blackford	Cole	MacDonald	Stoddard
Booth	Frailey	Merritt	Topping
Brookins	Gilchrist	Moen	Wilson of Page

Nays, 7.

Bissell Christophel	Doran Kent	McLeland Patterson	Tabor
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Absent or not voting, 11.

Anderson Brush Carroll	Clark of Cerro Gordo Gunderson	Kimberly Langfitt Leonard	Thompson Ulstad Wilson of Polk
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bergman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 465, a bill for an act to repeal sections thirty-three hundred eighty-eight (3388), thirty-four hundred three (3403), thirty-four hundred eighty-six (3486), thirty-six hundred eighty-seven (3687), and thirty-seven hundred seven (3707), to amend sections thirty-three hundred seventy-three (3373), thirty-four hundred sixty-six (3466), thirty-seven hundred twenty-four (3724), and thirty-seven hundred forty-one (3741), all of the Code, 1927, and to fix the annual salaries of the superintendents, wardens, and commandant of the various institutions under the control of the board of state institutions, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doran offered the following amendment and moved its adoption:

Amend section 1 by inserting after the word "Oakdale" in line 16 the words and figures "three thousand dollars (\$3,000.00)" and by inserting after the word "and" the words "the superintendent" in line 17.

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Christophel	Hager	Merritt
Beatty	Clark of	Ickis	Moen
Bennett	Cerro Gordo	Kimberly	Rigby
Benson	Clark of Linn	Klemme	Rogers
Bergman	Clark of Marion	Lange	Shaff
Blackford	Clearman	Langfitt	Shane
Booth	Cochrane	Lowe	Stoddard
Brush	Cole	MacDonald	Topping
Carden	Doran	McLeland	Wilson of Page
Carroll	Frailey		

Nays, 4.

Anderson	Bissell	Brookins	Kent
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Absent or not voting, 9.

Gilchrist	Patterson	Tabor	Ulstad
Gunderson	Stanley	Thompson	Wilson of Polk
Leonard			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 429, by committee on claims, a bill for an act to make an appropriation to the Des Moines Coliseum Company for armory rental, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Beatty moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Carroll	Hager	Merritt
Baird	Christophel	Ickis	Moen
Beatty	Clark of	Kent	Patterson
Bennett	Cerro Gordo	Kimberly	Rigby
Benson	Clark of Linn	Klemme	Rogers
Bergman	Clark of Marion	Lange	Shaff
Blackford	Clearman	Langfitt	Shane
Booth	Cochrane	Leonard	Stoddard
Brookins	Cole	Lowe	Ulstad
Brush	Doran	McLeland	Wilson of Page
Carden			

Nays, none.

Absent or not voting, 10.

Bissell
Frailey
Gilchrist

Gunderson
MacDonald
Stanley

Tabor
Thompson

Topping
Wilson of Polk

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Klemme moved to adjourn until 9:30 a. m., Friday.

The motion was lost.

On motion of Senator Stoddard, Senate File No. 100, a bill for an act to make appropriation to reimburse the Liberty club of Sioux City, Iowa, for certain equipment lost or destroyed by parties acting as officers of a company known as Company D, 4th Iowa Infantry, with report of appropriations committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shane took the chair at 4:01 p. m.

The following committee amendment was considered:

Amend by striking from line twenty (20) of the preamble the words and figures "five hundred twelve and 50/100 dollars (\$512.50)" and inserting in lieu thereof the following: "two hundred fifty dollars (\$250.00)".

Also amend by striking from line three (3) of section one (1) the words and figures "five hundred twelve and 50/100 dollars (\$512.50)", and insert in lieu thereof the following: "two hundred fifty dollars (\$250.00)".

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 19.

Bissell
Blackford
Booth
Brookins
Brush

Carden
Carrroll
Christophel
Clark of
Cerro Gordo

Doran
Hager
Kent
Langfitt
Leonard

Lowe
MacDonald
McLeland
Moen
Tabor

Nays, 19.

Anderson
Baird
Bennett
Benson
Bergman

Clearman
Cochrane
Cole
Frailey

Kimberly
Klemme
Lange
Patterson
Rogers

Shaff
Shane
Stoddard
Topping
Ulstad

Absent or not voting, 12.

Beatty	Gilchrist	Merritt	Thompson
Clark of Linn	Gunderson	Rigby	Wilson of Page
Clark of Marion	Ickis	Stanley	Wilson of Polk

The amendment was lost.

By unanimous consent, on request of Senator Stoddard, action was deferred until tomorrow.

On motion of Senator Moen, House File No. 322, a bill for an act to make an appropriation to compensate Kai Sommer for injury resulting from a collision with a tractor driven by an employee of the Iowa State Highway Commission on or about November 5, 1927, on primary highway No. 61, at or near Key West, Iowa, was taken up and considered, having been substituted for Senate File No. 309, recommended for passage, and the report of the committee was adopted.

Senator Clearman offered the following amendment and moved its adoption:

Amend by striking from line two (2) of section one (1) the words and figures "eight hundred dollars (\$800.00), and inserting in lieu thereof the words and figures "sixteen hundred dollars (\$1600.00)."

The amendment was adopted.

The bill was read for information.

Senator Beatty moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Brush	Cochrane	McLeland
Beatty	Carden	Cole	Moen
Bennett	Carroll	Doran	Rigby
Benson	Christophel	Hager	Rogers
Bergman	Clark of	Ickis	Shaff
Bissell	Cerro Gordo	Lange	Shane
Blackford	Clark of Linn	Langfitt	Stoddard
Booth	Clark of Marion	Leonard	Topping
Brookins	Clearman	Lowe	Ulstad

Nays, none.

Absent or not voting, 15.

Anderson	Kent	Merritt	Thompson
Frailey	Kimberly	Patterson	Wilson of Page
Gilchrist	Klemme	Stanley	Wilson of Polk
Gunderson	MacDonald	Tabor	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Beatty moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed

HOUSE MESSAGES CONSIDERED

House File No. 248, a bill for an act to amend the law as it appears in section fourteen (14) of the Code, 1927, so as to provide for the payment of the expenses of members of the General Assembly.

Read first and second times and referred to sifting committee.

House File No. 205, a bill for an act amending section five thousand seven hundred forty-five (5745) of the Code, 1927, relating to gasoline curb pumps.

Read first and second times and referred to sifting committee.

STATEMENT CONCERNING A CLAIM OF ETHEL F. KATZ

Senator Shaff filed the following:

The Forty-second General Assembly in Senate Concurrent Resolution No. 14, provided for the appointment of a joint committee for the purpose of investigating plans and specifications of the State Highway Commission for bridges on secondary roads and in regard to the activity of certain persons with reference to pending litigation, based on a request for a complete investigation by the State Highway Commission. This committee was composed of the following members from the Senate: J. O. Shaff, Frank M. Beatty, E. E. Cavanaugh, Arch McFarlane, W. E. McLeland; and from the House: Harry Greene, George W. Christophel, Fred R. Blythe, Francis Johnson, and T. J. O'Donnell. The committee was authorized and directed to employ a reporter to take testimony and transcribe the same, and said reporter to prepare three copies of the transcript,—one for the Governor, one for the Clerk of the House, and one for the Secretary of the Senate. Senator J. O. Shaff was selected chairman of the committee and Maxwell A. O'Brien, First Assistant Attorney General, was designated to act as legal advisor for the committee. The chairman of the committee requested Mr. O'Brien to procure the services of a shorthand reporter who could make the required transcripts and take the testimony. Pursuant to this request Ethel F. Katz was called before the committee and after a conference was employed as reporter. The committee first met on March 15, 1927, and decided upon the procedure and notices to be sent interested parties and on March 17th the hearings were opened. It was decided by the committee that a daily

transcript of the testimony was necessary and the reporter was directed to make such a transcript and deliver the same from day to day. The hearings were held daily from one p. m. until six p. m. The testimony of a large number of witnesses was taken that consisted to a large extent of technical evidence. The transcript of this evidence comprises 629 pages of legal cap size. The customary charge for reporters taking work of this kind in the city of Des Moines was \$10.00 a day for reporting and \$1.00 per page for three copies of the transcript. After the hearings the reporter presented her bill, based upon the fees referred to, which were approved by the committee and the chairman of both the Senate and House committees. The total amount of the bill was for \$731.00. The reporter was required to employ three typists to assist in getting out the work, whom she states under oath she paid \$120.00, and in addition thereto \$30.00 for supplies, binding and reports, etc., making a total expense of \$150.00. A bill for this amount was authorized by the committee but in passing the House and Senate was reduced to \$300.00, leaving a balance of \$431.00 that has not been paid.

REPORTS OF COMMITTEE

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on Appropriations to which was referred Senate File No. 445, a bill for an act to make an appropriation to the Farmers Mutual Hail Insurance Association, Des Moines, Iowa, for overpayment of taxes to the Treasurer of State, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Appropriations to which was referred Senate File No. 303, a bill for an act to make an appropriation to Gerald L. Bolen to compensate him for injuries received while an employee and working under the direction of the Iowa State Highway Commission on or about June 14, 1923, on federal highway No. 30 about four miles east of State Center, Iowa, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the words and figures "twenty thousand dollars (\$20,000.00)" in line two (2) of section one (1), and insert in lieu thereof the following: "Ten thousand dollars (\$10,000.00)".

B. M. STODDARD, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS

Senate File No. 475, by committee on judiciary No. 1, a bill for an act to amend the law as it appears in section ten thousand eight hundred five (10805) of the Code, 1927, relating to expenses to be paid to district judges.

Read first and second times and referred to sifting committee.

Senate File No. 476, by committee on judiciary No. 1, a bill for an act to amend section one thousand eighty-nine (1089), Code, 1927, relating to sureties on bonds and to authorize either the principal or surety to petition for release under such bonds.

Read first and second times and referred to sifting committee.

Senate File No. 477, by committee on appropriations, a bill for an act to amend section three hundred forty (340), Code, 1927, relating to the audit of the accounts of the public departments of the state, to make an appropriation for such audit, and to repeal section forty-seven hundred fifty-five-b thirty-seven (4755-b37), Code, 1927, and section six (6), chapter eleven (11), Acts, Special Session of the Forty-second (42nd) General Assembly.

Read first and second times and placed on calendar.

Senate File No. 478, by committee on appropriations, a bill for an act to provide for the erection of a monument at the grave of Merle D. Hay at Glidden, Iowa, and to make an appropriation therefor.

Read first and second times and placed on the calendar.

By unanimous consent, on request of Senator Moen, Senate File No. 309 was withdrawn from further consideration.

By unanimous consent, on request of Senator Topping, the Senate asked the House to redraft House File No. 57, which had been lost.

SHINN MEMORIAL RESOLUTION

Senator Bennett offered the following resolution:

Whereas, the Honorable Andrew J. Shinn of Woodbine, Iowa, was a member of the Senate in the Fortieth, Fortieth Extra, Forty-first and Forty-second General Assemblies, died at his home in Woodbine, Iowa, on the eighth day of April, 1928;

Therefore, Be It Resolved by the Senate of the Forty-third General Assembly, that a committee of three be appointed to draft suitable resolutions commemorating his life, character and service to the State.

By unanimous consent, on request of Senator Bennett, the resolution was taken up and considered.

The resolution was adopted and the President pro tempore appointed as such committee: Senators Bennett, McLeland and Gunderson.

PALMER MEMORIAL RESOLUTION

Senator Carden offered the following resolution:

Whereas, The Honorable D. J. Palmer, a member of the Senate in the Twenty-fourth, Twenty-fifth, Twenty-sixth, and Twenty-seventh General Assemblies, died at his home in Washington, Iowa,

Therefore, Be It Resolved by the Senate of the Forty-third General Assembly, that a committee of three (3) be appointed to draft suitable resolutions to commemorate his life, character, and services to the State and the Nation.

By unanimous consent on request of Senator Carden the resolution was taken up and considered.

The resolution was adopted and the President pro tempore appointed as such committee: Senators Carden, Frailey and Beatty.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 467 by Committee on ways and means as follows:

Amend section four (4) thereof by inserting after the semicolon following the word "vocation" in line twenty-eight (28) of section four (4) the following to-wit:

"and provided further that this act and the tax or taxes herein imposed shall not apply to insurance companies or associations licensed to transact the business of insurance in the state of Iowa".

GEO. A. WILSON.

MR. PRESIDENT: I move to amend section 1 of House File No. 248 by adding thereto after the word "Assembly" in line 4 thereof the following: "and the Lieutenant Governor".

W. A. CLARK.

On motion of Senator Bergman the Senate adjourned until 10:00 a. m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 29, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Ludwig C. Emigholz, pastor of the Congregational church of Reinbeck, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Gunderson for the day, on request of Senator Clark of Marion.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the sifting committee:

By Senator Clearman, from voters of Iowa county, Iowa, opposing House File No. 282, relating to the fish and game commission.

INTRODUCTION OF BILLS

Senate File No. 479, by committee on highways, a bill for an act to repeal section forty-seven hundred sixty-five (4765) of the Code, 1927, and to enact a substitute therefor relating to the limitation on indebtedness for county road bonds.

Read first and second times and referred to sifting committee.

Senate File No. 480, by committee on highways, a bill for an act to amend section four thousand seven hundred fifty-three-a-seventeen (4753-a17) of the Code, 1927, relating to the limitation on indebtedness for county primary road bonds.

Read first and second times and referred to sifting committee.

Senate File No. 481, by committee on judiciary No. 1, a bill for an act to amend section twelve thousand eighty-eight (12088) of the Code, 1927, relating to bonds in attachment suits.

Read first and second times and referred to sifting committee.

Senate File No. 482, by committee on code revision, a bill for an act to amend section six hundred thirty-nine (639) of the Code, 1927, relating to nominations by political parties in cities and towns, and to provide the way in which political parties in cities and towns may make nominations of candidates for all municipal offices to be filled by direct vote of the people.

Read first and second times and referred to sifting committee.

Senate File No. 483, by committee on claims, a bill for an act to make an appropriation to Minnie E. Johnson and Emma McNulty.

Read first and second times and referred to committee on appropriations.

Senate File No. 484, by committee on claims, a bill for an act to make an appropriation to Noah Wood, Jonas M. Poweshiek, Douglas Miller, J. J. Carron, Emily Johnson, L. P. Hall, J. S. Jones, and A. J. Gay.

Read first and second times and referred to committee on appropriations.

Senate File No. 485, by committee on claims, a bill for an act to repeal the law as it appears in sections four hundred three (403), four hundred four (404), and four hundred five (405), of the Code of Iowa, 1927, relating to unallowable claims and to enact a substitute therefor.

Read first and second times and referred to committee on appropriations.

The journal of March 28th was corrected and approved.

CALL OF THE SENATE

MR. PRESIDENT: The undersigned members of the Senate request a call of the Senate when House File No. 248 is considered:

W. A. CLARK
L. H. DORAN
OTTO F. LANGE
D. W. KIMBERLY
C. H. TOPPING
F. M. BEATTY

W. C. LOWE
GEO. A. WILSON
F. C. STANLEY
FRANK BISSELL
S. A. BRUSH
F. D. ICKIS

GEO. CLEARMAN
 C. F. CLARK
 J. N. LANGFITT
 F. C. GILCHRIST
 A. T. BROOKINS
 WM. KLEMME
 J. R. FRAILEY
 W. S. BAIRD
 C. L. RIGBY
 WILLIAM CARDEN

A. V. BLACKFORD
 CHAS. D. BOOTH
 J. G. MERRITT
 O. P. BENNETT
 A. H. BERGMAN
 B. M. STODDARD
 C. G. COLE
 WM. COCHRANE
 D. L. WILSON
 FRANK SHANE

THIRD READING OF BILLS

On motion of Senator Ickis, Senate File No. 367, a bill for an act authorizing and directing the Curator of the Historical, Memorial and Art Department of Iowa to acquire and preserve materials illustrative of early Iowa, processes and events, now the property of the widow of George Shull and making an appropriation therefor, with report of appropriations committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking all after the enacting clause and substituting therefor the following:

"Section 1. That there is hereby appropriated out of the funds of the state treasury not otherwise appropriated the sum of \$4,000.00 or so much thereof as may be necessary for the acquisition by the state of the collections and records of John W. Wright and George Shull, provided, however, that not to exceed the sum of \$2,000.00 shall be paid out for either of said collections and, provided further, that these materials shall be recorded in the Historical, Memorial and Art Department of Iowa in such manner that they shall become, respectively, a memorial to John W. Wright and George Shull."

Also amend by striking from the title all after line 4 and inserting the following:

"widows of John W. Wright and George Shull and making an appropriation therefor".

Also amend by striking out the preamble and inserting in lieu thereof the following:

"Whereas, the late John W. Wright of Marion County and the late George Shull of Union County, both pioneers of Iowa, were respectively since about the year 1880 discriminating collectors of Iowa objects, documents and other materials of high historical value to the state, and

Whereas, the widows of these two men have for more than two years, and at the request of their representatives in the Senate and House in cooperation with the Curator of the Historical, Memorial and Art Department, resisted sale and distribution of these collections and the records thereof,".

By unanimous consent, on request of Senator Clark of Marion, the rules were suspended and Curator Harlan was given ten minutes to explain the relics and records about which the bill was concerned.

The amendment was adopted.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Clark of	Gilchrist	Moen
Bennett	Cerro Gordo	Hager	Patterson
Bergman	Clark of Linn	Ickis	Rigby
Blackford	Clark of Marion	Kent	Shaff
Booth	Clearman	Klemme	Shane
Brookins	Cochrane	Lange	Stanley
Brush	Cole	Lowe	Stoddard
Carden	Doran	McLeland	Ulstad
Christophel	Frailey	Merritt	Wilson of Polk

Nays, 1.

Bissell

Absent or not voting, 14.

Anderson	Gunderson	MacDonald	Thompson
Beatty	Kimberly	Rogers	Topping
Benson	Langfitt	Tabor	Wilson of Page
Carroll	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Bergman called up for consideration Senate File No. 99, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1), line eight (8), by striking the "comma" after the word "state" and inserting in lieu thereof the following:

"a statement showing financial responsibility satisfactory to said department, or".

Also by inserting after the word "bond" where same appears in lines twelve (12), fourteen (14), and eighteen (18) the following:

" , or financial statement,".

Amend the title by inserting after the word "bond" where same appears in the last line the words "or financial statement".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 41.

Anderson	Christophel	Hager	Patterson
Baird	Clark of	Ickis	Rigby
Beatty	Cerro Gordo	Klemme	Shaff
Bennett	Clark of Linn	Lange	Shane
Bergman	Clark of Marion	Leonard	Stoddard
Bissell	Clearman	Low	Tabor
Blackford	Cochrane	MacDonald	Topping
Booth	Cole	McLeland	Ulstad
Brush	Doran	Merritt	Wilson of Page
Carden	Frailey	Moen	Wilson of Polk
Carroll	Gilchrist		

Naye, none.

Absent or not voting, 9.

Benson	Gunderson	Kimberly	Rogers
Brookins	Kent	Langfitt	Stanley
			Thompson

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Wilson of Polk called up for consideration Senate File No. 285, amended by the House, and moved that the Senate concur in the following amendments:

Amend section four (4) by striking out of lines twelve (12) and thirteen (13) the following:

"having a population of less than twenty-five thousand (25,000)".

Amend section six (6) by inserting after the word "Any" in line one (1) the word "such".

Amend section seven (7) by inserting the word "Such" before the word "City" in line one (1).

Amend section eight (8) by inserting after the word "Any" in line one (1) the word "such".

Also, by inserting after the word "any" in line five (5) the word "such".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 31.

Baird	Carroll	Doran	Lowe
Bennett	Christophel	Frailey	MacDonald
Benson	Clark of	Hager	McLeland
Bissell	Cerro Gordo	Ickis	Moen
Blackford	Clark of Linn	Kent	Stoddard
Booth	Clearman	Klemme	Tabor
Brush	Cochrane	Lange	Topping
Carden	Cole	Leonard	Wilson of Polk

Nays, 2.

Patterson	Shane
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Absent or not voting, 17.

Anderson	Clark of Marion	Langfitt	Shaff
Beatty	Gilchrist	Merritt	Stanley
Bergman	Gunderson	Rigby	Thompson
Brookins	Kimberly	Rogers	Ulstad
			Wilson of Page

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Bennett called up for consideration Senate File No. 89, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1) by striking from line five (5) the words "state agent".

Also by striking from line seven (7) the words "or his deputies".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 41.

Anderson	Christophel	Ickis	Moen
Baird	Clark of	Kent	Patterson
Bennett	Cerro Gordo	Kimberly	Rigby
Benson	Clark of Marion	Klemme	Shane
Bergman	Clearman	Lange	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Topping
Brush	Frailey	McLeland	Wilson of Page
Carden	Gilchrist	Merritt	Wilson of Polk
Carroll	Hager		

Nays, none.

Absent or not voting, 9.

Beatty	Gunderson	Rogers	Thompson
Brookins	Langfitt	Shaff	Ulstad
Clark of Linn			

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Stoddard called up for consideration Senate File No. 125, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1) by striking all of lines five (5), six (6), seven (7), and eight (8).

Strike out all of section two (2).

On the question, "Shall the Senate concur?" the vote was:

Ayes, none.

Nays, 41.

Anderson	Christophel	Hager	Patterson
Baird	Clark of	Ickis	Rigby
Beatty	Cerro Gordo	Kent	Shane
Bennett	Clark of Linn	Kimberly	Stanley
Benson	Clark of Marion	Klemme	Stoddard
Bergman	Clearman	Lange	Tabor
Bissell	Cochrane	Lowe	Topping
Blackford	Cole	MacDonald	Ulstad
Booth	Doran	McLeland	Wilson of Page
Brush	Frailey	Merritt	Wilson of Polk
Carden		Moen	

Absent or not voting, 9.

Brookins	Gunderson	Leonard	Shaff
Carroll	Langfitt	Rogers	Thompson
Gilchrist			

The House amendments having failed to receive a constitutional majority were declared to have failed to be adopted and concurred in by the Senate.

Senator Clark of Linn, called up for consideration Senate File No. 269, amended by the House, and moved that the Senate concur in the following amendment:

Amend section one (1) by adding thereto the following:

"The board of supervisors of a county may apply to the department of justice that any motor vehicle seized in such county and requisitioned

under this section be delivered to such board for the use in performing official duties by officials and officers of the county. The department of justice may allow such application whereupon the automobile shall be delivered to the board of supervisors for use in accord with such application."

On the question, "Shall the Senate concur?" the vote was:

Ayes, 45.

Anderson	Christophel	Ickis	Patterson
Baird	Clark of	Kent	Rigby
Beatty	Cerro Gordo	Kimberly	Rogers
Bennett	Clark of Linn	Klemme	Shane
Benson	Clark of Marion	Lange	Stanley
Bergman	Clearman	Leonard	Stoddard
Bissell	Cochrane	Lowe	Tabor
Blackford	Cole	MacDonald	Topping
Booth	Doran	McLeland	Ulstad
Brush	Frailey	Merritt	Wilson of Page
Carden	Gilchrist	Moen	Wilson of Polk
Carroll	Hager		

Nays, none.

Absent or not voting, 5.

Brookins	Langfitt	Shaff	Thompson
Gunderson			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Moen, Senate File No. 427, a bill for an act to make appropriation to the Twin Lakes Protective Association for labor performed at East Twin Lake, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Benson	Booth	Christophel
Baird	Bergman	Brush	Clark of
Beatty	Bissell	Carden	Cerro Gordo
Bennett	Blackford	Carroll	Clark of Marion

Clearman	Kent	MacDonald	Shane
Cochrane	Kimberly	McLeland	Stoddard
Doran	Klemme	Moen	Tabor
Frailey	Lange	Patterson	Ulstad
Gilchrist	Langfitt	Rigby	Wilson of Page
Hager	Leonard	Rogers	Wilson of Polk
Ickis	Lowe		

Nays, none.

Absent or not voting, 9.

Brookins	Gunderson	Shaff	Thompson
Clark of Linn	Merritt	Stanley	Topping
Cole			

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 428, a bill for an act to make appropriation to Ralph W. Pabst and Leslie E. Williams for injuries received while under orders at regular drill as members of the Iowa National Guard, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Carden	Ickis	Patterson
Baird	Carroll	Kent	Rigby
Beatty	Christophel	Kimberly	Rogers
Bennett	Clark of	Klemme	Shane
Benson	Cerro Gordo	Lange	Stoddard
Bergman	Clark of Marion	Langfitt	Tabor
Bissell	Clearman	Leonard	Topping
Blackford	Cochrane	Lowe	Ulstad
Booth	Doran	MacDonald	Wilson of Page
Brookins	Frailey	McLeland	Wilson of Polk
Brush	Hager	Moen	

Nays, none.

Absent or not voting, 8.

Clark of Linn	Gilchrist	Merritt	Stanley
Cole	Gunderson	Shaff	Thompson

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stoddard, Senate File No. 100, a bill for an act to make appropriation to reimburse the Liberty club of Sioux City, Iowa, for certain equipment lost or destroyed by parties acting as officers of a company known as Company D, 4th Iowa Infantry, was taken up and considered, the report of the committee having been adopted previously, and the committee amendments having been lost.

Senator Frailey offered the following amendment and moved its adoption:

Amend by striking out the words and figures "five hundred twelve and 50/100 dollars (\$512.50)" wherever they appear in the measure and inserting in lieu thereof the words and figures "three hundred dollars (\$300.00)".

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

Senator Stoddard invoked rule 8.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Christophel	Hager	Rogers
Baird	Clark of	Ickis	Shaff
Beatty	Cerro Gordo	Klemme	Shane
Bennett	Clark of Marion	Lange	Stanley
Benson	Clearman	Langfitt	Stoddard
Bergman	Cochrane	Leonard	Tabor
Booth	Cole	Lowe	Topping
Brush	Doran	McLeland	Ulstad
Carden	Frailey	Rigby	Wilson of Polk
Carroll	Gilchrist		

Nays, 6.

Bissell	Kent	Moen	Patterson
Blackford	MacDonald		

Absent or not voting, 7.

Brookins	Gunderson	Merritt	Wilson of Page
Clark of Linn	Kimberly	Thompson	

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 431, a bill for an act to make an appropriation to Miss Lillian Bandy for injuries received while an employee of the Iowa Soldiers' Orphans' Home, Davenport, Iowa, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cole moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Carroll	Hager	Moen
Baird	Christophel	Ickis	Patterson
Beatty	Clark of	Kent	Rigby
Bennett	Cerro Gordo	Kimberly	Rogers
Benson	Clark of Marion	Klemme	Shane
Bergman	Clearman	Lange	Stanley
Bissell	Cochrane	Langfitt	Stoddard
Blackford	Cole	Leonard	Topping
Booth	Doran	Lowe	Ulstad
Brookins	Frailey	MacDonald	Wilson of Page
Brush	Gilchrist	McLeland	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 6.

Clark of Linn	Merritt	Tabor	Thompson
Gunderson	Shaff		

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 321, a bill for an act to make appropriation to Frank Melka for injuries received as an employee of the Iowa State Hospital for the Insane at Independence, Iowa, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Anderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Carden	Gilchrist	Moen
Baird	Carroll	Hager	Patterson
Beatty	Christophel	Kimberly	Rigby
Benson	Clark of	Klemme	Shane
Bergman	Cerro Gordo	Lange	Stanley
Bissell	Clark of Marion	Langfitt	Tabor
Blackford	Clearman	Leonard	Topping
Booth	Cochrane	Lowe	Ulstad
Brookins	Doran	McLeland	Wilson of Polk
Brush	Frailey		

Nays, none.

Absent or not voting, 13.

Bennett	Ickis	Merritt	Stoddard
Clark of Linn	Kent	Rogers	Thompson
Cole	MacDonald	Shaff	Wilson of Polk
Gunderson			

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 426, a bill for an act to make appropriation to John A. Stewart for compensation and traveling expenses in the service of the Iowa National Guard, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark of Cerro Gordo moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Carroll	Gilchrist	Moen
Baird	Christophel	Hager	Patterson
Bennett	Clark of	Ickis	Shane
Benson	Cerro Gordo	Kimberly	Stanley
Bissell	Clark of Linn	Klemme	Stoddard
Blackford	Clark of Marion	Lange	Tabor
Booth	Clearman	Langfitt	Topping
Brookins	Cochrane	Leonard	Ulstad
Brush	Cole	Lowe	Wilson of Page
Carden	Doran	McLeland	Wilson of Polk
	Frailey		

Nays, none.

Absent or not voting, 10.

Beatty	Kent	Rigby	Shaff
Bergman	MacDonald	Rogers	Thompson
Gunderson	Merritt		

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stoddard, Senate File No. 436, a bill for an act to make an appropriation for the prevention, control and eradication of the European corn borer, including incidental and miscellaneous expenses connected therewith, an appropriations committee bill, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Clark of	Ickis	Patterson
Baird	Cerro Gordo	Kent	Rigby
Bennett	Clark of Linn	Kimberly	Rogers
Benson	Clark of Marion	Klemme	Shane
Bissell	Clearman	Lange	Stanley
Blackford	Cochrane	Langfitt	Stoddard
Booth	Cole	Leonard	Tabor
Brookins	Doran	Lowe	Topping
Brush	Frailey	MacDonald	Ulstad
Carden	Gilchrist	McLeland	Wilson of Page
Carroll	Gunderson	Moen	Wilson of Polk
Christophel	Hager		

Nays, none.

Absent or not voting, 5.

Beatty	Merritt	Shaff	Thompson
Bergman			

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 442, a bill for an act to make an appropriation to the Grant Central Lutheran church of Iowa Falls, Iowa, for damage to the church building caused by construction work on Project P-538, Franklin county, Iowa, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Bissell moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Clark of	Ickis	Patterson
Baird	Cerro Gordo	Kent	Rigby
Beatty	Clark of Linn	Kimberly	Rogers
Bennett	Clark of Marion	Klemme	Shane
Benson	Clearman	Lange	Stanley
Bergman	Cochrane	Langfitt	Stoddard
Bissell	Cole	Leonard	Tabor
Blackford	Doran	Lowe	Topping
Booth	Frailey	MacDonald	Ulstad
Brookins	Gilchrist	McLeland	Wilson of Page
Carroll	Gundersen	Moen	Wilson of Polk
Christophel	Hager		

Nays, none.

Absent or not voting, 5.

Brush	Merritt	Shaff	Thompson
Carden			

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 430, a bill for an act to make appropriation to Polk county, Iowa, for special assessment for oiling of Dean Avenue, city of Des Moines, Iowa, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Anderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Carden	Ickis	Rigby
Baird	Carroll	Kent	Rogers
Beatty	Christophel	Kimberly	Shane
Bennett	Clark of Linn	Klemme	Stanley
Benson	Clark of Marion	Lange	Stoddard
Bergman	Clearman	Leonard	Tabor
Bissell	Cochrane	Lowe	Topping
Blackford	Cole	McLeland	Ulstad
Booth	Doran	Merritt	Wilson of Page
Brookins	Frailey	Moen	Wilson of Polk
Brush	Hager	Patterson	

Nays, none.

Absent or not voting, 7.

Clark of Cerro Gordo	Gilchrist Gunderson	Langfitt MacDonald	Shaff Thompson
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The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 459, a bill for an act to make an appropriation to the Mutual Old Line Insurance Company of Des Moines, Iowa, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Christophel	Hager	Moen
Baird	Clark of Linn	Iekis	Patterson
Benson	Clark of Marion	Kent	Rigby
Bergman	Clearman	Kimberly	Rogers
Bissell	Cochrane	Klemme	Shane
Blackford	Cole	Lange	Stanley
Brookins	Doran	Leonard	Topping
Brush	Frailey	Lowe	Ulstad
Carden	Gilchrist	MacDonald	Wilson of Polk
Carroll	Gunderson	Merritt	

Nays, none.

Absent or not voting, 11.

Beatty	Clark of Cerro Gordo	McLeland	Tabor
Bennett	Langfitt	Shaff	Thompson
Booth		Stoddard	Wilson of Page

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 444, a bill for an act to make an appropriation to Judge Edgar A. Morling as compensation for services from January 1, 1927, to March 1, 1929, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Christophel	Hager	Merritt
Baird	Clark of	Ickis	Moen
Beatty	Cerro Gordo	Kent	Patterson
Benson	Clark of Linn	Kimberly	Rigby
Bergman	Clark of Marion	Klemme	Rogers
Bissell	Clearman	Lange	Shane
Blackford	Cochrane	Langfitt	Stanley
Booth	Cole	Leonard	Tabor
Brookins	Doran	Lowe	Ulstad
Brush	Frailey	MacDonald	Wilson of Page
Carden	Gilchrist	McLeland	Wilson of Polk
Carroll	Gunderson		

Nays, none.

Absent or not voting, 5.

Bennett	Stoddard	Thompson	Topping
Shaff			

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 425, a bill for an act to make appropriation to E. L. Riemschneider for the sum of six dollars (\$6.00) and to the Sunny Side School District for the sum of fourteen and 50/100 dollars (\$14.50), with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cole moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Carroll	Gilchrist	MacDonald
Baird	Christophel	Gunderson	McLeland
Beatty	Clark of	Hager	Moen
Benson	Cerro Gordo	Ickis	Patterson
Bergman	Clark of Linn	Kent	Rigby
Bissell	Clark of Marion	Kimberly	Rogers
Blackford	Clearman	Klemme	Shane
Booth	Cochrane	Lange	Stanley
Brookins	Cole	Langfitt	Tabor
Brush	Doran	Leonard	Ulstad
Carden	Frailey	Lowe	Wilson of Polk

Nays, none.

Absent or not voting, 7.

Bennett	Shaff	Thompson	Wilson of Page
Merritt	Stoddard	Topping	

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, House File No. 319, a bill for an act to make an appropriation to Mrs. John Laskewitz for one hundred seventy-two and 31/100 (172.31) and G. V. Lyon for forty-one and 45/100 (\$41.45), was taken up and considered, having been substituted for Senate File No. 308, recommended for passage, and the report of the committee adopted.

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Carroll	Ickis	Merritt
Baird	Christophel	Kent	Moen
Beatty	Clark of	Kimberly	Patterson
Benson	Cerro Gordo	Klemme	Rogers
Bergman	Clark of Marion	Lange	Shane
Bissell	Clearman	Langfitt	Stanley
Blackford	Cochrane	Leonard	Tabor
Booth	Doran	Lowe	Topping
Brookins	Frailey	MacDonald	Ulstad
Brush	Gilchrist	McLeland	Wilson of Polk
Carden	Hager		

Nays, none.

Absent or not voting, 9.

Bennett	Gunderson	Shaff	Thompson
Clark of Linn	Rigby	Stoddard	Wilson of Page
Cole			

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

By unanimous consent, on request of Senator Moen, Senate File No. 308, was withdrawn from further consideration.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 289, a bill for an act relating to the deposit of certain securities by Life Insurance Companies and Associations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 14, a bill for an act to authorize the issuance of a patent to certain lands in Clayton County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 418, a bill for an act relative to group insurance and granting authority to labor organizations and teachers associations to issue group insurance on their members.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 314, a bill for an act relating to deposits of certain securities by fraternal beneficiary societies, orders or associations with the Commissioner of Insurance and the withdrawal thereof.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 339, a bill for an act relating to appeals to the director of the budget to hearings before said director on the question of the issuance of bonds by municipalities, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 331, a bill for an act relating to assessments for permanent sidewalks.

A. C. GUSTAFSON, *Chief Clerk.*

On motion of Senator Carden the Senate adjourned until 1:30 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch. W. McFarlane presiding.

March 28th, 1929.

MR. PRESIDENT: The Sifting Committee reports out the following bills for passage:

H. F. No. 498, S. F. No. 457, S. F. No. 458, H. F. Nos. 402, 248, 337, 204, 176, S. F. No. 264, H. F. Nos. 133, 504, S. F. Nos. 456, 159, S. F. Nos. 377, amended, 350, H. F. No. 378, S. F. Nos. 447, 448, 449, H. F. No. 224, S. F. Nos. 150, 287, 450, 345, amended, 188, 362, 370, 397, 452, 401, amended, 388, amended.

C. A. BENSON, *Chairman Sifting Committee.*

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 191, a bill for an act relating to the regulation of the Practice of Embalming, the licensing of its practitioners, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 236, a bill for an act relating to adoption and recording of articles of incorporation, etc.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 200, a bill for an act relating to the furnishing of labor and services in connection with public improvements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 19, a bill for an act relating to the powers of the soldiers' relief commission and to authorize such commission to purchase flags for the graves, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 367, a bill for an act relating to the city managership plan by popular election.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 419, a bill for an act relating to the powers of the board of supervisors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 428, a bill for an act to prohibit marathon or endurance contests and defining the same and providing a penalty therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 514, a bill for an act to legalize a special election held on the tenth day of August, 1927, in the city of Tama, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 525, a bill for an act relating to the taxation of corporations and corporation shares of stock, etc.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 200

Strike out all of the bill following section one (1).

HOUSE AMENDMENTS TO SENATE FILE NO. 191

Amend Section 2 by placing a period after the word "services" in line 17 and strike the words "or who request and obtains a burial or removal permit." from lines 17 and 18.

Amend Section 3 by striking the period after the word "another" in line 10 and inserting in lieu thereof the following: ", except under the personal direction of a licensed embalmer."

Also add the following to section 3:

"5. Persons burying their own dead under burial permit from the registrar of vital statistics."

Amend Section 4, line 6 by striking the words "a four year course in an accredited high school" and inserting in lieu thereof "an eighth grade common school course".

Also, amend line 10 by striking the word "twenty-four" and inserting in lieu thereof the word "twelve".

Amend Section 8, line 2 by striking the words "by aid of authorized peace officers,".

Add as Section 9 the following:

"Sec. 9. No person licensed to practice embalming in Iowa shall be required to secure a new license under this act."

THIRD READING OF BILLS

On motion of Senator Frailey, Senate File No. 33, a bill for an act concerning the guardianship of incompetent veterans and of

minor children of disabled or deceased veterans, and the commitment of veterans, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The amendments proposed by committee on judiciary No. 2 as found on page 828 of the Senate journal and recommended by the sifting committee were adopted.

Senator Frailey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clark of	Ickis	Patterson
Beatty	Cerro Gordo	Kent	Rigby
Benson	Clark of Linn	Kimberly	Rogers
Bissell	Clark of Marion	Klemme	Shane
Blackford	Cole	Lange	Stanley
Booth	Doran	Langfitt	Tabor
Brookins	Frailey	Lowe	Topping
Brush	Gilchrist	MacDonald	Ulstad
Carden	Gunderson	McLeland	Wilson of Page
Carroll	Hager	Moen	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 10.

Anderson	Clearman	Merritt	Stoddard
Bennett	Cochrane	Shaff	Thompson
Bergman	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Frailey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 364, a bill for an act to amend section ten thousand seventy-one (10071), Code, 1927, relating to the legalization of conveyances of real estate and to the presumption which shall be indulged as to the names of persons receiving and conveying title, returned by the sifting committee, was taken up and considered.

The following amendments, recommended by the sifting committee, were adopted:

Amend by adding thereto as Section two (2) thereof the following:

"Said section is further amended by striking the word "conclusive" as it appears in line seven (7) thereof and by inserting in lieu thereof the word "presumptive".

Further amend by inserting the word "adversely" immediately before the word "affected" in the second (2) line of Section two (2) of the bill.

Further amend by renumbering Sections two (2) and three (3) as sections three (3) and four (4) respectively.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clark of	Ickis	Merritt
Beatty	Cerro Gordo	Kent	Moen
Benson	Clark of Marion	Kimberly	Patterson
Bissell	Cole	Klemme	Rigby
Blackford	Doran	Lange	Rogers
Booth	Frailey	Langfitt	Shane
Brush	Gilchrist	Leonard	Topping
Carden	Gunderson	Lowe	Ulstad
Carroll	Hager	MacDonald	Wilson of Page
Christophel		McLeland	Wilson of Polk

Nays, none.

Absent or not voting, 10.

Anderson	Clark of Linn	Shaff	Stoddard
Bennett	Clearman	Stanley	Thompson
Bergman	Cochrane		

Voting present, 2.

Brookins	Tabor
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, House File No. 153, a bill for an act to amend the law as it appears in section ten thousand seven hundred seventy-one (10771), Code of Iowa, 1927, relating to holding court and providing for same to be at the expense of the county, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Christophel	Ickis	Moen
Baird	Clark of	Kent	Patterson
Beatty	Cerro Gordo	Kimberly	Rigby
Benson	Clark of Linn	Klemme	Rogers
Bissell	Clark of Marion	Lange	Shane
Blackford	Cole	Langfitt	Tabor
Booth	Doran	Leonard	Topping
Brookins	Frailey	Lowe	Ulstad
Brush	Gilchrist	MacDonald	Wilson of Page
Carden	Gunderson	Merritt	Wilson of Polk
Carroll	Hager		

Nays, none.

Absent or not voting, 9.

Bennett	Cochrane	Shaff	Stoddard
Bergman	McLeland	Stanley	Thompson
Clearman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Merritt, Senators Shaff, Stoddard and Bennett were excused for the remainder of the day.

On motion of Senator Benson, House File No. 165, a bill for an act to amend the law as it appears in chapter three hundred fifty-one (351) of the Code, 1927, by adding at the end thereof additional sections providing for the imposition and collection of an estate tax for general state purposes upon the transfer of estates of decedents dying after the twenty-sixth day of February, 1926, and being residents of, or owning property in, the State of Iowa, returned by the sifting committee, was taken up and considered.

Senator Benson offered the following amendment and moved its adoption:

Amend section 6, line 7 by striking the word "should" and inserting in lieu thereof the word "shall".

The amendment was adopted.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Christophel	Hager	Merritt
Baird	Clark of	Ickis	Moen
Beatty	Cerro Gordo	Kent	Patterson
Benson	Clark of Linn	Kimberly	Rigby
Bergman	Clark of Marion	Klemme	Rogers
Bissell	Cole	Lange	Shane
Blackford	Doran	Langfitt	Tabor
Booth	Frailey	Lowe	Topping
Brush	Gilchrist	MacDonald	Ulstad
Carden	Gunderson	McLeland	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 10.

Bennett	Cochrane	Shaff	Stoddard
Brookins	Leonard	Stanley	Thompson
Clearman			Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Booth, Senator Wilson of Page was excused for the remainder of today and tomorrow.

On motion of Senator Clark of Marion, Senate File No. 408, a bill for an act to amend the law as it appears in chapter twenty-four (24) of the Code, 1927, so as to authorize the levy by municipalities as defined in the local budget law, of a tax for an emergency fund, and providing the uses which may be made of said funds and the means by which funds may be transferred out of said fund, and to repeal section three hundred seventy-three (373) of the Code, 1927, returned by the sifting committee, was taken up and considered.

Senator Clark of Marion offered the following amendment and moved its adoption:

Amend by striking therefrom the period (.) in line 10 of Section 1 and inserting a comma (,) therefor, and adding thereto the following: "provided that no such emergency tax levy shall be made until such municipality shall have first petitioned the Director of the Budget to make such levy and received his approval thereof."

The amendment was adopted.

Senator Clark of Marion offered the following amendment and moved its adoption:

Amend by striking section 3, the publication clause.

The amendment was adopted.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Christophel	Kent	Moen
Baird	Clark of	Kimberly	Patterson
Beatty	Cerro Gordo	Klemme	Rigby
Benson	Clark of Linn	Lange	Shane
Bergman	Clark of Marion	Leonard	Stanley
Bissell	Doran	Low	Tabor
Blackford	Frailey	MacDonald	Topping
Booth	Gunderson	McLeland	Ulstad
Brush	Hager	Merritt	Wilson of Polk
Carden	Ickis		

Nays, none.

Absent or not voting, 13.

Bennett	Cochrane	Langfitt	Stoddard
Brookins	Cole	Rogers	Thompson
Carroll	Gilchrist	Shaff	Wilson of Page
Clearman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, Senate Joint Resolution No. 8, a joint resolution to accept the provisions of the United States law

commonly known as the Capper-Ketcham Act, and to provide for the further development of agricultural extension work at the Iowa State College of Agriculture and Mechanic Arts, returned by the sifting committee, was taken up and considered.

The resolution was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the resolution pass?" the vote was:

Ayes, 36.

Anderson	Clark of	Ickis	Patterson
Baird	Cerro Gordo	Kimberly	Rigby
Beatty	Clark of Linn	Lange	Rogers
Benson	Clark of Marion	Leonard	Shane
Bergman	Cole	Lowe	Stanley
Bissell	Doran	MacDonald	Tabor
Blackford	Gilchrist	McLeland	Topping
Booth	Gunderson	Merritt	Ulstad
Carden	Hager	Moen	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 14.

Bennett	Clearman	Klemme	Stoddard
Brookins	Cochrane	Langfitt	Thompson
Brush	Frailey	Shaff	Wilson of Page
Carroll	Kent		

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the resolution passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 445, a bill for an act to make an appropriation to the Farmers Mutual Hail Insurance Association, Des Moines, Iowa, for overpayment of taxes to the Treasurer of State, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Ulstad moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Christophel	Ickis	Moen
Baird	Clark of	Kent	Patterson
Beatty	Cerro Gordo	Kimberly	Rogers
Benson	Clark of Marion	Klemme	Shane
Bergman	Cochrane	Leonard	Stanley
Bissell	Cole	Lowe	Tabor
Blackford	Doran	MacDonald	Topping
Booth	Frailey	McLeland	Ulstad
Brookins	Gunderson	Merritt	Wilson of Polk
Carden	Hager		

Nays, none.

Absent or not voting, 13.

Bennett	Clearman	Langfitt	Stoddard
Brush	Gilchrist	Rigby	Thompson
Carroll	Lange	Shaff	Wilson of Page
Clark of Linn			

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Clark of Marion, House File No. 498, a bill for an act to repeal section eight thousand sixty-two, (8062) of the Code, 1927, and enacting a substitute therefor, relating to the making of special rates for certain industries and to enact a substitute therefor, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clark of Marion	Lange	Rigby
Beatty	Cole	Leonard	Rogers
Bissell	Doran	Lowe	Shane
Blackford	Frailey	MacDonald	Stanley
Brookins	Gilchrist	McLeland	Tabor
Carden	Gunderson	Merritt	Ulstad
Christophel	Ickis	Moen	Wilson of Polk
Clark of	Klemme	Patterson	
Cerro Gordo			

Nays, none.

Absent or not voting, 19.

Baird	Brush	Hager	Stoddard
Bennett	Carroll	Kent	Thompson
Benson	Clark of Linn	Kimberly	Topping
Bergman	Clearman	Langfitt	Wilson of Page
Booth	Cochrane	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Clark of Marion, Senate File No. 454 was withdrawn from further consideration.

President pro tempore Frank Shane took the chair at 3:02 p. m.

On motion of Senator Frailey, Senate File No. 457, a bill for an act to legalize taxes levied, assessed, and collected for the purpose of eradicating bovine tuberculosis, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Frailey moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Christophel	Hager	Patterson
Baird	Clark of	Ickis	Rigby
Beatty	Cerro Gordo	Kimberly	Rogers
Bergman	Clark of Marion	Klemme	Shane
Bissell	Cole	Leonard	Stanley
Blackford	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Topping
Carden	Gilchrist	McLeland	Wilson of Polk
Carroll	Gunderson	Merritt	

Nays, none.

Absent or not voting, 16.

Bennett	Clark of Linn	Lange	Stoddard
Benson	Clearman	Langfitt	Thompson
Brookins	Cochrane	Moen	Ulstad
Brush	Kent	Shaff	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Frailey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Ickis, Senator Kent was excused for the remainder of the day.

On motion of Senator Wilson of Polk, Senate File No. 458, a bill for an act to legalize a special election held on the tenth day of August, 1927, in the city of Tama, Iowa, whereat there was duly submitted to the voters for their approval, ordinance No. 166 of the ordinances of the city of Tama, Iowa, being an ordinance granting to the Iowa Railway and Light Corporation, an electric light and power franchise; and to legalize all acts and proceedings in respect to said election, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clark of	Ickis	Patterson
Baird	Cerro Gordo	Kimberly	Rigby
Beatty	Clark of Marion	Klemme	Rogers
Blackford	Cole	Leonard	Shane
Booth	Doran	Lowe	Stanley
Carden	Frailey	McLeland	Tabor
Carroll	Gilchrist	Merritt	Topping
Christophel	Hager	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 19.

Bennett	Brush	Kent	Stoddard
Benson	Clark of Linn	Lange	Thompson
Bergman	Clearman	Langfitt	Ulstad
Bissell	Cochrane	MacDonald	Wilson of Page
Brookins	Gunderson	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly, House File No. 337, a bill for an act to amend the law as it appears in section fifty-two hundred sixty-two (5262) of the Code, 1927, relating to expenditures by counties for erection of court house, jail, or county home, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Kimberly moved that the reading just had be con-
ered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Clark of	Ickis	Moen
Baird	Cerro Gordo	Kimberly	Patterson
Beatty	Clark of Linn	Klemme	Rigby
Bissell	Clark of Marion	Lange	Rogers
Blackford	Cole	Leonard	Shane
Booth	Doran	Lowe	Stanley
Carden	Frailey	MacDonald	Tabor
Carroll	Gilchrist	McLeland	Topping
Christophel	Hager	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 15.

Bennett	Brush	Kent	Thompson
Benson	Clearman	Langfitt	Ulstad
Bergman	Cochrane	Shaff	Wilson of Page
Brookins	Gunderson	Stoddard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kimberly moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley, Senate File No. 159, a bill for an act to amend the law as it appears in section forty-two hundred thirty-eight (4238) of the Code, 1927, relating to the purchase of supplies and other materials for schools, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clark of Linn	Klemme	Rigby
Baird	Clark of Marion	Lange	Rogers
Bissell	Cole	Langfitt	Shane
Blackford	Doran	Lowe	Stanley
Booth	Frailey	MacDonald	Tabor
Carden	Gilchrist	McLeland	Topping
Carroll	Hager	Merritt	Wilson of Polk
Christophel	Kimberly	Moen	

Nays, none.

Absent or not voting, 19.

Beatty	Brush	Gunderson	Shaff
Bennett	Clark of	Ickis	Stoddard
Benson	Cerro Gordo	Kent	Thompson
Bergman	Clearman	Leonard	Ulstad
Brookins	Cochrane	Patterson	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stanley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Linn, Senate File No. 377, a bill for an act to amend, revise, and codify Section sixteen hundred thirty-two (1632), Code, 1927, relating to the inspection of buildings and premises by the state fire marshal, his deputies and inspectors and other officers, and to define the duties and powers of said officers, returned by the sifting committee, was taken up and considered.

The following amendments, recommended by the sifting committee, were adopted:

Amend Section one (1) by striking out of line nine (9) the words "mayor and", and by striking out of line ten (10) the words ", or either of them".

Amend the title by striking out of line five (5) thereof the words "other officers" and substituting in lieu thereof "chiefs of fire departments".

By unanimous consent, on request of Senator Clark of Linn, in Sec. 1, line 15, the word "by" was changed to "be."

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clark of Marion	Lange	Patterson
Baird	Cole	Langfitt	Rigby
Bissell	Doran	Leonard	Rogers
Blackford	Frailey	Lowe	Shane
Booth	Hager	MacDonald	Stanley
Carden	Ickis	McLeland	Tabor
Carroll	Kimberly	Merritt	Topping
Christophel	Klemme	Moen	Wilson of Polk
Clark of Linn			

Nays, none.

Absent or not voting, 17.

Beatty	Brush	Gilchrist	Stoddard
Bennett	Clark of	Gunderson	Thompson
Benson	Cerro Gordo	Kent	Ulstad
Bergman	Clearman	Shaff	Wilson of Page
Brookins	Cochrane		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Stanley called up for consideration Senate File No. 191, amended by the House, and moved that the Senate concur in the following amendments:

Amend Section 1 by placing a period after the word "services" in line 17 and strike the words "or who requests and obtains a burial or removal permit." from lines 17 and 18.

Amend Section 3 by striking the period after the word "another" in line 10 and inserting in lieu thereof the following: ", except under the personal direction of a licensed embalmer."

Also add the following to section 3:

"5. Persons burying their own dead under burial permit from the registrar of vital statistics."

Amend Section 4, line 6 by striking the words "a four year course in an accredited high school" and inserting in lieu thereof "an eighth grade common school course".

Also, amend line 10, by striking the word "twenty-four" and inserting in lieu thereof the word "twelve".

Amend Section 8, line.2 by striking the words "by aid of authorized peace officers,".

Add as Section 9 the following:

"Sec. 9. No person licensed to practice embalming in Iowa shall be required to secure a new license under this act."

On the question, "Shall the Senate concur?" the vote was:

Ayes, 29.

Anderson	Clark of Marion	Leonard	Rigby
Baird	Cole	Lowe	Rogers
Bissell	Doran	MacDonald	Shane
Blackford	Hager	McLeland	Stanley
Booth	Ickis	Merritt	Tabor
Carden	Klemme	Moen	Topping
Christophel	Lange	Patterson	Wilson of Polk
Clark of Linn			

Nays, none.

Absent or not voting, 21.

Beatty	Carroll	Gilchrist	Shaff
Bennett	Clark of	Gunderson	Stoddard
Benson	Cerro Gordo	Kent	Thompson
Bergman	Clearman	Kimberly	Ulstad
Brookins	Cochrane	Langfitt	Wilson of Page
Brush	Frailey		

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Clark of Marion, Senate File No. 447, a bill for an act to amend Sections fifty-nine hundred seventy-five (5975), and fifty-nine hundred seventy-six (5976) of the Code, 1927, relating to street improvements, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Clark of Marion	Leonard	Rigby
Baird	Doran	Lowe	Rogers
Bissell	Hager	MacDonald	Shane
Blackford	Ickis	McLeland	Stanley
Booth	Kimberly	Merritt	Tabor
Carden	Klemme	Moen	Topping
Carroll	Lange	Patterson	Wilson of Polk
Christophel	Langfitt		

Nays, none.

Absent or not voting, 20.

Beatty	Clark of	Cole	Shaff
Bennett	Cerro Gordo	Frailey	Stoddard
Benson	Clark of Linn	Gilchrist	Thompson
Bergman	Clearman	Gunderson	Ulstad
Brookins	Cochrane	Kent	Wilson of Page
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, Senate File No. 448, a bill for an act to amend Section fifty-eight hundred fourteen (5814), Code, 1927, relating to river front improvement commissions and to enlarge the number of cities which may avail themselves of the powers embraced in chapter two hundred ninety-four (294), Code, 1927, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Rogers moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Clark of Linn	Langfitt	Rigby
Baird	Clark of Marion	Leonard	Rogers
Beatty	Doran	Lowe	Shane
Bissell	Hager	MacDonald	Stanley
Booth	Ickis	McLeland	Tabor
Carden	Kimberly	Merritt	Topping
Carroll	Klemme	Moen	Ulstad
Christophel	Lange	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Bennett	Brush	Cole	Stoddard
Benson	Clark of	Frailey	Shaff
Bergman	Cerro Gordo	Gilchrist	Thompson
Blackford	Clearman	Gunderson	Wilson of Page
Brookins	Cochrane	Kent	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, House File No. 224, a bill for an act to authorize resident pupils to attend high school in an adjoining state and to provide for the payment of tuition in such cases, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 29.

Anderson	Clark of Linn	Lange	Rogers
Baird	Clark of Marion	Langfitt	Shane
Beatty	Doran	Lowe	Stanley
Bissell	Hager	McLeland	Tabor
Blackford	Ickis	Merritt	Topping
Booth	Kimberly	Moen	Ulstad
Carden	Klemme	Rigby	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 21.

Bennett	Clark of	Gilchrist	Patterson
Benson	Cerro Gordo	Gunderson	Shaff
Bergman	Clearman	Kent	Stoddard
Brookins	Cochrane	Leonard	Thompson
Brush	Cole	MacDonald	Wilson of Page
Carroll	Frailey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 397, a bill for an act relating to the use of the public highways and to the maximum weight of vehicles and loads which may be carried thereon when such highways are in a soft or thawing condition, returned by the sifting committee, was taken up and considered.

Senator Moen offered the following amendment and moved its adoption:

Amend by adding section 3 as follows:

"Sec. 3. This act being deemed of immediate importance, shall be in force and effect from and after its publication in the Nonpareil, a newspaper of general circulation published in Council Bluffs, Iowa, and the Inwood Herald, published in Inwood, Iowa.

The amendment was adopted.

By unanimous consent, on request of Senator Moen, action was deferred.

HOUSE MESSAGES CONSIDERED

House File No. 19, a bill for an act to amend the law as it appears in Section fifty-three hundred ninety-six (5396), of the Code of Iowa, 1927, relating to the powers of the soldiers' relief commission and to authorize such commission to purchase flags for the graves of honorably discharged soldiers, marines, or nurses who served in the military or naval forces of the United States during any war.

Read first and second times and referred to sifting committee.

House File No. 367, a bill for an act to amend Section sixty-six hundred sixteen (6616), of the Code, 1927, relating to the City Managership Plan by popular election.

Read first and second times and referred to sifting committee.

House File No. 419, a bill for an act to amend the law as it appears in Section fifty-one hundred thirty (5130), of the Code, 1927, relating to the powers of the board of supervisors.

Read first and second times and referred to sifting committee.

House File No. 428, a bill for an act to prohibit marathon or endurance contests and defining the same, and providing a penalty therefor.

Read first and second times and referred to sifting committee.

House File No. 525, a bill for an act relating to the taxation of corporations and corporation shares of stock; providing for a franchise tax upon corporations organized or doing business in this state and amending the law as it appears in Sections sixty-nine hundred forty-four (6944), sixty-nine hundred eighty-five (6985), seven thousand eight (7008), seven thousand forty-two (7042), seven thousand eighty-nine (7089), eighty-four hundred forty-two (8442), and eighty-four hundred forty-three (8443), of the Code, 1927.

Read first and second times and referred to sifting committee.

House File No. 514, a bill for an act to legalize a Special Election held on the tenth day of August, 1927, in the city of Tama, Iowa, whereat there was duly submitted to the voters for their approval, Ordinance No. 166, of the Ordinances of the City of Tama, Iowa, being an ordinance granting to the Iowa Railway and Light Corporation, an electric light and power franchise; and to legalize all acts and proceedings in respect to said election.

Read first and second times.

By unanimous consent, on request of Senator Wilson of Polk, the rules were suspended and House File No. 514 was substituted for Senate File No. 458.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House Joint Resolution No. 6 by amending section three (3) by inserting after the word "from" in line seventy-two (72), the following: "Its Intersection with primary road No. 32 to".

W. E. MCLELAND.

MR. PRESIDENT: I move to amend Senate File 76, by inserting after the word "state" in line one hundred four (104) of section sixteen (16), (sub-section 12), the following sentence: "To investigate the systems of taxation in other states or counties, and to formulate and recommend legislation to produce sufficient revenues for all general state purposes, without the levying of a direct property tax therefor."

C. L. RIGBY.

MR. PRESIDENT: I move to amend Senate File No. 188 by adding:

"Section 3. The provisions of this act shall not apply to cities organized under the provisions of Chapter three hundred twenty-eight (328), of the Code, 1927."

And amend the Title by striking the period at the end thereof and adding the following:

"excepting cities organized under the provisions of Chapter three hundred twenty-eight (328), of the Code, 1927."

OTTO F. LANGE.

MR. PRESIDENT: I move to amend S. F. No. 388 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Every state officer or state employee who uses a privately owned automobile in the discharge of his duties wherein such use is authorized by any lawfully made order or regulation shall be allowed eight (8) cents per mile for each mile traveled in the discharge of his duty."

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend House File No. 207 by adding to section eleven (11) as sub-section "A" the following:

"All practitioners as defined by section seven (7) who were engaged in such practice in the State of Iowa at the date of the taking effect of Chapter one hundred thirty-four (134) of the Acts of the Thirty-sixth General Assembly and who shall have been continuously engaged in such practice in this state since the passage of said act shall upon application to the Board of Accountancy be issued certificates as Certified Public Accountants as of date September 30, 1929, without examination.

J. G. MERRITT.

On motion of Senator Klemme, the Senate adjourned until 10.00 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 30, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. A. W. Armstrong, pastor of Methodist Episcopal Church, of Perry, Iowa.

LEAVE OF ABSENCE

By unanimous consent on request of Senator Merritt, all absent Senators were excused for the day.

The Journal of March 29th was corrected and approved.

Senator Wilson of Polk moved to take from the table the motion to reconsider the vote by which Senate File No. 458 passed the Senate, which motion prevailed.

The motion to reconsider prevailed.

Senator Wilson of Polk moved to reconsider the vote by which Senate File No. 458 passed to its third reading, which motion prevailed.

Senator Wilson of Polk moved to adjourn until 10:00 a. m. Monday.

Senator Benson moved to amend by making the time 1:30 p. m. Monday.

By unanimous consent, on request of Senator Benson, his amendment was withdrawn.

Senator Wilson of Polk moved as a substitute for his motion that the Senate adjourn until 1:30 p. m. Monday.

The substitute was lost.

Senator Anderson moved to adjourn until 10.00 a. m. Monday.

The president held the motion out of order as there was no intervening business.

By unanimous consent, on his own request, Senator Bissell was excused for the day.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, House File No. 514, a bill for an act to legalize a Special Election held on the tenth day of August, 1927, in the city of Tama, Iowa, whereat there was duly submitted to the voters for their approval, Ordinance No. 166, of the Ordinances of the City of Tama, Iowa, being an ordinance granting to the Iowa Railway and Light Corporation, an electric light and power franchise; and to legalize all acts and proceedings in respect to said election, having been substituted for Senate File No. 458, was taken up and considered.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Christophel	Kimberly	Moen
Benson	Clark of Linn	Klemme	Patterson
Bissell	Clark of Marion	Lange	Shane
Blackford	Clearman	Leonard	Tabor
Booth	Doran	Lowe	Topping
Brookins	Gunderson	McLeland	Ulstad
Carden	Hager	Merritt	Wilson of Polk
Carroll	Ickis		

Nays, none.

Absent or not voting, 20.

Baird	Clark of	Gilchrist	Rogers
Beatty	Cerro Gordo	Kent	Shaff
Bennett	Cochrane	Langfitt	Stanley
Bergman	Cole	MacDonald	Stoddard
Brush	Frailey	Rigby	Thompson
			Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 168, a bill for an act to legalize the Farmers Creamery Company of Lone Rock, Lone Rock, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 238, a bill for an act providing for the approval by the superintendent of banking of all articles of incorporation, including articles of renewal of state and savings banks.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 242, a bill for an act relating to the compromise authorized to be made with delinquent corporations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 239, a bill for an act relative to the filing of a certificate of issuance of stock.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 241, a bill for an act relating to the execution of renewal of articles of incorporation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 136, a bill for an act relating to street improvements, sewers, and special assessments and bonds issued therefor.

Also: That the House failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 85, a bill for an act relating to regulations and inspections, by adding thereto a chapter regarding prison-made goods from other states.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 531, a bill for an act to permit insurance of buildings and other property against loss or damage caused by airplanes, seaplanes, dirigibles, or other aircraft.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 83, 174, 227, 293, 42, 175, 228, 341, 378, 392, 413, 422, 124 and 232.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT PRO TEM

The president pro tem of the Senate announced that, as President pro tem of the Senate, he had signed, in the presence of the Senate, Senate Files Nos. 83, 174, 227, 293, 42, 175, 228, 341, 378, 392, 413, 422, 124, and 232.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 30th day of March, 1929, sent to the governor for his approval: Senate Files Nos. 83, 174, 227, 293, 42, 175, 228, 341, 378, 392, 413, 422, 124 and 232.

CHAS. T. ROGERS *Chairman.*

Passed on file.

HOUSE MESSAGE CONSIDERED

House File No. 531, a bill for an act to amend Section eighty-nine hundred forty (8940) of the Code, 1927, to permit insurance of buildings and other property against loss or damage by airplanes, seaplanes, dirigibles, or other aircraft.

Read first and second times and referred to sifting committee.

March 30th, 1929.

MR. PRESIDENT: The Sifting Committee reports out the following bill for passage:

H. F. No. 207.

C. A. BENSON, *Chairman Sifting Committee.*

Senator Benson, chairman of the sifting committee returned without recommendation House File No. 301, which is a companion bill to Senate File No. 297.

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File No. 350 by striking out lines 10 and 11, and inserting in lieu thereof the following:

"notice to all persons of such levy. Such entry".

C. F. CLARK.

AMENDMENTS PROPOSED BY SIFTING COMMITTEE

MR. PRESIDENT: I move to amend S. F. 401 as follows:

(1) Amend by striking out the first two lines of the bill and substituting in lieu thereof the following:

"That sections four thousand seven hundred forty-five (4745), four thousand seven hundred forty-five a one (4745-a1), four thousand seven hundred forty-six (4746) to four thousand seven hundred fifty-three (4753), both inclusive, four thousand seven hundred fifty-three a one (4753-a1) to four thousand seven hundred fifty-three a nine (4753-a9), both inclusive, and four thousand seven hundred fifty-three a eighteen (4753-a18) are amended, revised, and codified to read as follows:

(2) Amend Section 11 by inserting after the comma (,) in line 2 thereof the following:

"or in the notice".

(3) Amend by striking out Section 16 of the bill and inserting in lieu thereof the following:

"Sec. 16. Payment for improving local county roads. Twenty-five per cent (25%) of the total cost of improving the local county roads within said district shall be paid from special assessments on benefited lands, and not less than twenty-five per cent (25%), nor more than seventy-five per cent (75%), from the secondary road construction fund pledged to the county trunk system, and the remainder from said construction fund pledged to local county roads."

(4) Amend Section 18 by inserting after the word "certificates" in line 4 thereof the following:

"issued against special assessments on lands within the district."

(5) Amend Section 19 by inserting after the word "certificates" in line 4 thereof the following:

"which were issued against such special assessments".

(6) Amend said bill by adding thereto as Section 56 the following:

"Sec. 56. Date act becomes effective. The act shall be in force and effect after December 31, 1929."

Amend by striking out the title and inserting in lieu thereof the following:

"A bill for an act to amend, revise, and codify sections four thousand seven hundred forty-five (4745), four thousand seven hundred forty-five a one (4745-a1), sections four thousand seven hundred forty-six (4746) to four thousand seven hundred fifty-three (4753), both inclusive, sections four thousand seven hundred fifty-three a one (4753-a1) to four thousand seven hundred fifty-three a nine (4753-a9), both inclusive, and section four thousand seven hundred fifty-three a eighteen (4753a18) relating to special assessments for the improvement of secondary roads."

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend S. F. No. 345 as follows:

Strike out all after the enacting clause and substitute in lieu thereof the following:

"Section 1. Section eighty-nine hundred fifty-nine (8959) of the Code, 1927, is amended by striking out the period (.) after the word "notwithstanding" in the last line thereof and inserting in lieu thereof a semi-colon (;), and adding after said semi-colon (;)

"provided, however, that where a premium, premium note or written contract for a premium payment remains unpaid after its due date that the policy or contract of insurance may be cancelled on five (5) days notice as provided in this chapter unless otherwise provided for in the policy."

C. A. BENSON, *Chairman Sifting Committee.*

On motion of Senator Wilson of Polk, the Senate adjourned until 1:25 p. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 1, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Alfred T. Bishop, pastor of the Methodist church, Valley Junction, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Clark of Linn for the day, on request of Senator Rogers.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the sifting committee:

By Senator Stoddard, from Sioux City Rod & Reel Club, favoring House File No. 282, relating to the fish and game commission.

By Senator Wilson of Polk, from voters of Polk county, favoring House File No. 473.

April 1st, 1929.

MR. PRESIDENT: The Sifting Committee reports the following bills out for passage:

S. F. Nos. 328, 479, 480, H. F. No. 371, S. F. Nos. 363, 391, H. F. Nos. 518, 199, 37, 205, 267, S. F. Nos. 464, 424, 393, 344, H. F. Nos. 266, 425, 426, H. J. R. 6, H. F. Nos. 361, 230, amended, 191, 460, 240.

C. A. BENSON, *Chairman Sifting Committee.*

RESIGNATION OF COMMITTEE CLERK

MR. PRESIDENT: I hereby tender my resignation as committee clerk.

ANN TRAINOR.

Hallie M. Thatcher was sworn in as committee clerk for Senator Lange.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 400, a bill for an act relating to cities controlling bridge fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 121, a bill for an act relating to assessors' returns on blind and deaf children.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 245, a bill for an act relating to filing of amended and substituted articles of incorporation by co-operative associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House Joint Resolution No. 4, a joint resolution relating to the printing of constitutional amendments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 332, a bill for an act to legalize proceedings of the City Council of the City of Des Moines, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 534, a bill for an act relating to State Aid for County and District Fairs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 83, a bill for an act relating to renewals of charters for private corporations.

Also: That the House has adopted the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 14, relating to the adjournment of the Forty-third General Assembly, sine die, at twelve o'clock noon, Friday, April 12, 1929.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 404, a bill for an act relating to the legalization of incorporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 408, a bill for an act relating to the payment of expenses incurred in the medical and surgical treatment of indigent persons at the University Hospital.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 458, a bill for an act making the insurance commissioner of the State of Iowa the receiver or liquidating officer for insurance companies, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate Joint Resolution No. 8 to accept the provisions of the United States law commonly known as the Capper-Ketcham Act, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 225, a bill for an act to legalize Ordinance No. 69 of the incorporated Town of Rolfe, Iowa, and the franchise therein granted and all proceedings had thereunder.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 229, a bill for an act legalizing certain warrants of the incorporated town of Carlisle, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 243, a bill for an act relating to fees to be charged for recording.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 244, a bill for an act relating to notice to be given to delinquent corporations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 248, a bill for an act relating to the filing of articles of incorporation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 249, a bill for an act relating to fees to be charged by the Secretary of State.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 277, a bill for an act relating to the appointment of the local registrar of vital statistics.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 279, a bill for an act relating to fraternal insurance companies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 294, a bill for an act to transfer the Capitol Extension Fund of the State Treasury.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 297, a bill for an act relating to the time that changes in subdistrict boundaries, and when new school township organizations shall become effective.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 319, a bill for an act to authorize the state game warden to set aside portions of state waters for spawning grounds, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 326, a bill for an act relating to the form, contents and sufficiency of indictments and providing for bills of particular in aid to indictments.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 332, a bill for an act relating to the different practices of engineering.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 355, a bill for an act relating to the granting of continuances in actions cognizable in equity when evidence is taken in the form of depositions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 374, a bill for an act relating to the time of opening and closing the polls at elections.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 396, a bill for an act to legalize the proceedings of the board of supervisors of Allamakee County, Iowa, in transferring to the county general fund certain moneys from divers other funds, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 409, a bill for an act to legalize a transfer of funds by the city council of Forest City, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 448, a bill for an act relating to river front improvement commissions, etc.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 332, a bill for an act to legalize the proceedings of the City Council of the City of Des Moines, in Polk county, Iowa, and to approve the acts and proceedings of said city and its officers and employees in the handling of the "Removing Snow and Ice Fund" and other funds of said city.

Read first and second times and referred to sifting committee.

House File No. 534, a bill for an act to amend section twenty-eight hundred ninety-four (2894) of the Code, 1927, relating to state aid for county and district fairs.

Read first and second times and referred to sifting committee.

House Joint Resolution No. 4, a joint resolution proposing an amendment to the constitution of the state of Iowa, by amending article ten (10); section one (1), relating to the printing of constitutional amendments.

Read first and second times and referred to sifting committee.

House File No. 83, a bill for an act to amend section ten thousand four hundred ten (10410) of the Code, 1927, relating to renewals of charters for private corporations.

Read first and second times and referred to sifting committee.

House File No. 404, a bill for an act to amend the law as it appears in section ten thousand four hundred eleven (10411) of the Code of Iowa, 1927, relating to the legalization of incorporations.

Read first and second times and referred to sifting committee.

House File No. 408, a bill for an act to amend section four thousand twenty-eight (4028), of the Code, 1927, relating to the payment of expenses incurred in the medical and surgical treatment of indigent persons at the University hospital.

Read first and second times and referred to sifting committee.

House File No. 458, a bill for an act making the insurance commissioner of the state of Iowa the receiver or liquidating officer for insurance companies, associations or insurance carriers, and prescribing the compensation and expenses thereof.

Read first and second times and referred to sifting committee.

The journal of March 30th was corrected and approved.

S. F. NO. 458 WITHDRAWN

By unanimous consent, on request of Senator Brush, Senate File No. 458 was withdrawn from further consideration.

INTRODUCTION OF BILL

Senate File No. 486, by committee on aeronautics, a bill for an act to amend an act duly passed by the Forty-third (43rd) General Assembly as Senate File No. Two Hundred Eighty-four (284), and signed by the Governor on March 21, 1929, and now on file in the office of the Secretary of State, and entitled "An act concerning the licensing of aircraft and airmen, the establishment of air traffic rules, and to make uniform the law with reference thereto".

Read first and second times and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Leonard, House File No. 378, a bill for an act to amend section one hundred thirteen (113), Code, 1927, relating to examination of accounts of cities and towns, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Leonard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Carden	Hager	Rogers
Baird	Carroll	Klemme	Shane
Beatty	Christophel	Lange	Stanley
Benson	Clark of Marion	Langfitt	Stoddard
Bergman	Clearman	Leonard	Tabor
Blackford	Cochrane	Lowe	Thompson
Booth	Cole	McLeland	Ulstad
Brookins	Gunderson	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Bennett	Clark of Linn	Kent	Rigby
Bissell	Doran	Kimberly	Shaff
Brush	Frailey	MacDonald	Topping
Clark of Cerro Gordo	Gilchrist	Moen	Wilson of Page
	Ickis	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Carden, House File No. 37, a bill for an act to amend sections sixty-one hundred fifty-one-b one (6151-b1) to sixty-one hundred fifty-one-b three (6151-b3), inclusive, Code, 1927, relating to the use of surplus earnings of certain municipally owned public utilities, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Carden moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Gunderson	Kent	Rogers
Baird	Christophel	Klemme	Shaff
Beatty	Clark of Marion	Lange	Shane
Bennett	Clearman	Langfitt	Stanley
Benson	Cochrane	Leonard	Stoddard
Bissell	Cole	MacDonald	Tabor
Blackford	Doran	McLeland	Thompson
Booth	Hager	Merritt	Wilson of Page
Carden	Ickis	Moen	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 13.

Bergman	Clark of Linn	Kimberly	Rigby
Brookins	Frailey	Lowe	Topping
Brush	Gilchrist	Patterson	Ulstad
Clark of Cerro Gordo			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carden moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bennett, House File No. 518, a bill for an act for the relief of certain grantees of Harrison county, Iowa, and for the purpose of having a patent issued in the name of Harrison county, Iowa, for certain tracts of land, with report of committee recommending amendment and passage, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Carden	Kent	Rogers
Baird	Carroll	Klemme	Shaff
Beatty	Christophel	Lange	Shane
Bennett	Clark of Marion	Langfitt	Stanley
Benson	Clearman	Leonard	Stoddard
Bergman	Cochrane	Lowe	Tabor
Bissell	Cole	MacDonald	Thompson
Blackford	Gunderson	McLeland	Ulstad
Booth	Hager	Merritt	Wilson of Page
Brookins	Ickis	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 10.

Brush	Clark of Linn	Gilchrist	Rigby
Clark of Cerro Gordo	Doran	Kimberly	Topping
	Frailey	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, House File No. 191, a bill for an act to amend the law as it appears in section twenty-nine hundred thirty (2930) of the Code, 1927, and providing for additional appropriations in certain cases, returned by the sifting committee, was taken up and considered.

Senator Baird moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Carroll	Ickis	Merritt
Baird	Christophel	Kent	Moen
Beatty	Clark of	Klemme	Rogers
Bennett	Cerro Gordo	Lange	Shane
Benson	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Ulstad
Booth	Gunderson	MacDonald	Wilson of Page
Brookins	Hager	McLeland	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 14.

Bergman	Doran	Patterson	Tabor
Brush	Frailey	Rigby	Thompson
Clark of Linn	Gilchrist	Shaff	Topping
Clark of Marion	Kimberly		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Merritt, Senate File No. 388, a bill for an act fixing an allowance for the use of automobiles by public officers in the discharge of their duties, returned by the sifting committee, was taken up and considered.

The following amendment was recommended by the sifting committee:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Every state officer or state employee who uses a privately owned automobile in the discharge of his duties wherein such

use is authorized by any lawfully made order or regulation shall be allowed eight (8) cents per mile for each mile traveled in the discharge of his duty."

Senator McLeland offered the following amendment to the amendment and moved its adoption:

Amend by inserting the words "or county" after the word "state" as it appears in line 1 thereof.

The amendment to the amendment was adopted.

The amendment as amended was adopted.

The bill was read for information.

Senator Merritt moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Christophel	Ickis	Rogers
Baird	Clark of	Klemme	Shaff
Beatty	Cerro Gordo	Lange	Shane
Bennett	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Leonard	Stoddard
Blackford	Cochrane	Lowe	Tabor
Booth	Cole	McLeland	Thompson
Carden	Gunderson	Merritt	Wilson of Page
Carroll	Hager	Moen	

Nays, none.

Absent or not voting, 16.

Benson	Clark of Linn	Kent	Rigby
Bergman	Doran	Kimberly	Topping
Brookins	Frailey	MacDonald	Ulstad
Brush	Gilchrist	Patterson	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Merritt moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Anderson, House File No. 240, a bill for an act to amend Section thirteen thousand eight hundred (13800) as it appears in the Code, 1927, relating to the arraignment and plea of the defendant in criminal actions, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Anderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Christophel	Kent	Rogers
Baird	Clark of	Klemme	Shaff
Bennett	Cerro Gordo	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Leonard	Stoddard
Blackford	Cochrane	Lowe	Tabor
Booth	Cole	MacDonald	Thompson
Brookins	Gunderson	McLeland	Ulstad
Carden	Hager	Merritt	Wilson of Page
Carroll	Ickis	Moen	

Nays, none.

Absent or not voting, 12.

Beatty	Clark of Linn	Gilchrist	Rigby
Benson	Doran	Kimberly	Topping
Brush	Frailey	Patterson	Wilson of Polk

Present, 1.

Tabor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stanley, House File No. 133, a bill for an act to amend, revise and recodify the law as it appears in chapter two hundred fifteen-b one of the Code, 1927, relating to the education of children of state or federal employees, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Christophel	Kent	Rogers
Baird	Clark of	Klemme	Shaff
Beatty	Cerro Gordo	Lange	Shane
Bennett	Clark of Marion	Langfitt	Stanley
Benson	Clearman	Leonard	Stoddard
Bergman	Cochrane	Lowe	Tabor
Bissell	Cole	MacDonald	Thompson
Blackford	Gunderson	McLeland	Ulstad
Booth	Hager	Merritt	Wilson of Page
Carden	Ickis	Moen	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 10.

Brookins	Doran	Kimberly	Rigby
Brush	Frailey	Patterson	Topping
Clark of Linn	Gilchrist		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stanley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, Senate File No. 370, a bill for an act to amend Section thirty hundred fifty-eight (3058) of the Code of 1927, relating to the adulteration of foods, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Christophel	Kent	Rogers
Baird	Clark of	Klemme	Shaff
Beatty	Cerro Gordo	Lange	Shane
Bennett	Clark of Marion	Langfitt	Stanley
Benson	Clearman	Leonard	Stoddard
Bergman	Cochrane	Lowe	Tabor
Bissell	Cole	MacDonald	Thompson
Blackford	Gunderson	McLeland	Ulstad
Booth	Hager	Merritt	Wilson of Page
Carden	Ickis	Moen	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 10.

Brookins	Doran	Kimberly	Rigby
Brush	Frailey	Patterson	Topping
Clark of Linn	Gilchrist		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 397, a bill for an act relating to the use of the public highways and to the maximum weight of vehicles and loads which may be carried thereon when such highways are in a soft or thawing condition, was taken up and considered, the amendment by Senator Moen having been adopted previously.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Christophel	Kent	Rogers
Baird	Clark of	Klemme	Shaff
Beatty	Cerro Gordo	Langfitt	Shane
Bennett	Clearman	Leonard	Stoddard
Benson	Cochrane	Lowe	Tabor
Bissell	Gole	MacDonald	Thompson
Blackford	Gunderson	McLeland	Ulstad
Booth	Hager	Merritt	Wilson of Page
Carden	Iekis	Moen	Wilson of Polk
Carroll			

Nays, 1.

Clark of Marion

Absent or not voting, 13.

Bergman	Doran	Kimberly	Rigby
Brookins	Frailey	Lange	Stanley
Brush	Gilchrist	Patterson	Topping
Clark of Linn			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, Senate File No. 452, a bill for an act to amend the law as it appears in Section fifty hundred three (5003) of the Code, 1927, relating to the proceeds from the motor vehicle license fees and the handling thereof by the treasurer of state, returned by the sifting committee, was taken up, and considered.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Carden	Hager	Rogers
Baird	Christophel	Ickis	Shaff
Beatty	Clark of	Kent	Shane
Bennett	Cerro Gordo	Klemme	Stoddard
Benson	Clark of Marion	Langfitt	Tabor
Bergman	Clearman	Lowe	Thompson
Bissell	Cochrane	MacDonald	Ulstad
Blackford	Cole	Merritt	Wilson of Page
Booth	Gunderson	Moen.	

Nays, none.

Absent or not voting, 16.

Brookins	Doran	Lange	Rigby
Brush	Frailey	Leonard	Stanley
Carroll	Gilchrist	McLeland	Topping
Clark of Linn	Kimberly	Patterson	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, Senate File No. 287, a bill for an act to amend section forty-seven hundred fifty-five-b-twenty-nine (4755-b29), Code, 1927, relating to the maintenance of primary road extensions within cities, returned by the sifting committee, was taken up and considered.

Senator Thompson offered the following amendment and moved its adoption:

Amend by adding as section 2 the following:

"Sec. 2. The provisions of this act shall apply to cities acting under special charter regardless of population."

By unanimous consent, on request of Senator Thompson, his amendment was withdrawn.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Carroll	Ickis	Rogers
Baird	Christophel	Klemme	Shaff
Beatty	Clark of Marion	Lange	Shane
Bennett	Clearman	Langfitt	Stoddard
Benson	Cochrane	Lowe	Thompson
Bergman	Cole	Merritt	Ulstad
Bissell	Doran	Moen	Wilson of Polk
Carden	Hager		

Nays, none.

Absent or not voting, 19.

Blackford	Clark of Linn	Kimberly	Rigby
Booth	Frailey	Leonard	Stanley
Brookins	Gilchrist	MacDonald	Topping
Brush	Gunderson	McLeland	Wilson of Page
Clark of Cerro Gordo	Kent	Patterson	

Present, 1.

Tabor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 477, a bill for an act to amend section three hundred forty (340), Code, 1927, relating to the audit of the accounts of the public departments of the state, to make an appropriation for such audit, and to repeal section forty-seven hundred fifty-five-b thirty-seven (4755-b37), Code, 1927, and section six (6), chapter eleven (11), Acts, Special Session of the Forty-second (42nd) General Assembly, returned by the sifting committee, was taken up, and considered.

By unanimous consent, on request of Senator Stoddard, the words "of the Budget" were inserted after the word "Director" in line 5 of section 1.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Carroll	Hager	Rogers
Baird	Christophel	Ickis	Shane
Beatty	Clark of	Klemme	Stanley
Bennett	Cerro Gordo	Leonard	Stoddard
Benson	Clark of Marion	Lowe	Tabor
Bergman	Clearman	MacDonald	Thompson
Bissell	Cochrane	McLeland	Ulstad
Blackford	Cole	Merritt	Wilson of Page
Booth	Doran	Moen	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 14.

Brookins	Gilchrist	Lange	Rigby
Brush	Gunderson	Langfitt	Shaff
Clark of Linn	Kent	Patterson	Topping
Frailey	Kimberly		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Hager, House File No. 266, a bill for an act to amend section thirteen thousand three hundred fifty-eight (13358) of the Code, 1927, relative to the place of punishment of jail breakers, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Hager moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Carroll	Hager	Moen
Baird	Christophel	Ickis	Rogers
Bennett	Clark of	Kent	Shaff
Benson	Cerro Gordo	Klemme	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	MacDonald	Stoddard
Blackford	Cochrane	McLeland	Tabor
Booth	Cole	Merritt	Ulstad
Carden	Doran		

Nays, 3.

Beatty	Thompson	Wilson of Polk
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Absent or not voting, 13.

Brookins	Gilchrist	Lange	Rigby
Brush	Gunderson	Leonard	Topping
Clark of Linn	Kimberly	Patterson	Wilson of Page
Frailey			

Present, 1.

Lowe

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hager moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Anderson, House File No. 176, a bill for an act to amend chapter two hundred fifty-one (251) of the Code, 1927, in relation to the registration of motor vehicles and the right to operate motor vehicles and providing for the suspension of licenses and the surrendering of license plates until payment of final judgment for damages caused by the operation of a motor vehicle and to declare a penalty for a violation of the provisions of this act, returned by the sifting committee, was taken up and considered.

The bill was read for information.

By unanimous consent on request of Senator Anderson, action was deferred until tomorrow.

On motion of Senator Shaff, House File No. 267, a bill for an act to amend section seventy-eight hundred forty-one (7841) of the Code, 1927, relating to the trial of appeals from the awards of commissioners in condemnation proceedings; and to amend section seventy-eight hundred fifty-two (7852) of the Code, 1927, relating to the assessment of costs and attorney fees in condemnation proceedings, returned by the sifting committee, was taken up and considered.

The following amendments were recommended by the sifting committee:

Amend section one by striking out the following: "claimed to have resulted to him by reason of the condemnation to each forty acre tract or lesser area therein according to legal or other recognized sub-division."

Also amend section one by striking out the last sentence.

Also amend by striking out sections two and three.

By unanimous consent, on request of Senator Shaff, action was deferred temporarily.

On motion of Senator Shaff, Senate File No. 150, a bill for an act to amend section five thousand twenty-eight (5028) of the Code of 1927, relating to the driving of motor vehicles on the highways; to amend section five thousand twenty-nine (5029) of the Code of 1927 and to repeal section fifty-one hundred five-a-thirty-four (5105-a34) of the Code 1927, relating to the speed of motor vehicles on the highways, and to remove the speed limit on motor vehicles weighing three tons or less, returned by the sifting committee, was taken up and considered.

The following amendments were recommended by the sifting committee:

1. Amend section two (2) by striking therefrom lines eleven (11) to twenty (20), inclusive, and substituting the following in lieu thereof: "provided, however, it shall be unlawful for the driver of a freight carrying vehicle to drive the same at a speed exceeding the following:" Also further amend said section two (2) by renumbering the sub-sections thereof in conformance herewith.

2. By striking all of section three (3).

3. By striking from the title the words and figures "and to repeal section fifty-one hundred five-a-thirty-four (5105-a34) of the Code of 1927".

The amendments were adopted.

Senator Blackford offered the following amendment and moved its adoption:

Amend by adding at the end the following section:

Sec. 4. Amend Section five thousand twenty-one (5021) Code of 1924, by adding to said section the following:

Any person operating a vehicle or other conveyance or machine upon the paved portion of any hard surfaced highway, outside of the incorporated limits of any city or town, at a slower rate of speed than twenty-five miles per hour, when the conditions of traffic are such that motor vehicles approaching from the rear are unable to pass, and when overtaken by a

faster moving motor vehicle proceeding in the same direction, upon a signal, either by the sounding of a bell, horn, or other signaling device, given by the overtaking vehicle, shall cause his vehicle to be driven as soon as possible to the right on the shoulder of the road so as to permit the overtaking vehicle to pass.

By unanimous consent, on request of Senator Blackford, the figures 1924 in line 1 of section 4 were changed to 1927.

The amendment was adopted.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Carden	Gunderson	Rogers
Beatty	Carroll	Hager	Shaff
Bennett	Clark of	Ickis	Shane
Benson	Cerro Gordo	Kent	Stoddard
Bissell	Clark of Marion	Klemme	Tabor
Blackford	Clearman	Lange	Thompson
Booth	Cochrane	McLeland	Wilson of Page
Brookins	Cole	Merritt	Wilson of Polk
Brush	Doran	Moen	

Nays, none.

Absent or not voting, 16.

Anderson	Gilchrist	Leonard	Rigby
Bergman	Frailey	Lowe	Stanley
Christophel	Kimberly	MacDonald	Topping
Clark of Linn	Langfitt	Patterson	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent, on request of Senator Shaff, the secretary was instructed to make the necessary correction to the title, and the title as amended was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, Senate File No. 264, a bill for an act to repeal sections forty-nine hundred forty-three (4943) to forty-nine hundred sixty (4960), inclusive, Code, 1927, to prohibit the operation of motor vehicles upon public highways by persons who are not licensed as operators, or as chauffeurs, to

provide for the issuance of such licenses, to prohibit the issuance of such licenses to certain persons, to prescribe the conditions of such licenses, to fix and declare the liability of persons for the operation of motor vehicles, to require a report of convictions of violations of laws regulatory of motor vehicles, to provide for the revocation and suspension of such licenses, to declare certain acts relative to the subject matter of this chapter to be public offenses, to provide for the punishment of such acts, to fix the time when this act shall take effect, and to provide that this enactment shall be a part of chapter two hundred fifty-one (251), Code, 1927, returned by the sifting committee, was taken up and considered.

The following amendments were recommended by the sifting committee:

Amend the title by inserting after the word "effect" in line twelve (12) thereof, the following: "to amend section forty-nine hundred ninety-nine (4999), Code, 1927, relating to the disposition of motor vehicles and other fees,".

Amend section five (5) by changing the comma (,) after the word "highways" in line seven (7) to a period (.) and by striking the remainder of the paragraph.

Amend section seven (7) by inserting between the words "be" and "made" in line two (2) thereof the following: "accompanied by a fee of one dollar, be".

Further amend Senate File No. 264 by striking sections ten (10), eleven (11) and twelve (12) and inserting the following in lieu thereof:

"Sec. 10. Issuance by county treasurer. The county treasurer shall, when directed by the department, act for the department in receiving applications for licenses and in issuing licenses thereon, but the said treasurer shall have no authority to issue a license except to a resident of his county or to a nonresident of the state. The serial number of each license issued by the treasurer shall be prefixed by an index number or letter to correspond with the index number or letter used on license plates issued in the county.

"Sec. 11. Fee retained. The county treasurer shall retain ten cents (10c) for each license issued and credit the same to the county general fund.

"Sec. 12. Form of license. Each license shall be in such form as the department shall prescribe."

Amend section fifteen (15) by changing the comma (,) after the word "revoked" in line two (2) to a period (.) and by striking the remainder of the section.

Amend section sixteen (16) by striking the words "without charge therefor" in line two (2) and inserting in lieu thereof the following: "upon the payment of a fee of one dollar."

Amend section eighteen (18) by striking in lines two (2) and three (3) the words and punctuation "all applications, and of".

Amend section twenty-three (23) by striking the word "promptly" in line two (2) and inserting in lieu thereof the word "immediately".

Further amend Senate File No. 264 by striking section twenty-seven (27) and renumbering the following sections to conform therewith.

Amend section forty-one (41) of the printed bill, which is section forty (40) after renumbering, by changing the period (.) at the end of line five (5) to a comma (,) and adding thereto the following: "but fees collected in 1929 shall be deemed as collected in 1930 and accounted for accordingly."

Amend Senate File No. 264 by adding the following new section:

"Sec. 41. Section forty-nine hundred ninety-nine (4999), Code, 1927, is amended by inserting in line sixteen (16) and immediately after the word "refunds," the following words, to-wit: "and less the ten cents (10c) retained by the county treasurer on each license issued,".

The amendments were adopted.

Senator Wilson of Page offered the following amendments to the amendments just adopted and moved their adoption:

Amend Sec. 11 by striking the words and figures "ten cents (10c)" and inserting the words and figures "fifty cents (50c)".

Also amend Sec. 41 by striking the words and figures "ten cents (10c)" and inserting in lieu thereof the words and figures "fifty cents (50c)".

Senator Doran moved that House File No. 176 and Senate File No. 264 be made first order of business tomorrow.

The motion prevailed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend H. F. No. 402 as follows:

1. Amend section four (4) by placing a period (.) after the word "repeal" in line three (3) and striking the words "and the following enacted in lieu thereof" as they appear in lines three (3) and four (4).

Further amend said section four (4) by inserting as line four (4) the words, "Chapter four hundred fifteen (415), Code, 1927, is amended by inserting the following":

2. Amend section five (5) by inserting after the word "earnings" and before the word "ten" in line seven (7) the words "not less than".

3. Amend section seven (7) by inserting before the words "the superintendent" in line four (4) the following: "In addition to such list"; and by striking the word "also" in the said line four (4).

4. Amend section eight (8) by inserting before the first word (any) the words "In the event that"; by inserting after the word "has" and before the word "been" in line two (2) the word "heretofore"; by striking from line four (4) the words "and which"; by striking from line five (5) the word "its" and inserting the word "such"; by striking the words "to wind" in line fifteen (15) and inserting the word "terminate".

5. Amend section twelve (12) by striking all of the said section and inserting in lieu thereof the following:

"Sec. 12. (a) Section ninety-one hundred sixty-seven (9167), Code, 1927, is repealed.

(b) Section ninety-two hundred twenty-four (9224), Code, 1927, is amended and codified to read as follows:

9224. Each director of all state banks, savings banks, and trust companies, before acting as such, shall take an oath that he will diligently, faithfully, and impartially perform the duties imposed upon him by law, that he will not knowingly violate or willingly permit to be violated any of its provisions, that he is the bona fide owner in his own right of the number of shares of stock required to be owned by him as provided in this chapter; that the same is not hypothecated nor in any manner pledged as security for any loan obtained or debt owing by him, which oath shall be signed by such director and certified by the officer before whom it is taken, and filed with, and prescribed in the office of, the superintendent of banking.

Such board of directors shall hold at least one (1) meeting each calendar month. At its annual meeting the board shall appoint from its members an examining committee of not less than two, which shall examine the condition of the bank, at least every quarter, and report the same in writing duly signed to the board, which shall cause said report to be recorded in the directors' minute book of the bank. The superintendent of banking, with the approval of the state banking board, may remove any director from office for failure to attend such meetings except for good cause shown."

6. Amend section thirteen (13) by striking the same and inserting in lieu thereof the following:

"Sec. 13. The superintendent of banking shall have power to adopt and promulgate such rules and regulations as in his opinion will be necessary to properly and effectively carry out and enforce the provisions of this section. He may require, whenever in his judgment it would promote and strengthen the banking industry to do so, that unsecured loans

in amounts exceeding five hundred dollars (\$500.00) shall not be made except when the request therefor is accompanied by a satisfactory financial statement of such character and setting out such facts as he shall direct. Such financial statement shall be held in strict confidence by the bank to which it is given."

7. Amend section twenty-four (24) by striking the words "it shall be legal for" in line one (1), and by striking the word "to" in line three (3) and inserting in lieu thereof (in lieu of the word "to") the word "may".

8. Amend section twenty-six (26) by inserting the words "wilful and persistent" after the word "for" and before the word "violation" in line nine (9).

9. Amend section thirty-two (32) by inserting a period (.) after the word "repeal" in line two (2), and by striking the words, "and the following enacted in lieu thereof" in lines three (3) and four (4), and by inserting as line four (4) the following: "Chapter four hundred fifteen (415) of the Code, 1927, is amended by inserting immediately after section ninety-two hundred seventy (9270) the following:"

Further amend the said section thirty-two (32) by striking the word "that" as it appears in line five (5) and line thirteen (13) thereof.

10. Amend section thirty-three (33) by striking the words "other such" in line eight (8), and inserting in lieu thereof the word "similar"; by inserting a period (.) after the word "surplus" in line twelve (12) thereof, and striking the words "in addition to twenty per cent (20%)" from lines twelve (12) and thirteen (13) and by inserting in lieu thereof the words:

"provided, however, that such obligations in amounts not to exceed forty per cent (40%) of such capital and surplus may be permitted."; by striking the words "is not" as they appear in line thirteen (13), and by inserting the words "is not" after the word "time" and before the word "less" in line fourteen (14) thereof; by inserting the word "that" at the end of line fifteen (15) thereof; by inserting the words "such obligations are" after the word "if" and before the word "secured" in line sixteen (16) thereof; by striking the word "giving" from line seventeen (17) thereof; by inserting the word "they" after the comma (,) and before the word "shall" in line twenty (20); by striking the words and figures twenty per cent (20%) from line twenty-one (21) and twenty-two (22) and inserting in lieu thereof the words and figures "forty per cent (40%)"; by inserting a period (.) after the word "surplus" in line twenty-two (22) thereof and striking the remainder of the section.

11. Amend section thirty-four (34) by inserting at the end of line twelve (12) the word "such".

C. A. BENSON.

MR. PRESIDENT: I move to amend Senate File 416 by striking all following the period in line one (1) thereof and inserting in lieu thereof the following:

"All primary road patrolmen are designated as peace officers and as such shall have authority to apprehend and arrest all violators of the authorized rules, regulations and orders of the Highway Commission and of the law pertaining to the primary highways of the State."

D. L. WILSON.

MR. PRESIDENT: I move to amend Senate File No. 188 by striking out Section 2 and inserting in lieu thereof the following:

Sec. 2. Section 5699, Code, 1927, is repealed and the following enacted in lieu thereof:

"In all cities in which the fire or police department is subject to civil service, the chief of such department shall be appointed from the civil service list."

Further amend by adding the following as Section 3:

Sec. 3. Section 5694, Code, 1927, is amended by striking out line twenty-one (21) thereof.

GEORGE A. WILSON.

MR. PRESIDENT: Amend S. F. 328 by striking out all after the enacting clause and substituting in lieu thereof the following:

Section 1. Any corporation, heretofore or hereafter organized for pecuniary profit under the laws of this state, except banks, savings banks, trust companies, building and loan associations and insurance companies, may create one or more classes of stock without any nominal or par value, with such rights, preferences, privileges, voting powers, limitations, restrictions and qualifications thereon not inconsistent with law as shall be expressed in its articles of incorporation, or any amendment thereto. Stock without par value which is preferred as to dividends, or as to its distributive share of the assets of the corporation upon dissolution, may be made subject to redemption at such times and prices as may be determined in such articles of incorporation, or any amendment thereto. In the case of stock without par value which is preferred as to its distributive share of the assets of the corporation upon dissolution, the amount of such preference shall be stated in the articles of incorporation, or an amendment thereto.

Sec. 2. In any case in which the par value of the shares of stock of a corporation shall be required to be stated in the articles of incorporation, or any amendment thereto, or in any other place, it shall be stated in respect to shares without par value that such shares are without par value, and when the amount of such stock authorized, issued or outstanding shall be required to be stated, the number of shares thereof

authorized, issued or outstanding, as the case may be, shall be stated, and it shall also be stated that such shares are without par value.

Sec. 3. For the purpose of any rule of law or of any statutory provision relating to the amount of capital stock issued and represented by shares of stock without par value except as otherwise provided in this act, such amounts shall be taken to be the amount of money or the actual value of the consideration, as fixed by the directors or otherwise, in accordance with law, as the case may be, for which such shares of stock shall have been issued. In any such case in which stock having a par value shall have been issued with stock without par value for a specified combined consideration, in determining the amount of the capital stock issued and represented by shares of stock without par value the then book value of such stock having a par value shall first be deducted from the amount of the money or actual value of the consideration determined as aforesaid, and the excess thereof, if any, shall be taken to be the amount of capital stock represented by the shares of stock without par value so issued.

Sec. 4. Subject to any limitations and restrictions set forth in the articles of incorporation, or amendment thereto, any such corporation may issue its authorized capital stock without par value for such consideration as may be prescribed in the articles of incorporation, or amendment thereto, or, if not prescribed, then for such consideration as may be fixed by resolution passed by the stockholders of such corporation at any annual meeting thereof, or at any special meeting thereof duly called for that purpose, or by the Board of Directors acting under authority of such stockholders given in like manner. In the absence of fraud in the transaction, the judgment of the Board of Directors in fixing and determining such sale value as shall be conclusive as to the creditors and stockholders. Nothing in this act shall be so construed as to repeal the law as it now appears in sections eighty-four hundred thirteen (8413), eighty-four fourteen (8414), and eighty-four fifteen (8415), Code of Iowa, 1927.

Sec. 5. Any and all shares without par value issued for the consideration as prescribed or fixed in the preceding paragraph of this act shall be deemed fully paid and nonassessable and the holder of such shares shall not be liable to the corporation or to its creditors in respect thereto.

Sec. 6. Except as to any preferences, rights, limitations, privileges and restrictions, lawfully granted or imposed with respect to any stock or class thereof, shares of stock without nominal or par value shall be deemed to be an aliquot part of the aggregate capital of the corporation issuing the same and equal to every other share of stock of the same class.

Sec. 7. Each stock certificate issued for shares without nominal or par value shall have plainly written or printed upon its face the number of shares which it represents, and the number of such shares the corporation is authorized to issue, and no such certificate shall state any

nominal or par value of such shares or express any rate of dividend to which it shall be entitled in terms of percentage of any par or other value.

Sec. 8. The number of authorized shares of stock without par value may be increased or reduced in the manner and subject to the conditions provided by law for the increase or reduction of the capital stock of a similar corporation having shares with par value. All other statutory provisions relating to stock having a par value shall also apply to stock without par value, so far as the same may be legally, necessarily or practically applicable to, and not inconsistent with, the provisions of this act.

Sec. 9. Any such corporation may, by appropriate amendments to its articles of incorporation, adopted by a two-third affirmative vote of each class of stock then issued and outstanding and affected by such amendment, change its stock (common or preferred) having a par value to an equal, greater or less number of shares of stock having no par value, and, in connection therewith, may fix the amount of capital represented by such shares of stock without par value.

Sec. 10. The articles of incorporation, or any amendment thereto, of any such corporation may provide that shares of stock of any class shall be convertible into shares of stock of any other class upon such terms and conditions as may be therein stated.

Sec. 11. For the purpose of computing the statutory fee for incorporating or for any other statutory provision based on the par value of shares of stock, but for no other purpose, each share of stock without par value shall be considered equivalent to a share having a nominal or par value of twenty-five dollars (\$25.00).

Sec. 12. Except as otherwise provided by this act, such corporations issuing shares without par value, under the provisions hereof, shall be and remain subject to the laws of this state, now or hereafter in force, relating to the formation, regulation, consolidation, or merger, rights, powers and privileges of corporations organized for pecuniary profit, and all other laws applicable thereto.

Sec. 13. All acts or parts of acts providing for the incorporation, organization, administration and management of the affairs of corporations organized for pecuniary profit and having shares of stock with a par value are hereby made applicable to corporations having shares of stock without par value, except where the same are inconsistent with the provisions of this act.

C. A. BENSON, *Chairman Sifting Committee.*

Senator Shane moved to adjourn until 9:00 a. m., Tuesday.

Senator Stoddard moved to amend by making the time 9:30 a. m.

The amendment was adopted, the motion prevailed, and the Senate adjourned until 9:30 a. m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 2, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. J. M. Herbst, pastor of Lutheran church of Iowa Falls, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Rigby for the day, on request of Senator Carden; Senator Gilchrist for the day, on request of Senator Gunderson; Senator Topping for the day, on request of Senator Brush.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 317 and 320.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The president pro tem of the Senate announced that as President pro tem of the Senate, he had signed in the presence of the Senate, House Files Nos. 317 and 320.

The journal of April 1st was corrected and approved.

EXTRA COPIES S. F. 264 AND H. F. 176 ORDERED

By unanimous consent on request of Senator Lange 500 extra copies each of House File No. 176 and Senate File No. 264 as passed by the Senate were ordered printed.

THIRD READING OF BILLS

On Motion of Senator Shaff, Senate File No. 264, a bill for an act to repeal sections forty-nine hundred forty-three (4943) to forty-nine hundred sixty (4960), inclusive, Code, 1927, to prohibit the operation of motor vehicles upon public highways by persons who are not licensed as operators, or as chauffeurs, to provide for the issuance of such licenses, to prohibit the issuance of such licenses to certain persons, to prescribe the conditions of such licenses, to fix and declare the liability of persons for the operation of motor vehicles, to require a report of convictions of violations of laws regulatory of motor vehicles, to provide for the revocation and suspension of such licenses, to declare certain acts relative to the subject matter of this chapter to be public offenses, to provide for the punishment of such acts, to fix the time when this act shall take effect, and to provide that this enactment shall be a part of chapter two hundred fifty-one (251), Code, 1927, was taken up, considered, the amendments recommended by the sifting committee having been adopted, April 1st.

Senator Wilson of Page called up for consideration his amendments as follows, and moved their adoption:

Amend Sec. 11 by striking the words and figures "ten cents (10c)" and inserting the words and figures "fifty cents (50c)".

Also amend Sec. 41 by striking the words and figures "ten cents (10c)" and inserting in lieu thereof the words and figures "fifty cents (50c)".

The amendments were adopted.

Senator Anderson moved the previous question which motion prevailed.

Senator Anderson moved to reconsider the vote by which the previous question was ordered, which motion prevailed.

Senator MacDonald offered the following amendment and moved its adoption:

Amend by striking section 16 and inserting in lieu thereof the following:

The department shall issue to every person who owns an automobile registered in his own name within the state of Iowa an operator's license without charge or other fee and shall issue to every other person who is a citizen and resident of the state and who is licensed as a chauffeur or operator, a chauffeur's or operator's license as the case may be.

By unanimous consent on request of Senator MacDonald his amendment was withdrawn.

Senator Doran offered the following amendment and moved its adoption:

Amend by adding as section 16a the following:

"16a. The owner of a car registered in this state shall be granted an operator's license as herein provided, without payment of the license fee."

The amendment was adopted.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

Senator Stoddard invoked Rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Baird	Christophel	Frailey	Moen
Beatty	Clark of	Hager	Rogers
Bennett	Cerro Gordo	Ickis	Shaff
Benson	Clearman	Kimberly	Shane
Blackford	Cochrane	Klemme	Stoddard
Brush	Cole	Lange	Wilson of Page
Carden	Doran	Merritt	Wilson of Polk

Nays, 17.

Anderson	Clark of Linn	Langfitt	McLeland
Bissell	Clark of Marion	Leonard	Patterson
Booth	Gunderson	Lowe	Tabor
Brookins	Kent	MacDonald	Ulstad
Carrell			

Absent or not voting, 6.

Bergman	Rigby	Thompson	Topping
Gilchrist	Stanley		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Anderson, House File No. 176, a bill for an act to amend chapter two hundred fifty-one (251) of the Code, 1927, in relation to the registration of motor vehicles and the

right to operate motor vehicles and providing for the suspension of licenses and the surrendering of license plates until payment of final judgment for damages caused by the operation of a motor vehicle and to declare a penalty for a violation of the provisions of this act, was taken up and considered, it having been returned by the sifting committee, also having been read for information.

Senator Anderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Clark of	Kent	Merritt
Baird	Cerro Gordo	Kimberly	Moen
Bennett	Clark of Linn	Klemme	Patterson
Benson	Clark of Marion	Lange	Rogers
Bissell	Clearman	Langfitt	Shaff
Blackord	Cochrane	Leonard	Shane
Booth	Cole	Lowe	Stanley
Carden	Doran	MacDonald	Stoddard
Carroll	Gunderson	McLeland	Tabor
Christophel	Hager		

Nays, none.

Absent or not voting, 13.

Beatty	Frailey	Rigby	Ulstad
Bergman	Gilchrist	Thompson	Wilson of Page
Brookins	Ickis	Topping	Wilson of Polk
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Anderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, Senate File No. 415, a bill for an act to amend section forty-seven hundred fifty-five b twenty-seven (4755-b27) of the Code, 1927, relating to the improvement, maintenance, relocation or establishment of primary roads, the purchase or condemnation of right of way therefor and the filing of right of way maps, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

Senator Shaff invoked Rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Baird	Clark of	Ickis	Rogers
Beatty	Cerro Gordo	Kimberly	Shaff
Benson	Clark of Linn	Klemme	Shane
Bergman	Clark of Marion	Lange	Stanley
Blackford	Cochrane	McLeland	Stoddard
Booth	Cole	Merritt	Tabor
Brush	Doran	Moen	Wilson of Page
Carden	Hager		

Nays, 15.

Anderson	Christophel	Leonard	Thompson
Bennett	Gunderson	Lowe	Ulstad
Bissell	Kent	MacDonald	Wilson of Polk
Carroll	Langfitt	Patterson	

Absent or not voting, 6.

Brookins	Frailey	Rigby	Topping
Clearman	Gilchrist		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

There being a call of the Senate on consideration of House File No. 248, the roll was called and revealed the presence of all Senators except Senators Brookins and Frailey, all other absent Senators having been excused.

Senator Brookins appeared in the Senate chamber.

Senator Frailey appeared in the Senate chamber and the call was declared complete.

On motion of Senator Tabor House File No. 248, a bill for an act to amend the law as it appears in section fourteen (14) of the Code, 1927, so as to provide for the payment of the expenses of members of the General Assembly, returned by the sifting committee, was taken up and considered.

By unanimous consent on request of Senator Clark of Marion, his amendment as found on page 1068 was withdrawn.

Senator Tabor offered the following amendment and moved its adoption:

Strike all that part thereof following the enacting clause and substitute in lieu thereof the following:

"Section 1. Each member of the general assembly and the lieutenant governor shall be paid his actual necessary expenses incurred while in attendance at a session of the legislature, which shall in no case exceed five hundred dollars (\$500.00) for any regular session. Sworn itemized claims therefor shall be filed with the state board of audit and the provisions of Chapter twenty-five (25) of the Code shall be applicable thereto. The members of the Forty-third General Assembly, including the lieutenant governor, shall be entitled to the benefits hereof.

"Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Jackson Sentinel, a newspaper published at Maquoketa, Iowa, and in the Telegraph Herald and Times Journal, a newspaper published at Dubuque, Iowa."

The amendment was adopted.

The bill was read for information.

Senator Tabor moved that the reading just had be considered the third reading, which motion prevailed.

Senator Frailey invoked Rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Anderson	Brush	Kimberly	Shaff
Baird	Clark of Linn	Lange	Shane
Bennett	Clark of Marion	MacDonald	Stanley
Benson	Cochrane	McLeland	Tabor
Bergman	Cole	Merritt	Thompson
Blackford	Frailey	Patterson	Wilson of Page
Brookins	Ickis	Rogers	Wilson of Polk

Nays, 19.

Beatty	Christophel	Gunderson	Leonard
Bissell	Clark of	Hager	Lowe
Booth	Cerro Gordo	Kent	Moen
Carden	Clearman	Klemme	Stoddard
Carroll	Doran	Langfitt	Ulstad

Absent or not voting, 3.

Gilchrist	Rigby	Topping
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Tabor moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, Senate File No. 416, a bill for an act to amend sections five thousand forty-five (5045), five thousand sixty-five (5065) and five thousand sixty-six (5066), relating to motor vehicles, to repeal section five thousand one hundred five-a twenty seven (5105-a27) relating to motor vehicle carriers, to empower the state highway commission to enforce the traffic laws relative to travel on primary roads and on certain extensions thereof, to authorize the state highway commission to establish rules and regulations and to issue orders relative to the use of the primary roads and certain extensions thereof, to provide a penalty for the violation of such rules, regulations and orders, to authorize said commission to confer the powers of a peace officer on certain of its employees, to amend section four thousand seven hundred seventy-nine (4779), relating to the powers of road patrolmen, and to prohibit the use of certain worn or damaged tires on motor vehicles, all sections herein referred to being of the Code, 1927, returned by the sifting committee, was taken up and considered.

Senator Wilson of Page offered the following amendment and moved its adoption:

Amend by striking all following the period in line one (1) thereof and inserting in lieu thereof the following:

"All primary road patrolmen are designated as peace officers and as such shall have authority to apprehend and arrest all violators of the authorized rules, regulations and orders of the Highway Commission and of the law pertaining to the primary highways of the State."

By unanimous consent on request of Senator Wilson of Page his amendment was corrected by striking the word "thereof" where it first appears and inserting in lieu thereof the words "of section 6".

Senator Booth offered the following as an amendment to the pending amendment and moved its adoption:

Amend by inserting after the word "patrolmen" in line 3 the words "and maintenance engineers".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Doran offered the following amendment and moved its adoption:

Amend by adding as section 1a the following:

"Section 1a. The term highways as used in this section shall have reference to highways outside the corporate limits of cities and towns."

By unanimous consent on request of Senator Doran his amendment was withdrawn.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Christophel	Kimberly	Rogers
Baird	Clearman	Klemme	Shaff
Beatty	Cochrane	Lange	Shane
Bennett	Cole	Leonard	Stanley
Bergman	Doran	Lowe	Stoddard
Bissell	Frailey	MacDonald	Tabor
Blackford	Hager	McLeland	Thompson
Booth	Ickis	Merritt	Ulstad
Brush	Kent	Patterson	Wilson of Page

Nays, none.

Absent or not voting, 14.

Benson	Clark of	Gilchrist	Rigby
Brookins	Cerro Gordo	Gunderson	Topping
Carden	Clark of Linn	Langfitt	Wilson of Polk
Carroll	Clark of Marion	Moen	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

EXPLANATION OF VOTE

MR. PRESIDENT: I voted "no" on House File No. 248, for as I see it, it is not fair play and violates the Golden Rule for me to vote for a raise in my pay as a member of the Legislature, which approximately amounts to about \$500.00 for every member. Each member here knew just what his pay would be when he became a candidate for the Legislature, and was ready and willing to serve, if elected, at the pay as on the statutes. For this reason, if this House File No. 248 becomes a law, I shall refuse to cash my check caused by this act.

W. H. KLEMME.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 535, a bill for an act to amend an act of the 43rd General Assembly, relating to the licensing of aircraft and airmen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 197, a bill for an act to provide for the construction, purchase and maintenance of interstate bridges.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 291, a bill for an act relating to resolution of necessity, installation and contracts in connection with waterworks extensions and water mains.

Also: That the House has concurred in Senate amendments to House amendments to Senate File No. 298, and receded from its amendment to line thirteen (13) of section two (2) of said bill, relating to the killing, trapping or ensnaring of fur bearing animals.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 291

Amend Senate File No. 291 by striking all of section four (4).

HOUSE MESSAGES CONSIDERED

House File No. 535, a bill for an act to amend an Act duly passed by the Forty-third (43rd) General Assembly as Senate File No. Two Hundred Eighty-four (284), and signed by the Governor on March 21, 1929, and now on file in the office of the Secretary of State, and entitled "An Act concerning the licensing of aircraft and airmen, the establishment of air traffic rules, and to make uniform the law with reference thereto".

Read first and second times and referred to sifting committee.

House File No. 197, a bill for an act to provide for the construction, purchase and maintenance of interstate bridges; to authorize the state highway commission to cooperate with the proper officials of adjoining states in relation to such bridges;

to provide the funds for the construction, purchase and maintenance of such bridges; to provide the method of letting the contracts for the construction of such bridges; to authorize any county, township or city in the state to aid in the construction or purchase of such bridges and issue bonds for such purposes and providing for the submission of the same to the electors of such county, township or city; and providing for the operation of such a bridge as a toll bridge for a limited period after which such bridge shall forever be free.

Read first and second times and referred to sifting committee.

On motion of Senator Lange the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President pro tem Frank Shane presiding.

INTRODUCTION OF BILL

Senate File No. 487, by committee on compensation of public officers, a bill for an act to amend the law as it appears in Section ten thousand six hundred eighty-eight (10688), Code, relating to salaries of municipal judges.

Read first and second times and referred to sifting committee.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in the Senate amendments to House File No. 248, relating to the payment of expenses of the members of the General Assembly.

Also, that the House has concurred in the Senate amendments to House File No. 165, relating to the imposition and collection of an estate tax upon the transfer of estates of decedents dying after the twenty-sixth day of February, 1926.

Also, that the House has concurred in the Senate amendments to House File No. 364, relating to the legalization of conveyances of real estate and to the presumption which shall be indulged as to the names of persons receiving and conveying title.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 153, 224, 319, 337, 498, and 248.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

RESOLUTION FOR MEMORIAL SESSION

Senator Frailey offered the following resolution:

Be It Resolved by the Senate of the Forty-third General Assembly, That memorial services for the ex-members of this Senate who have died since adjournment of the 42nd General Assembly be held in the Senate Chamber on Monday, April 8th, at 2 o'clock p. m.

By unanimous consent on request of Senator Frailey the resolution was taken up and considered.

The resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Shaff, Senate File No. 417, a bill for an act to amend sections five thousand thirty (5030), five thousand thirty b one (5030-b1), five thousand thirty b two (5030-b2), five thousand seventy-nine b one (5079-b1), five thousand seventy-nine b two (5079-b2) and five thousand seventy-nine b three (5079-b3) of the Code, 1927, relating to the speed of vehicles within cities and towns, to prohibit the obstruction of extensions of primary roads within cities and towns, to prohibit the erection or maintenance of traffic signs or signals inconsistent with law, and to provide penalties therefor, returned by the sifting committee, was taken up and considered.

Senator Shaff offered the following amendments and moved their adoption:

Amend section one (1) by striking the word and figures "twenty (20)" in line twenty-five (25) thereof and inserting in lieu thereof the word and figures "fifteen (15)".

Further amend section one (1) by striking the words and figures "thirty (30)" in line twenty-seven (27) thereof and inserting in lieu thereof the word and figures "twenty-five (25)".

The amendments were adopted.

Senator Booth offered the following amendment and moved its adoption:

Amend section 2, line 4, by striking the period at the end thereof and inserting a comma in lieu thereof and adding the following:

"or by imprisonment in jail for a period not to exceed thirty (30) days, or both."

Senator Clark of Linn offered the following as a substitute for the pending amendment and moved its adoption:

Amend by striking section 2.

The substitute amendment was adopted.

Senator Thompson offered the following amendment and moved its adoption:

Amend by adding as section 8 the following:

"Sec. 8. The provisions of this act shall apply to cities acting under special charter regardless of population."

The amendment was adopted.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend by inserting as section 2 the following:

"Sec. 2. Section five thousand thirty-b one (5030-b1) of the Code, 1927, is hereby repealed."

The amendment was adopted.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend section 7 by striking lines 12 to 15 inclusive.

The amendment was adopted.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark of	Kent	Rogers
Beatty	Cerro Gordo	Kimberly	Shaff
Bennett	Clark of Marion	Klemme	Shane
Benson	Clearman	Lange	Stanley
Bissell	Cochrane	Langfitt	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	McLeland	Thompson
Carden	Frailey	Merritt	Ulstad
Christophel	Hager	Moen	Wilson of Page
			Wilson of Polk

Nays, 1.

Anderson

Absent or not voting, 13.

Bergman	Clark of Linn	Ickis	Patterson
Brookins	Gilchrist	Leonard	Rigby
Brush	Gunderson	MacDonald	Topping
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent, on request of Senator Shaff, the secretary was instructed to make the necessary corrections to the title, and the title as amended was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Merritt, Senate File No. 478, a bill for an act to provide for the erection of a monument at the grave of Merle D. Hay at Glidden, Iowa, and to make an appropriation therefor, an appropriation committee bill, was taken up and considered.

The bill was read for information.

Senator Merritt moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Benson	Brookins	Clark of
Baird	Bergman	Brush	Cerro Gordo
Beatty	Blackford	Carden	Clark of Linn
Bennett	Booth	Christophel	Clark of Marion

Clearman	Kent	MacDonald	Stanley
Cochrane	Kimberly	McLeland	Stoddard
Cole	Klemme	Merritt	Tabor
Doran	Lange	Patterson	Thompson
Frailey	Lengfitt	Rogers	Ulstad
Hager	Leonard	Shaff	Wilson of Page
Ickis	Lowe	Shane	Wilson of Polk

Nays, 1.

Bissell

Absent or not voting, 6.

Carroll	Gunderson	Rigby	Topping
Gilchrist	Moen		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Merritt moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 325, a bill for an act to make an appropriation to Gerald L. Bolen to compensate him for injuries received while an employee and working under the direction of the Iowa State Highway Commission on or about June 14, 1923, on federal highway No. 30, about four miles east of State Center, Iowa, was taken up and considered, it having been substituted for Senate File No. 303, recommended by the appropriations committee for passage, and the report of the committee adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 1 by striking the words and figures "fifteen thousand dollars (\$15,000.00)" in line 2 thereof and inserting in lieu thereof the words and figures "ten thousand dollars (\$10,000.00)".

Senator Stoddard invoked Rule 8.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 4.

Blackford	Shaff	Stanley	Stoddard
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Nays, 38.

Anderson	Bennett	Bissell	Brush
Baird	Benson	Booth	Carden
Beatty	Bergman	Brookins	Christophel

Clark of Cerro Gordo	Frailey Gunderson	Langfitt Leonard	Rogers Shane
Clark of Marion	Hager	Lowe	Thompson
Clearman	Ickis	MacDonald	Ulstad
Cochrane	Kent	McLeland	Wilson of Page
Cole	Kimberly	Moen	Wilson of Polk
Doran	Lange	Patterson	

Absent or not voting, 8.

Carroll	Gilchrist	Merritt	Tabor
Clark of Linn	Klemme	Rigby	Topping

The amendment was lost.

The bill was read for information.

Senator Beatty moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Clark of Cerro Gordo	Ickis	Patterson
Beatty	Clark of Linn	Kent	Rogers
Bennett	Clark of Marion	Kimberly	Shaff
Benson	Clearman	Klemme	Shane
Bergman	Cochrane	Lange	Stanley
Bissell	Cole	Langfitt	Stoddard
Booth	Doran	Leonard	Tabor
Brookins	Frailey	Lowe	Thompson
Brush	Gunderson	McLeland	Ulstad
Carden	Hager	Merritt	Wilson of Polk
Christophel		Moen	

Nays, none.

Absent or not voting, 8.

Anderson	Carroll	MacDonald	Topping
Blackford	Gilchrist	Rigby	Wilson of Page

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Beatty moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Moen, Senate File No. 303 was withdrawn from further consideration.

On motion of Senator Kimberly, Senate File No. 450, a bill for an act to repeal Section thirty-two hundred eighty (3280), Code, 1927, relating to the disqualification of the members of the board

of control of state institutions, returned by the sifting committee, was taken up and considered.

The following amendment was recommended by the sifting committee:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section thirty-two hundred eighty (3280) of the Code, 1927, is hereby amended by striking therefrom in lines four (4) and five (5) the following words: 'or for one year thereafter'."

The amendment was adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Carden	Gunderson	McLeland
Baird	Christophel	Hager	Merritt
Beatty	Clark of	Ickis	Moen
Bennett	Cerro Gordo	Kent	Rogers
Benson	Clark of Linn	Kimberly	Shaff
Bergman	Clark of Marion	Klemme	Shane
Bissell	Clearman	Lange	Stoddard
Blackford	Cochrane	Langfitt	Tabor
Booth	Cole	Leonard	Thompson
Brookins	Doran	Lowe	Wilson of Page
Brush	Gilchrist	MacDonald	Wilson of Polk

Nays, none.

Absent or not voting, 7.

Carroll	Patterson	Stanley	Ulstad
Frailey	Rigby	Topping	

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent, on request of Senator Kimberly, the Secretary was instructed to make the necessary corrections to the title, and the title as amended was agreed to.

Senator Kimberly moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cochrane, Senate File No. 345, a bill for an act to amend the law as it appears in Section eighty-nine hundred and fifty-nine (8959) of the Code, 1927, relating to insurance other than life, returned by the sifting committee, was taken up and considered.

The following amendment was recommended by the sifting committee.

Strike out all after the enacting clause and substitute in lieu thereof the following:

"Section 1. Section eighty-nine hundred fifty-nine (8959) of the Code, 1927, is amended by striking out the period (.) after the word "notwithstanding" in the last line thereof and inserting in lieu thereof a semi-colon (;), and adding after said semi-colon (;)

"provided, however, that where a premium, premium note or written contract for a premium payment remains unpaid after its due date that the policy or contract of insurance may be cancelled on five (5) days notice as provided in this chapter unless otherwise provided for in the policy."

The amendment was adopted.

Senator Cochrane moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Baird	Christophel	Frailey	Rogers
Bennett	Clark of	Gunderson	Shaff
Benson	Cerro Gordo	Ickis	Shane
Bergman	Clark of Linn	Kent	Stoddard
Bissell	Clearman	Klemme	Tabor
Blackford	Cochrane	Lange	Thompson
Booth	Cole	Leonard	Wilson of Page
Brush	Doran	McLeland	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 18.

Anderson	Gilchrist	MacDonald	Rigby
Betty	Hager	Merritt	Stanley
Brookins	Kimberly	Moen	Topping
Carroll	Langfitt	Patterson	Ulstad
Clark of Marion	Lowe		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Cochrane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 460, a bill for an act to make an appropriation for the relief of Marjorie Ball and to pay doctor's bill and attorney fees in connection with her injury and claim against the state of Iowa, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting in line nine (9) of section (1), immediately before the word "for", the following:

"for the education, use and benefit of the said Marjorie Ball".

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 473, a bill for an act to make an appropriation to Joseph Roy Collins, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from lines three and four of section one (1), the words and figures "one hundred eighty-six and 54/100 dollars (\$186.54)", and insert in lieu thereof the words and figures "one hundred twenty-seven and 74/100 dollars (\$127.74)".

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 470, a bill for an act to make an appropriation to Dr. Craig M. Work, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 469, a bill for an act to make an appropriation to

George Burger, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 471, a bill for an act to make an appropriation to Ralph J. Shaw, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate J. R. No. 5, a bill for an act providing for the appointment of a Commission on County Homes and Old Age Pensions to investigate present conditions and to make recommendations as to any necessary legislation to remedy them, and providing funds for the work of said Commission, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

WICHMAN MEMORIAL RESOLUTION

Senator Clark of Cerro Gordo offered the following resolution:

Whereas, The Honorable J. E. Wichman of Garner, Iowa, Representative from Hancock County in the Thirty-seventh and Thirty-eighth General Assemblies, and a member of the Senate in the Thirty-ninth, Fortieth and Fortieth Extra General Assemblies died in Rochester, Minnesota, Friday morning, March 29, 1929.

Be It Resolved by the Senate, That a Committee of three be appointed to draft suitable resolutions commemorative of his life, character and service to this State.

By unanimous consent the resolution was taken up, considered and adopted.

The president pro tem appointed as such committee Senators Clark of Cerro Gordo, Gunderson and Christophel.

Hon. Burton E. Sweet, former congressman from the third district, and a former member of the State Senate, being present

in the Senate Chamber, was escorted to the chair and spoke briefly.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend the amendments to H. F. No. 402 as found on page 1133 of the Journal by inserting immediately after the figure "13" and before the word "the" in line three (3) of Section six (6) of the amendment the following:

"Section ninety-one-hundred-forty (9140) of the Code, 1927, is amended by adding thereto the following:"

C. A. BENSON.

MR. PRESIDENT: I move to amend Section thirty-six (36) of House File No. 402 by striking from line twelve (12) the words and figures "five hundred (500)" and inserting in lieu thereof the words and figures "three hundred (300)".

C. A. BENSON.

Senator Stoddard moved to adjourn until 9:30 a. m. Wednesday.

Senator Shaff moved to amend by making the time 8:30 a. m. Wednesday.

Senator Benson offered as a substitute motion that the Senate adjourn until 10.30 a. m. Wednesday.

The substitute motion was lost.

Senator Wilson of Page raised the point of order that there was still a motion and amendment before the Senate as the losing of the substitute motion did not kill the original motion to adjourn.

The President pro tem held the point of order well taken.

The amendment to the motion was lost.

The motion prevailed and the Senate adjourned until 9:30 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 3, 1929.

The Senate met in regular session, President pro tem Frank Shane presiding.

Prayer was offered by Rev. E. F. Byers, pastor of Brethren Church, Hudson, Iowa.

April 3rd, 1929.

MR. PRESIDENT: The Sifting Committee reports the following bills for passage:

H. F. Nos. 461, 185, 216, 215, 403, 458, 8, 424, 243, amended, 398, amended, S. F. No. 78, amended, 167.

C. A. BENSON, *Chairman Sifting Committee.*

COMMUNICATION FROM SECRETARY OF STATE

April 1st, 1929.

To the Honorable,
The Secretary of the Senate,
State House,
Des Moines, Iowa.
Dear Sir:

I have the honor to transmit herewith a copy of Senate Joint Resolution No. 1 as passed by the Forty-first General Assembly, together with a true and correct copy of the certificate by the Board of Canvassers disclosing the result of such election.

This is in accordance with section 71 of the Code of 1927.

Respectfully submitted,
(Signed) ED M. SMITH,
Secretary of State.

CERTIFICATE

I, Ed. M. Smith, Secretary of State for the State of Iowa, and keeper and custodian of the election records of said state,

Do hereby certify that the attached instrument is a true and correct copy a proposed amendment to the Constitution of Iowa, as certified to the county auditor of each county of the state, and by them submitted

to the electorate of said state at the general election held on November 6th, 1928, and that also attached hereto is a true and correct copy of the abstract of the state board of canvassers as filed in this department, disclosing the result of such election.

For the amendment..... 352,027
Against 201,812

In testimony whereof, I have hereunto set my hand and affixed my official seal this 1st day of April, A. D. 1929.

[Seal]

ED M. SMITH, *Secretary of State.*

JOINT RESOLUTIONS—CHAPTER 279—S. J. R. NO. 1

Joint Resolution proposing an amendment to section thirty-four (34) of article three (3) of the constitution of the state of Iowa, as said section now appears on page fifty-three (53), Code, 1924, relating to the apportionment of the state into senatorial districts.

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

Section 1. Number of senators. That the following Amendment to section thirty-four (34) of article three (3) of the constitution of the state of Iowa, as said section now appears on page fifty-three (53), Code, 1924, be and the same is hereby proposed:

That the period (.) at the end of said section thirty-four (34) of article three (3) of the constitution of the state of Iowa be stricken and the following inserted:

“, but no county shall be entitled to more than one (1) senator.”

Sec. 2. Be it further resolved that the foregoing proposed amendment be and the same is hereby referred to the legislature to be chosen at the next general election for members of the next general assembly, and that the secretary of state cause the same to be published for three (3) months previous to the date of said election as provided by law.

Approved April 3, A. D. 1925.

STATE OF IOWA, ss.

We, the undersigned Board of State Canvassers of the State of Iowa, do hereby certify that at the Primary Election held on the 4th day of June, A. D. 1928, there were five hundred fifty-three thousand eight hundred thirty-nine (553,839) ballots cast upon the question “Shall the constitutional amendment being Chapter 279 Acts of the 41st General Assembly be adopted and approved”, of which for the amendment were received three hundred fifty-two thousand twenty-seven (352,027) votes; against the amendment were received two hundred one thousand eight hundred twelve (201,812) votes.

We therefore declare the constitutional amendment being Chapter 279, Acts of the 41st General Assembly duly adopted and approved.

In testimony whereof, we have hereunto set our hands and caused to be affixed the Great Seal of the State of Iowa, at Des Moines, this 30th day of November, A. D. 1928.

JOHN HAMMILL, Governor,
ED M. SMITH, Secretary of State,
J. W. LONG, Auditor of State,
R. E. JOHNSON, Treasurer of State,
M. G. THORNBURG, Secretary of Agriculture.
Board of State Canvassers.

(Seal)

INTRODUCTION OF BILLS

Senate File No. 488, by committee on appropriations, a bill for an act making an appropriation to pay for repairs and improvements upon the state capitol and historical buildings, and the grounds thereof.

Read first and second times and placed on the calendar.

Senate File No. 489, by committee on appropriations, a bill for an act to make an emergency appropriation for salaries and expenses of peace officers.

Read first and second times and placed on the calendar.

Senate File No. 490, by the sifting committee, a bill for an act to amend section twelve thousand six hundred eleven (12611) of the Code, 1927, relating to transfer of personal property to foreign guardian.

Read first and second times and placed on the calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 37, 133, 191, 240, 266, 378, 518.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President pro tem of the Senate announced that as President pro tem of the Senate he had signed in the presence of the Senate, House Files Nos. 248, 153, 224, 319, 337 and 498.

April 3, 1929.

I was unable to be in the Senate yesterday. If I had been here, I would have voted against House File 248 as amended concerning the payment of expenses of members of the General Assembly. Under the rules the result of my absence is practically the same as if I had been present and had voted "No".

F. C. GILCHRIST.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House refuses to concur in Senate amendment to House File No. 322, a bill for an act to make an appropriation to compensate Kai Sommer for injury resulting from a collision with a tractor driven by an employee of the Iowa State Highway Commission.

Also: That the House insists on its amendments to Senate File No. 125, relating to the requirements for license to practice barbering and requests a conference committee and the Speaker appoints as such members of the conference committee on the part of the House, Representatives Wilson, Eckles, Reno and Hatter.

Also: That the House has concurred in the Senate amendment to House amendment to Section seven (7), also paragraphs three (3) and four (4) of Senate amendment to House amendment to Section thirty-five (35) of Senate File No. 169, relating to construction and maintenance of secondary roads of the state;

Also: That the House insists on its amendment adding Section eight-a-one (8-a1) to the Bill;

Also: That the House refuses to concur in all other Senate amendments to House amendments.

Also: That the House requests a conference committee and the speaker has appointed as such committee on the part of the House, Representatives Bair, Hunt, Ratliff and Rutledge.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 11

Senator Carden called up for consideration the following House Concurrent Resolution and moved its adoption:

Concurrent resolution memorializing Congress of the United States to refund Internal Revenue taxes assessed on sales of farm lands based on paper profits in the mid-west during the boom years of 1919-20-21.

Whereas, The Treasury Department assessed them as cash regardless of protests made orally and in writing attached to their original returns now on file in the United States Internal Revenue office and would not permit any adjustment without suit being brought by the taxpayer, and

Whereas, In 1926 Congress enacted Sec. 212 (d) of the Revenue Act of 1926 and Treasury Decision 3921 specifying installment sales making said Section retroactive to the year 1915 in Sec. 1208 of the same act requiring refund of taxes overpaid, subject to Sec. 284 (g), which required a waiver to be filed in regard to refunds on or before June 15, 1926, and

Whereas, Regulation 69, Revenue Act 1926 and Treasury Decision 3921, were not approved until August 28, 1926. It was then too late for this taxpayer to get relief, and

Whereas, Many farmers, taxpayers and others of the middle west have suffered financially from this unjust and unfair payment of income tax on paper and fictitious profits during the boom years of 1919, 1920, and 1921, and

Whereas, At the present time the Treasury Department at Washington, D. C., is illegally holding millions of dollars, wrongfully collected from farmers and others of the middle west, many of them having filed application for refunds with the Internal Revenue Department at Washington, D. C., and as many have petitioned the Ways and Means Committee of the House in the Congress November 4th, 1927, to enact such legislation as would permit them to recover the funds illegally collected on Income revenue returns following the land boom of the middle west during the years 1919-20-21.

Be it Resolved by the House, the Senate Concurring, That we petition and pray the Congress of this United States to refund the amount of taxes paid in excess of what should have been paid had the farmer and taxpayer been assessed according to Sec. 212 (d) and Treasury Decision 3921 of the Revenue Act of 1926 made retroactive in Section 1208 of the same Act.

That the Congress of the United States, extend its services to the citizen to whom we owe much, by aiding him in accounting and arranging his papers together with a representative of the Treasury Department; if the taxpayer has on, or before June 15, 1930, filed such a waiver in respect to the taxes due for the taxable years 1919, 1920 and 1921, shall be allowed or made if claim therefor is filed on or before June 15, 1931.

That, a committee of three (3) to be appointed by the Governor of this State who shall appear before the appropriate committees in Congress in behalf of the taxpayer and in behalf of the relief sought in this Resolution.

That on the passage of this Resolution, the Chief Clerk of the House shall certify a copy hereof to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States, and to each Senator and Representative of the State of Iowa at Washington, D. C.

The resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Patterson called up for consideration Senate File No. 168, amended by the House, and moved that the Senate concur in the following amendment:

Amend by striking out all of section three (3).

On the question "Shall the Senate concur?" the vote was:

Ayes, 37.

Anderson	Christophel	Ickis	Rigby
Beatty	Clark of	Kent	Shaff
Bennett	Cerro Gordo	Kimberly	Shane
Bergman	Clark of Linn	Klemme	Stanley
Bissell	Clark of Marion	Lange	Stoddard
Blackford	Clearman	Leonard	Tabor
Booth	Cochrane	Lowe	Thompson
Brookins	Frailey	McLeland	Wilson of Page
Brush	Gunderson	Patterson	Wilson of Polk
Carroll	Hager		

Nays, none.

Absent or not voting, 13.

Baird	Doran	MacDonald	Rogers
Benson	Gilchrist	Merritt	Topping
Carden	Langfitt	Moen	Ulstad
Cole			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Blackford called up for consideration Senate File No. 200, amended by the House, and moved that the Senate concur in the following amendment:

Strike out all of the bill following section one (1).

On the question "Shall the Senate concur?" the vote was:

Ayes, 1.

Frailey

Nays, 32.

Beatty	Carden	Kent	Shane
Bennett	Carroll	Kimberly	Stanley
Bergman	Christophel	Lange	Tabor
Bissell	Clark of Linn	Leonard	Thompson
Blackford	Clearman	Lowe	Topping
Booth	Cochrane	McLeland	Ulstad
Brookins	Gunderson	Rigby	Wilson of Page
Brush	Ickis	Rogers	Wilson of Polk

Absent or not voting, 17.

Anderson	Clark of Marion	Klemme	Moen
Baird	Cole	Langfitt	Patterson
Benson	Doran	MacDonald	Shaff
Clark of Cerro Gordo	Gilchrist	Merritt	Stoddard
	Hager		

The House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

Senator Baird called up for consideration Senate File No. 291, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File No. 291 by striking out section four (4).

On the question "Shall the Senate concur?" the vote was:

Ayes, 2.

Baird Leonard

Nays, 38.

Anderson	Clark of	Gunderson	Shane
Bennett	Cerro Gordo	Ickis	Stanley
Bergman	Clark of Linn	Kent	Stoddard
Blackford	Clark of Marion	Kimberly	Tabor
Booth	Clearman	Klemme	Thompson
Brookins	Cochrane	Lange	Topping
Brush	Cole	Lowe	Ulstad
Carden	Doran	Moen	Wilson of Page
Carroll	Frailey	Rigby	Wilson of Polk
	Gilchrist	Rogers	

Absent or not voting, 11.

Beatty	Christophel	MacDonald	Patterson
Benson	Hager	McLeland	Shaff
Bissell	Langfitt	Merritt	

The House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

The journal of April 2nd was corrected and approved.

THIRD READING OF BILLS

On motion of Senator Baird, Senate File No. 188, a bill for an act to amend section fifty-six hundred ninety-four (5694) of the Code, 1927; and to repeal section fifty-six hundred ninety-nine (5699) of the Code, 1927, and to enact a substitute therefor; relating to the appointment of chiefs of fire departments in cities having fire departments under civil service, returned by the sifting committee, was taken up and considered.

Senator Lange offered the following amendments and moved their adoption:

Amend by adding:

"Section 3. The provisions of this act shall not apply to cities organized under the provisions of Chapter three hundred twenty-eight (328), of the Code, 1927."

Amend the title by striking the period at the end thereof and adding the following:

"excepting cities organized under the provisions of Chapter three hundred twenty-eight (328), of the Code, 1927."

The amendments were adopted.

Senator Wilson of Polk offered the following amendments and moved their adoption:

Amend by striking out Section 2 and inserting in lieu thereof the following:

Sec. 2. Section 5699, Code, 1927, is repealed and the following enacted in lieu thereof:

"In all cities in which the fire or police department is subject to civil service, the chief of such department shall be appointed from the civil service list."

Further amend by adding the following as Section 3:

Sec. 3. Section 5694, Code, 1927, is amended by striking out line twenty-one (21) thereof.

The amendments were lost.

Senator Baird moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 10.

Baird	Kent	Rigby	Wilson of Page
Brookins	Klemme	Shaff	Wilson of Polk
Clearman	McLeland		

Nays, 27.

Anderson	Clark of	Frailey	Moen
Bergman	Cerro Gordo	Gilchrist	Patterson
Bissell	Clark of Linn	Gunderson	Rogers
Booth	Clark of Marion	Ickis	Shane
Brush	Cochrane	Leonard	Stanley
Carroll	Cole	Lowe	Stoddard
Christophel	Doran	MacDonald	Topping

Absent or not voting, 13.

Beatty	Carden	Lange	Tabor
Bennett	Hager	Langfitt	Thompson
Benson	Kimberly	Merritt	Ulstad
Blackford			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Wilson of Polk, Senate File No. 362, a bill for an act to provide for the registration and protection of the names, badges, mottoes, buttons, decorations, charms, emblems, rosettes, and other insignia of associations, lodges, orders, fraternal societies, beneficial societies, or fraternal and beneficial societies or associations, historical, military, or veterans' organizations, labor union, foundation, federation, or any other society, organization, or association, degree, branch, subordinate lodge, or auxiliary thereof; to prohibit the wearing, exhibition, display, or use of the same, by any person not entitled to wear, exhibit, display, or use the same; and fixing a penalty for the violation of this act, returned by the sifting committee, was taken up and considered.

By unanimous consent on request of Senator Wilson of Polk the words "as to be calculated to deceive," in lines 9 and 10 of section 4 were struck out.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Christophel	Hager	Patterson
Beatty	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kimberly	Rogers
Bissell	Clark of Linn	Klemme	Shane
Blackford	Clearman	Leonard	Thompson
Booth	Cochrane	Lowe	Topping
Brookins	Cole	MacDonald	Ulstad
Brush	Doran	McLeland	Wilson of Page
Carden	Frailey	Moen	Wilson of Polk
Carroll	Gilchrist		

Nays, none.

Absent or not voting, 13.

Anderson	Gunderson	Langfitt	Stanley
Benson	Kent	Merritt	Stoddard
Bergman	Lange	Shaff	Tabor
Clark of Marion			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley, House File No. 504, a bill for an act to provide for the payment by the state of certain sums of money for the support of rural schools in school districts wherein the state is owner of agricultural land and said districts being located outside of cities and towns, returned by the sifting committee, was taken up and considered.

The bill was read for information.

By unanimous consent on request of Senator Frailey action was deferred temporarily.

On motion of Senator Clark of Linn, Senate File No. 350, a bill for an act to amend section eleven thousand six hundred sixty-eight (11668) of the Code, 1927, to require notice of levy of execution in certain cases to be entered in encumbrance book of the clerk of the district court, returned by the sifting committee, was taken up and considered.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend by striking out lines 10 and 11, and inserting in lieu thereof the following:

"Notice to all persons of such levy. Such entry".

The amendment was adopted.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Christophel	Hager	Rigby
Baird	Clark of	Ickis	Rogers
Bennett	Cerro Gordo	Kent	Shane
Benson	Clark of Linn	Kimberly	Stoddard
Bergman	Clearman	Klemme	Tabor
Bissell	Cochrane	Leonard	Thompson
Blackford	Cole	Lowe	Topping
Booth	Doran	MacDonald	Ulstad
Brush	Frailey	McLeland	Wilson of Page
Carden	Gilchrist	Merritt	Wilson of Polk
Carroll	Gunderson	Patterson	

Nays, none.

Absent or not voting, 8.

Beatty	Clark of	Marion Langfitt	Shaff
Brookins	Lange	Moen	Stanley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, House File No. 402, a bill for an act to amend section ninety-one hundred thirty-six (9136) of the Code, 1927, relating to the number of examiners and office help; (2) to amend section ninety-one hundred thirty-seven (9137) of the Code, 1927, relating to transferring powers to State Banking Board; (3) relating to investment restrictions of state banks and trust companies; (4) repealing sections ninety-one hundred sixty (9160) and ninety-two hundred six (9206) of the Code, 1927, relating to minimum capitalization of banks; (5) requiring larger

surplus accounts; (6) prohibiting sale of securities unless authorized by board of directors; (7) to amend section ninety-two hundred fifty-seven (9257) of the Code, 1927, authorizing superintendent of banks to require financial statement of stockholders; (8) to cancel unused charters; (9) to amend sections ninety-one hundred sixty-six (9166) and ninety-two hundred thirteen (9213) of the Code, 1927, relating to the minimum holdings to qualify as directors; (10) limiting the rate of interest on time deposits; (11) creating certain preferences in the assets of closed banking institutions; (12) relating to boards of directors; (13) requiring financial statements from borrowers; (14) prohibiting accepting gifts or gratuities for purpose of loans; (15) to amend section ninety-one hundred eighty-four (9184) of the Code, 1927, and to prohibit purchasing or loaning on bank's own shares as security; (16) to amend section ninety-two hundred twenty (9220) of the Code, 1927, limiting loans to officers of banks and trust companies; (17) prohibiting certifying checks or issuing certificates of deposit without funds deposited; (18) making bank examination information confidential; (19) repealing section ninety-two hundred twenty-two (9222) of the Code, 1927, relating to indebtedness; (20) to amend section ninety-two hundred ninety-seven (9297) of the Code, 1927, to clarify bank's authority to borrow money; (21) requiring authority from board to pledge bank's assets; (22) requiring officers and employees to be bonded; (23) to amend section seven thousand three (7003) of the Code, 1927, to tax surplus and undivided profits as moneys and credits; (24) authorizing putting up collateral to secure public and such other funds; (25) relating to false statements for credit; (26) making charters indeterminate; (27) reducing rate of interest on public funds; (28) to amend section thirteen thousand thirty-seven (13037) of the Code, 1927, relating to embezzlement of mortgaged property; (29) relating to false reports against banks and trust companies; (30) to amend section ninety-five hundred forty-five (9545) of the Code, 1927, relating to legal holidays; (31) amending section ninety-two hundred eighty (9280) of the Code, 1927, relating to insolvent institutions; (32) to repeal sections ninety-two hundred one (9201) and ninety-two hundred sixteen (9216) of the Code, 1927, relating to reserves and to enact a substitute therefor; (33) to amend section ninety-two hundred twenty-three (9223) of the Code, 1927, relating to loans on non-perishable security and live stock; (34) to amend sections ninety-two hundred eighty-four (9284) and ninety-two hundred eighty-eight (9288) and

ninety-two hundred ninety-one (9291) of the Code, 1927, relating to fiduciary powers and adding certain restrictions; (35) to amend sections ninety-one hundred ninety-two (9192) and ninety-two hundred nine (9209) of the Code, 1927, to authorize issuing shares of stock less than one hundred dollars (\$100.00) par value; (36) to fix liability in safe deposit business; (37) repeal; (38) act deemed separable; (39) publication clause, returned by the sifting committee, was taken up and considered.

Senator Benson offered the following amendments and moved their adoption:

1. Amend section four (4) by placing a period (.) after the word "repeal" in line three (3) and striking the words "and the following enacted in lieu thereof" as they appear in lines three (3) and four (4).

Further amend said section four (4) by inserting as line four (4) the words, "Chapter four hundred fifteen (415), Code, 1927, is amended by inserting the following:"

2. Amend section five (5) by inserting after the word "earnings" and before the word "ten" in line seven (7) the words "not less than".

3. Amend section seven (7) by inserting before the words "the superintendent" in line four (4) the following: "In addition to such list"; and by striking the word "also" in the said line four (4).

4. Amend section eight (8) by inserting before the first word "any" the words "In the event that"; by inserting after the word "has" and before the word "been" in line two (2) the word "heretofore"; by striking from line four (4) the words "and which"; by striking from line five (5) the word "its" and inserting the word "such"; by striking the words "wind up" in line fifteen (15) and inserting the word "terminate".

5. Amend section twelve (12) by striking all of the said section and inserting in lieu thereof the following:

"Sec. 12. (a) Section ninety-one hundred sixty-seven (9167), Code, 1927, is repealed.

(b) Section ninety-two hundred twenty-four (9224), Code, 1927, is amended and codified to read as follows:

9224. Each director of all state banks, savings banks, and trust companies, before acting as such, shall take an oath that he will diligently, faithfully, and impartially perform the duties imposed upon him by law, that he will not knowingly violate or willingly permit to be violated any of its provisions, that he is the bona fide owner in his own right of the number of shares of stock required to be owned by him as provided in this chapter; that the same is not hypothecated nor in any manner pledged as security for any loan obtained or debt owing by him, which oath shall be signed by such director and certified by the officer before

whom it is taken, and filed with, and prescribed in the office of, the superintendent of banking.

Such board of directors shall hold at least one (1) meeting each calendar month. At its annual meeting the board shall appoint from its members an examining committee of not less than two, which shall examine the condition of the bank, at least every quarter, and report the same in writing duly signed to the board, which shall cause said report to be recorded in the directors' minute book of the bank. The superintendent of banking, with the approval of the state banking board, may remove any director from office for failure to attend such meetings except for good cause shown."

6. Amend section thirteen (13) by striking the same and inserting in lieu thereof the following:

"Sec. 13. The superintendent of banking shall have power to adopt and promulgate such rules and regulations as in his opinion will be necessary to properly and effectively carry out and enforce the provisions of this section. He may require, whenever in his judgment it would promote and strengthen the banking industry to do so, that unsecured loans in amounts exceeding five hundred dollars (\$500.00) shall not be made except when the request therefor is accompanied by a satisfactory financial statement of such character and setting out such facts as he shall direct. Such financial statement shall be held in strict confidence by the bank to which it is given."

7. Amend section twenty-four (24) by striking the words "It shall be legal for" in line one (1); and by striking the word "to" in line three (3) and inserting in lieu thereof (in lieu of the word "to") the word "may".

8. Amend section twenty-six (26) by inserting the words "wilful and persistent" after the word "for" and before the word "violation" in line nine (9).

9. Amend section thirty-two (32) by inserting a period (.) after the word "repeal" in line three (3), and by striking the words, "and the following enacted in lieu thereof" in lines three (3) and four (4), and by inserting as line four (4) the following: "Chapter four hundred fifteen (415) of the Code, 1927, is amended by inserting immediately after section ninety-two hundred seventy (9270) the following:"

Further amend the said section thirty-two (32) by striking the word "that" as it appears in line five (5) and line thirteen (13) thereof.

10. Amend section thirty-three (33) by striking the words "other such" in line eight (8), and inserting in lieu thereof the word "similar"; by inserting a period (.) after the word "surplus" in line twelve (12) thereof, and striking the words "in addition to twenty per cent (20%)" from lines twelve (12) and thirteen (13) and by inserting in lieu thereof the words:

"Provided, however, that such obligations in amounts not to exceed forty per cent (40%) of such capital and surplus may be permitted"; by striking the words "is not" as they appear in line thirteen (13), and by inserting the words "is not" after the word "time" and before the word "less" in line fourteen (14) thereof; by inserting the word "that" at the end of line fifteen (15) thereof; by inserting the words "such obligations are" after the word "if" and before the word "secured" in line sixteen (16) thereof; by striking the word "giving" from line seventeen (17) thereof; by inserting the word "they" after the comma (,) and before the word "shall" in line twenty (20); by striking the words and figures "twenty per cent (20%)" from lines twenty-one (21) and twenty-two (22) and inserting in lieu thereof the words and figures "forty per cent (40%)"; by inserting a period (.) after the word "surplus" in line twenty-two (22) thereof and striking the remainder of the section.

11. Amend section thirty-four (34) by inserting at the end of line twelve (12) the word "such".

Senator Benson offered the following amendment to his amendment and moved its adoption:

Amend by inserting immediately after the figure "13" and before the word "the" in line three (3) of Section six (6) of the amendment the following:

"Section ninety-one-hundred-forty (9140) of the Code, 1927, is amended by adding thereto the following:"

The amendment to the amendment was adopted.

By unanimous consent on request of Senator Benson the word "repeal" as found in amendments Nos. 1 and 9 was changed to "repealed".

The amendments as amended were adopted.

Senator Benson offered the following amendment and moved its adoption:

Amend Section thirty-six (36) by striking from line twelve (12) the words and figures "five hundred (500)" and inserting in lieu thereof the words and figures "three hundred (300)".

The amendment was adopted.

Senator Lange moved to adjourn until 1:45 p. m. today.

Senator Baird moved to amend by making the time 1:30 p. m. today.

The amendment was adopted, the motion prevailed, and the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President pro tem Frank Shane presiding.

INTRODUCTION OF BILLS

Senate File No. 491, by committee on judiciary No. 2, a bill for an act to make legal and permanent a transfer from the general fund to the library fund of the City of Albia, Monroe County, Iowa.

Read first and second times and referred to sifting committee.

BILLS SIGNED BY THE PRESIDENT

The President pro tem of the Senate announced that, as President pro tem of the Senate, he had signed in the presence of the Senate, House Files Nos. 37, 133, 191, 240, 266, 378, and 518.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of Senate File 491, relating to transfer of funds in the City of Albia, Iowa.

WALTER H. BEAM, *Secretary.*

CONFERENCE COMMITTEE ON S. F. 169

President pro tem Frank Shane appointed as conference committee on Senate File No. 169, on the part of the Senate, Senators Bergman, Shaff, Ickis and Moen.

CONSIDERATION OF H. F. NO. 402 RESUMED

Senator Clark of Cerro Gordo offered the following amendment and moved its adoption:

Amend by striking out all of Section twenty-six (26), and renumbering the sections following.

Senator Benson invoked Rule 8.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 24.

Anderson	Clark of	Langfitt	Patterson
Beatty	Cerro Gordo	Leonard	Stanley
Bissell	Clark of Marion	Lowe	Stoddard
Brookins	Gilchrist	MacDonald	Tabor
Carroll	Gunderson	McLeland	Topping
Christophel	Kent	Moen	Ulstad
	Lange		

Nays, 22.

Baird	Brush	Hager	Shaff
Bennett	Clark of Linn	Kimberly	Shane
Benson	Clearman	Klemme	Topping
Bergman	Cochrane	Rigby	Wilson of Page
Blackford	Cole	Rogers	Wilson of Polk
Booth	Doran		

Absent or not voting, 4.

Carden	Frailey	Ickis	Merritt
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The amendment was adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend by striking from line twenty-eight (28) in section twenty-five (25) the words "either orally or".

The amendment was adopted.

Senator Thompson offered the following amendment and moved its adoption:

Amend by striking section twenty-five (25) and renumbering the sections following.

Senator Doran offered the following as a substitute for the pending amendment and moved its adoption:

Amend section 25 by striking lines 36 to 40 inclusive and substituting in lieu thereof the following: "Shall be guilty of a misdemeanor and upon conviction thereof shall be punished accordingly."

The substitution was made.

The substitute amendment was adopted.

Senator Thompson offered the following amendment and moved its adoption:

Amend by striking all of section twenty-seven (27) and renumbering the sections following.

Senator Benson offered the following as a substitute for the pending amendment and moved its adoption:

Amend by striking section 27 and substituting the following:

"That Section one hundred forty (140) of the Code, 1927, be and the same is hereby amended by striking therefrom the words 'two and one-half per cent per annum'; and that Sections seventy-four hundred four (7404), fifty-six hundred fifty-one (5651), forty-three hundred nineteen (4319), and fifty-five hundred forty-eight (5548), all of the Code, 1927, be and the same are hereby amended by striking from each of said Sections the words 'two and one-half per cent per annum on ninety per cent of the daily balances' and inserting in lieu thereof in each of said Sections one hundred forty (140), seventy-four hundred four (7404), fifty-six hundred fifty-one (5651), forty-three hundred nineteen (4319), and fifty-five hundred forty-eight (5548), the following:

'two per cent (2%) per annum on ninety per cent (90%) of the collected daily balances'.

Provided that the provisions of this Section shall apply from and after January 1st, 1930."

The substitution was made.

The substitute amendment was adopted.

Senator Clark of Cerro Gordo offered the following amendment and moved its adoption:

Amend section 11 by adding thereto the following:

"Any person, firm or corporation who has presented checks or orders for clearance and the checks or orders have been received by the bank upon which they were drawn, and charged to the drawer's account, shall have a preferred claim against the assets of the bank or trust company for such amount irrespective of whether or not a cashier's check or draft has been issued therefor."

The amendment was lost.

Senator Wilson of Polk moved to adjourn until 9:30 a. m. Thursday.

The motion was lost.

Senator Lange moved to reconsider the vote by which the amendment to section 26 was adopted, and that the motion be laid on the table.

Senator Benson moved a division of the motion, which motion prevailed.

Senator Lange invoked rule 8.

On the question "Shall the motion to reconsider be laid on the table?" the vote was:

Ayes, 22.

Anderson	Clark of	Kent	Patterson
Beatty	Cerro Gordo	Lange	Stanley
Bissell	Clark of Marion	Langfitt	Tabor
Brookins	Gilchrist	Leonard	Thompson
Carroll	Gunderson	Lowe	Ulstad
Christophel	Ickis	MacDonald	

Nays, 25.

Baird	Clark of Linn	Hager	Shaff
Bennett	Clearman	Kimberly	Shane
Benson	Cochrane	Klemme	Stoddard
Bergman	Cole	Merritt	Topping
Blackford	Doran	Rigby	Wilson of Page
Booth	Frailey	Rogers	Wilson of Polk
Brush			

Absent or not voting, 3.

Carden	McLeland	Moen
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The motion to table was lost.

AMENDMENTS FILED

MR. PRESIDENT: Amend House File No. 402 as follows:

Amend by inserting after the word "bond" in line five (5) of section twenty-two (22) the following: "in a company authorized to do business in this state".

OTTO F. LANGE.

MR. PRESIDENT: Amend House File No. 402 as follows:

Amend by striking from lines five (5) and six (6) of section twenty-eight (28) the words "specified in such mortgage or conditional bill of sale" and by inserting in lieu thereof the following: "specifically described in such mortgage or conditional bill of sale and existing at the time it was executed".

F. C. GILCHRIST.

MR. PRESIDENT: Amend House File No. 402 as follows:

Amend section 25 by inserting after line 4 the following: "and with intent to defraud".

R. U. THOMPSON.

MR. PRESIDENT: I move to amend S. F. No. 78 as follows:

By striking the words "twenty-five thousand" in the last line thereof, and inserting the words "forty thousand".

Further amend by adding after the period (.) following the word "thousand" the following: "Providing said pension and annuity system be ratified by a vote of the people at a general election."

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend H. F. No. 398 by striking Section two (2) thereof.

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend H. F. 243 by striking from lines ten (10) and eleven (11) of Section two (2) the words, "or in his or her opinion are likely to become".

Further amend Section two (2) thereof by striking from line eleven (11) the word "of" and substituting the word "to".

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend Senate File 467 by inserting a semi-colon in place of the period in line Thirty-three (33) of Section One (1), thereof, and adding the following:

"but this shall not apply to press associations furnishing news or other service to newspapers or to individuals or corporations in this state for compensation either on contract basis or through allotment of membership fees, dues, assessment or other apportionment charges."

GEO. A. WILSON.

MR. PRESIDENT: I move to amend Senate File No. 456 as follows:

Amend the title of Senate File No. 456 by inserting the word "seven (7)" immediately after the word "chapters" in line one (1) and by inserting immediately after the comma (,) following the figures "1927" in line two (2) the following:

"Chapter one hundred ninety (190) of Title XII and Chapter three hundred sixty-eight (368) of Title XVIII, Code of Iowa, 1927".

Further amend Senate File No. 456 by adding thereto the following:

Sec. 7. That the law as it appears in Chapter one hundred ninety (190), Title XII, Code, 1927, be and the same is hereby amended by adding to said Chapter one hundred ninety (190) of Title XII the following:

"the salary of the superintendent of public instruction shall be five thousand dollars (\$5,000.00) per annum."

Sec. 8. That the law as it appears in Chapter three hundred sixty-eight (368) of Title XVIII, Code of Iowa, 1927, be and the same is hereby amended by adding thereto the following:

"the salary of each member of the board of railroad commissioners shall be five thousand dollars (\$5,000.00) per annum."

Sec. 9. That the law as it appears in Chapter seven (7) of Title XII, Code of Iowa, 1927, be and the same is hereby amended by adding thereto the following:

"the salary of the governor of the state shall be seven thousand five hundred dollars (\$7,500.00) per annum."

GEO. A. WILSON.

MR. PRESIDENT: I move to amend S. F. No. 466, Section 18 by adding the following as sub-section 15:

"To call upon any state department or institution for any data or technical advice which may be of value in connection with the work of assessment and taxation."

G. W. PATTERSON.

On motion of Senator Shaff the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 4, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. J. Watford Reed, pastor of Methodist Church, Independence, Iowa.

MR. PRESIDENT: The Sifting Committee reports the following bills for passage:

H. F. Nos. 413, 124, 419, 404, S. F. No. 226, H. F. Nos. 289, 268, 534, as amended, S. F. No. 23, as amended, H. F. No. 9, as amended, S. F. No. 310, as amended.

C. A. BENSON, *Chairman Sifting Committee.*

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate Amendment to House File No. 112, a bill for an act relating to exemptions from execution.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files Nos. 14, 89, 99, 136, 191, 236, 238, 239, 241, 242, 269, 276, 285, 289, 314, 331, 339, 418, Senate Joint Resolution No. 8, Senate Files Nos. 121, 225, 243, 244, 245, 248, 249, 277, 279, 294, 297, 319 and 409, and House Files Nos. 165, 176, 364, 514, 112 and 325.

CHAS. T. ROGERS,
Chairman Senate Committee.

S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 14, 89, 99, 136, 191, 236, 238, 239, 241, 242, 269, 276, 285,

289, 314, 331, 339, 418, Senate Joint Resolution No. 8, S. F. Nos. 121, 225, 243, 244, 245, 248, 249, 277, 279, 294, 297, 319 and 409.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports they have on this 4th day of April, 1929, sent to the governor for his approval: Senate Files Nos. 14, 89, 99, 136, 191, 236, 238, 239, 241, 242, 269, 276, 285, 289, 314, 331, 339, 418, Senate Joint Resolution No. 8, S. F. Nos. 121, 225, 243, 244, 245, 248, 249, 277, 279, 294, 297, 319 and 409.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor stating that he had on March 27, 1929, approved of the following bill:

Senate File No. 407, legalizing tax levies made and collected by a municipality.

Also that on March 30, 1929, he had approved of the following bills:

Senate File No. 83, relating to support of indigent tubercular patients.

Senate File No. 42, relating to the department of public docks.

Senate File No. 175, relating to dependent and neglected children.

Senate File No. 293, relating to articles of incorporation of farm aid associations.

Senate File No. 227, relating to docks.

Senate File No. 174, relating to juvenile delinquency.

Senate File No. 392, relating to the condemnation by cities of private property for right of way.

Senate File No. 232, relating to stipulation for arbitration of loss under contracts of insurance.

Senate File No. 413, an act to provide for refund of taxes, fees, licenses collected from insurance companies.

Senate File No. 378, in relation to registrars acting in the dual duty of registrar and clerks of election.

Senate File No. 124, relating to the inspection of barber shops.

Senate File No. 422, an act to convey by patent real estate to the Government of the United States.

Senate File No. 341, transfer of funds in Shelby County.

Senate File No. 228, relating to docks, and the levying of special assessments.

CONFERENCE COMMITTEE ON S. F. 125

The President appointed as conference committee on Senate File No. 125, Senators Stoddard, Shane, Merritt and Frailey.

The journal of April 3rd was corrected and approved.

CONSIDERATION OF H. F. 402 RESUMED

On motion of Senator Baird the Senate resumed consideration of House File No. 402.

By unanimous consent on request of Senator Lange his motion to reconsider the vote by which the amendment to section 26 was adopted was withdrawn.

Senator Lange offered the following amendment and moved its adoption:

Amend by inserting after the word "bond" in line five (5) of section twenty-two (22) the following: "in a company authorized to do business in this state".

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking from lines five (5) and six (6) of section twenty-eight (28) the words "specified in such mortgage or conditional bill of sale" and by inserting in lieu thereof the following: "specifically described in such mortgage or conditional bill of sale and existing at the time it was executed".

Senator Lange offered the following as a substitute for the pending amendment and moved its adoption:

Amend by striking out section 28.

The substitute amendment was lost.

By unanimous consent on request of Senator Gilchrist he was given consent to make a substitution for the pending amendment.

Senator Gilchrist offered the following as a substitute for the pending amendment and moved its adoption:

Amend section 28 by striking from lines 4, 5 and 6 the following: "Failure to make payments or produce the property as specified in such mortgage or conditional bill of sale" and inserting in lieu thereof the following: "Failure to produce the property specifically described in such mortgage or conditional bill of sale and existing and owned by the mortgagor or debtor at the time it was executed".

The substitute amendment was adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend section 28 by striking the word "destroyed" in line 9.

Senator Brookins offered the following as a substitute to the pending amendment and moved its adoption:

Amend section 28 by inserting after the word "been" in line 8 the word "wilfully".

By unanimous consent on request of Senator Brookins his substitute amendment was withdrawn.

Senator Beatty offered the following as a substitute to the pending amendment and moved its adoption:

Amend section 28 by striking from line 9 the word "unlawfully".

The substitute amendment was adopted.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend section 28 by striking from lines 10 and 11 the words "wilfully and with intent to defraud".

Senator Lange offered the following as a substitute for the pending amendment and moved its adoption:

Amend section 28 by striking all after the word and figure "Sec. 28." in line 1 down to and including the word "sold." in line 13.

Senator Lange invoked Rule 8.

On the question "Shall the substitute amendment be adopted?" the vote was:

Ayes, 22.

Anderson
Beatty
Bissell

Brookins
Brush
Carroll

Christophel
Clark of Linn
Gilchrist

Lange
Langfitt
Leonard

MacDonald	Patterson	Tabor	Topping
McLeland	Rogers	Thompson	Wilson of Polk
Moen	Stanley		

Nays, 25.

Baird	Clearman	Hager	Merritt
Bennett	Cochrane	Iekis	Rigby
Benson	Cole	Kent	Shaff
Bergman	Doran	Kimberly	Shane
Blackford	Frailey	Klemme	Stoddard
Booth	Gunderson	Lowe	Wilson of Page
Clark of Marion			

Absent or not voting, 3.

Carden	Clark of Cerro Gordo	Ulstad
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The substitute amendment was lost.

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 28 by striking from lines 11, 12 and 13 the following: "and the venue of any action under this section shall be in the county where such property was mortgaged or sold."

Senator Lange invoked Rule 8.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 27.

Anderson	Clark of Linn	Lowe	Stoddard
Beatty	Doran	MacDonald	Tabor
Bissell	Gilchrist	McLeland	Thompson
Brookins	Gunderson	Moen	Topping
Brush	Lange	Patterson	Ulstad
Carroll	Langfitt	Rogers	Wilson of Polk
Christophel	Leonard	Stanley	

Nays, 23.

Baird	Carden	Cole	Klemme
Bennett	Clark of Cerro Gordo	Frailey	Merritt
Benson	Clark of Marion	Hager	Rigby
Bergman	Clearman	Iekis	Shaff
Blackford	Cochrane	Kent	Shane
Booth		Kimberly	Wilson of Page

Absent or not voting, none.

The amendment was adopted.

Senator Thompson offered the following amendment and moved its adoption:

Amend section 25 by inserting after line 4 the following: "and with intent to defraud".

The amendment was adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend section 9 by striking the period at the end of line 21 and substituting a comma and by adding the following: "provided, however, that all bank directors now actually acting in such capacity are exempted from the provisions of this act."

By unanimous consent on request of Senator Lange the word "act" in the last line of his amendment was changed to "section."

The amendment was lost.

Senator Lange offered the following amendment and moved its adoption:

Amend by striking section 31.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 2.

Lange	Thompson
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Nays, 43.

Baird	Christophel	Gunderson	Moen
Beatty	Clark of	Hager	Patterson
Bennett	Cerro Gordo	Ickis	Rigby
Benson	Clark of Linn	Kent	Rogers
Bergman	Clark of Marion	Kimberly	Shaff
Bissell	Clearman	Klemme	Shane
Blackford	Cochrane	Langfitt	Stanley
Booth	Cole	Leonard	Topping
Brookins	Doran	Lowe	Ulstad
Brush	Frailey	MacDonald	Wilson of Page
Carden	Gilchrist	McLeland	Wilson of Polk

Absent or not voting, 5.

Anderson	Merritt	Stoddard	Tabor
Carroll			

The amendment was lost.

Senator Lange offered the following amendment and moved its adoption:

Amend section 13 by adding at the end thereof the following: "Such financial statement shall be attached to the note and returned to the borrower with the cancelled note when the note is paid."

Senator Clark of Linn offered the following as an amendment to the amendment and moved its adoption:

Amend by inserting after the word "and" the words "upon request of the borrower".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Thompson offered the following amendment and moved its adoption:

1. Amend section six (6) by inserting after the comma (,) following the word "stock" in line three (3) the following: "real estate, policies for life or fire insurance,".

The amendment was adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend by striking all of section 33 of the bill as amended, and renumbering the sections following.

The amendment was adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend section 18 by inserting in line 4 after the word "brought" the words "by the superintendent of banking or".

The amendment was adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend section 7 by striking from line 4 the word "may" and inserting the word "shall".

The amendment was adopted.

Senator Beatty offered the following amendments and moved their adoption:

Amend section 25 by inserting before the word "represents" in line 28 the words "with intent to defraud".

Also amend Sec. 25 by inserting in line 8 after the word "procuring" the words "and does thereby procure".

The amendments were adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kent	Rogers
Benson	Clark of Linn	Kimberly	Shaff
Bergman	Clark of Marion	Klemme	Shane
Blackford	Clearman	Langfitt	Stanley
Booth	Cochrane	Leonard	Stoddard
Brookins	Cole	Lowe	Tabor
Brush	Doran	MacDonald	Topping
Carden	Frailey	McLeland	Ulstad
Carroll	Gilchrist	Merritt	Wilson of Page
Christophel	Gunderson	Patterson	Wilson of Polk
	Hager		

Nays, 5.

Anderson	Lange	Moen	Thompson
Bissell			

Absent or not voting, 1.

Beatty .

The bill having received a constitutional majority was declared to have passed the Senate.

Senator Baird offered the following as an amendment to the title and moved its adoption:

Amend by striking the title and inserting in lieu thereof the following:

A BILL FOR

An Act (1) to amend section ninety-one hundred thirty-six (9136) of the Code, 1927, relating to the number of examiners and office help; (2) to amend section ninety-one hundred thirty-seven (9137) of the Code, 1927, relating to transferring powers to State Banking Board; (3) relating to investment restrictions of state banks and trust companies; (4) repealing sections ninety-one hundred sixty (9160) and ninety-two hundred six (9206) of the Code, 1927, relating to minimum capitalization of banks; amending chapter four hundred fifteen (415) of the Code, 1927, relating to banks and trust companies; (5) requiring larger surplus accounts; (6) prohibiting sale of securities unless authorized by board of directors; (7) to amend section ninety-two hundred fifty-seven (9257) of the Code, 1927, authorizing superintendent of banks to require financial statements of stockholders; (8) to cancel unused charters; (9) to amend sections ninety-one hundred sixty-six (9166) and ninety-two hundred thirteen (9213) of the Code, 1927, relating to the minimum holdings to qualify as directors; (10) limiting the rate of interest on time deposits; (11) creating certain preferences in the assets of closed banking institutions; (12) repealing section nine

thousand one hundred sixty-seven (9167) and amending section nine thousand two hundred twenty-four (9224) of the Code, 1927, relating to boards of directors; (13) amending section nine thousand one hundred forty (9140) of the Code, 1927, relating to financial statement from borrowers; (14) prohibiting accepting gifts or gratuities for purpose of loans; (15) to amend section ninety-one hundred eighty-four (9184) of the Code, 1927, and to prohibit purchasing or loaning on bank's own shares as security; (16) to amend section ninety-two hundred twenty (9220) of the Code, 1927, limiting loans to officers of banks and trust companies; (17) prohibiting certifying checks or issuing certificates of deposit without funds deposited; (18) making bank examination information confidential; (19) repealing section ninety-two hundred twenty-two (9222) of the Code, 1927, relating to indebtedness; (20) to amend section ninety-two hundred ninety-seven (9297) of the Code, 1927, to clarify bank's authority to borrow money; (21) requiring authority from board to pledge bank's assets; (22) requiring officers and employees to be bonded; (23) to amend section seven thousand three (7003) of the Code, 1927, to tax surplus and undivided profits as moneys and credits; (24) authorizing putting up collateral to secure public and such other funds; (25) relating to false statements for credit; (26) to amend sections one hundred forty (140), four thousand three hundred nineteen (4319), five thousand five hundred forty-eight (5548), five thousand six hundred fifty-one (5651) and seven thousand four hundred four (7404) of the Code, 1927, relating to rate of interest on public funds; (27) to amend section thirteen thousand thirty-seven (13037) of the Code, 1927, relating to embezzlement of mortgaged property; (28) relating to false reports against banks and trust companies; (29) to amend section ninety-five hundred forty-five (9545) of the Code, 1927, relating to legal holidays; (30) amending section ninety-two hundred eighty (9280) of the Code, 1927, relating to insolvent institutions; (31) to repeal sections ninety-two hundred one (9201) and ninety-two hundred sixteen (9216) of the Code, 1927, relating to reserves and to enact a substitute therefor; (32) to amend section ninety-two hundred twenty-three (9223) of the Code, 1927, relating to loans on nonperishable security and live stock; (33) to amend sections ninety-one hundred ninety-two (9192) and ninety-two hundred nine (9209) of the Code, 1927, to authorize issuing shares of stock of less than one hundred dollars (\$100.00) par value; (34) to fix liability in safe deposit business; (35) repeal; (36) act deemed separable; (37) publication clause.

On the question "Shall the amendment to the title be adopted?" the vote was:

Ayes, 39.

Anderson
Baird
Bennett
Benson

Bissell
Blackford
Booth
Brush
Carden

Carroll
Christophel
Clark of
Cerro Gordo
Clark of Linn

Clearman
Cochrane
Cole
Doran
Gilchrist

Gunderson	Langfitt	Moen	Thompson
Hager	Lowe	Rigby	Topping
Ickis	MacDonald	Shane	Ulstad
Kimberly	McLeland	Stanley	Wilson of Page
Klemme	Merritt	Tabor	Wilson of Polk
Lange			

Nays, none.

Absent or not voting, 11.

Beatty	Clark of Marion	Leonard	Shaff
Bergman	Frailey	Patterson	Stoddard
Brookins	Kent	Rogers	

The amendment was adopted and the title as amended was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Beatty called up for consideration House File No. 322, amended by the Senate, and moved that the Senate insist on the following amendment:

Amend by striking from line two (2) of section one (1) the words and figures "eight hundred dollars (\$800.00), and inserting in lieu thereof the words and figures "sixteen hundred dollars (\$1600.00)."

On the question "Shall the Senate insist?" the vote was:

Ayes, 44.

Anderson	Christophel	Hager	Moen
Baird	Clark of	Ickis	Rigby
Beatty	Cerro Gordo	Kent	Rogers
Bennett	Clark of Linn	Kimberly	Shane
Benson	Clark of Marion	Klemme	Stanley
Bissell	Clearman	Lange	Stoddard
Blackford	Cochrane	Langfitt	Thompson
Booth	Cole	Leonard	Topping
Brookins	Doran	MacDonald	Ulstad
Brush	Frailey	McLeland	Wilson of Page
Carden	Gilchrist	Merritt	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 6.

Bergman	Lowe	Shaff	Tabor
Gunderson	Patterson		

The Senate insists on its amendment to House File No. 322.

CONFERENCE COMMITTEE ON HOUSE FILE NO. 322

The President appointed as conference committee on House File No. 322, on the part of the Senate, Senators Beatty, Lange, Clearman and Clark of Cerro Gordo.

THIRD READING OF BILLS

On motion of Senator Frailey, House File No. 504, a bill for an act to provide for the payment by the state of certain sums of money for the support of rural schools in school districts wherein the state is owner of agricultural land and said districts being located outside of cities and towns, was taken up and considered.

Senator Rigby offered the following amendment and moved its adoption:

Strike the period (.) at the end of section four (4) and substitute a semi-colon (;) and add the following:

"provided, however, that if the state of Iowa has paid any tuition for the children of appointees or employees of the governing body in charge of such lands the executive council shall deduct such amount from the amount certified to it as provided in this act."

The amendment was adopted.

The bill was read for information.

Senator Frailey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Carroll	Ickis	Rigby
Baird	Christophel	Kimberly	Rogers
Beatty	Clark of	Klemme	Shaff
Bennett	Cerro Gordo	Lange	Shane
Benson	Clark of Marion	Langfitt	Stanley
Bergman	Clearman	Leonard	Stoddard
Bissell	Cochrane	Lowe	Thompson
Blackford	Cole	MacDonald	Topping
Booth	Doran	McLeland	Ulstad
Brush	Frailey	Merritt	Wilson of Page
Carden	Hager	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 7.

Brookins	Gilchrist	Kent	Tabor
Clark of Linn	Gunderson	Moen	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Frailey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Topping the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

INTRODUCTION OF BILLS

Senate File No. 492, by committee on claims, a bill for an act to make an appropriation to the Jaeger Manufacturing Company.

Read first and second times and referred to committee on appropriations.

Senate File No. 493, by committee on claims, a bill for an act to make an appropriation to Morgan Dabney for loss of property while in the military service of the state of Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 494, by committee on appropriations, a bill for an act making an appropriation for the payment of typewriter rental, fees of legislative chaplains and other expenses of the General Assembly.

Read first and second times and placed on the calendar.

Senate Joint Resolution No. 9, by committee on conservation, a joint resolution providing for the appointment of an investigating committee whose duty it shall be to investigate the advisability of establishing a state park upon the west bank of Spirit Lake located in Dickinson County, Iowa, and providing that said committee shall report its findings and recommendations thereon to the Forty-fourth General Assembly, and to provide an appropriation sufficient to pay the expense of said committee.

Read first and second times and referred to committee on appropriations.

CONFERENCE REPORT ON S. F. 169

To the President of the Senate and Speaker of the House:

We, the conference committee appointed to consider the differences between the Senate and the House on Senate File No. 169, beg leave to report that we have had the same under consideration and desire to report as follows:

We recommend that the House concur in the Senate amendment to lines twelve (12) and thirteen (13) of the House amendment to Section 35.

Also that the following be added at the end of Section 48: "The provisions of this section shall apply to cities and towns acting under special charter."

Also, that the following amendment be adopted as Section 87a immediately following Section 87: "Sec. 87a. Should any court of competent jurisdiction within the State of Iowa declare any of the provisions of this act unconstitutional, illegal, or void, such decision shall not invalidate any other provision herein contained."

Also, that the House recede from its amendment adding section eight a-1 (8a-1) to the bill and correct the title accordingly.

A. H. BERGMAN
J. O. SHAFF
T. E. MOEN
F. D. ICKIS
J. PARK BAIR
Z. S. RATLIFF
RALPH R. HUNT
R. L. RUTLEDGE

THIRD READING OF BILLS

On motion of Senator Benson, Senate File No. 76, a bill for an act relating to the assessment of property for taxation, to create a state board of assessment and review, to define the powers, rights, and duties of said board and of the officers thereof, and of other public officers with reference to said subject matter, to repeal chapters nineteen (19) and twenty-two (22), relating to the director of the budget, to amend chapters twenty (20), twenty-one (21), twenty-three (23), and twenty-four (24), relating to the director of the budget, and chapters three hundred thirty-six (336) to three hundred forty-one (341), inclusive, and chapter two hundred forty-one-a one (241-a1), relating to the assessment of certain public utilities, to amend section three hundred two (302), relating to supplies for public officers, to amend section ten hundred sixty-three (1063), relating to the bonds of public officers, and to amend section eleven thousand two hundred sixty-

eight (11268), relating to criminating questions in the examination of witnesses, all of the Code, 1927, to transfer to the board herein created the duties of the director of the budget, and of the executive council insofar as the duties of said council relate to the assessment of public utilities, to coordinate existing statutes with this act, and to make an appropriation for the purpose of carrying out the provisions of this act, returned by the sifting committee, was taken up and considered.

Senator Rigby offered the following amendment and moved its adoption:

Amend by striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. Creation of Department. There is hereby created and established a department of taxation and budget to be administered by a board composed of three persons appointed and designated by the Governor.

Sec. 2. Title of Department. The official name of the board composing said department shall be the "State Board of Assessment and Finance."

Sec. 3. Organization. The said department shall be organized in two bureaus, one of which shall be the Bureau of the Budget, administered by the Director of Budget, and one shall be the Bureau of the State Tax Commission, administered by the State Tax Commission.

Sec. 4. Appointment of Board. The said three members of said board shall be appointed by the governor, with consent of two-thirds of the senate; one of said members shall be appointed and designated as Director of Budget, and shall administer the Bureau of the Budget; two of said members shall be appointed and designated as State Tax Commissioners, and shall administer the Bureau of the State Tax Commission.

Sec. 5. Appointment and Designation of Office, and Tenure of Office of the First Board. The three persons to compose said first board shall be appointed by the governor within ten days after this act shall become effective. One member of said board shall be appointed and designated as Director of Budget, and shall administer the Bureau of the Budget. The tenure of office of the Director of the Budget shall be for a full term ending on the last Monday in February, nineteen hundred thirty-five (1935); one member of said board shall be appointed and designated as chairman of the State Tax Commission. Then tenure of office of the person first appointed as chairman of the State Tax Commission shall be a short term ending on the last Monday in February nineteen hundred thirty-three (1933) one member of said board shall be appointed and designated as Vice Chairman of the State Tax Commission. The tenure of office of the person first appointed as Vice Chairman of the State Tax Commission shall be a short term ending on the last Monday

in February nineteen hundred and thirty-one (1931). The said two members appointed and designated as chairman of the State Tax Commission and as Vice Chairman of the State Tax Commission shall administer the Bureau of the State Tax Commission.

Sec. 6. Tenure of Office. Upon expiration of the respective terms of the said appointees as members of the said first board, the Governor shall appoint successors in office to serve for the term of six (6) years, or until a successor to each respective appointee shall be appointed and qualified. After the appointment of the said first three members, and except when appointed to fill vacancy, each member shall be appointed on or before the first Monday in January during the biennial session of the Legislature.

Sec. 7. Vacancies. In case of a vacancy, it shall be filled by appointment by the Governor for the unexpired portion of the term in which such vacancy shall occur, with the consent of two-thirds of the members of the Senate in executive session. If such appointment be made when the General Assembly is not in regular session, the appointee shall hold his office until the first Monday in February during the next biennial session of the general assembly, when, if such appointment is not confirmed by the Senate, the office shall become vacant, and on or before the last Monday of the same month, the Governor, with the consent of two-thirds of the members of the Senate in executive session, shall appoint a suitable person to fill such vacancy for the unexpired term. A person appointed to fill a vacancy shall take his office immediately upon qualifying.

Sec. 8. Qualifications. The persons appointed as members of said board shall be such as possess knowledge of the subject of taxation and skill in matters pertaining thereto.

Sec. 9. Prohibitions. No person appointed as a member of said board shall, while holding such office, hold any other office under the laws of the United States or of this state or of any other state. Each member of said board shall devote his entire time to the duties of this office and shall not hold any position of profit, engage in any occupation or business interfering with or inconsistent with his duties, or serve on or under any committee of any political party or contribute to the campaign fund of any political party.

Sec. 10. Oath. Bond. Each member of said first board before entering upon the discharge of the duties of his office, shall take, subscribe, and file with the secretary of state, the oath of office prescribed by section eleven hundred eighty (1180) of the Code, and shall give bond in the sum of ten thousand dollars (\$10,000) for the faithful performance of his duties.

Sec. 11. Salary. Each member of said first board shall receive a salary of five thousand dollars (\$5,000) a year, payable in the same manner as the salaries of other state officers.

Sec. 12. Office-Quorum-Sessions. The Board shall have its office at the seat of government of this state. A majority of said board shall

constitute a quorum for the transaction of business. The board shall hold regular sessions of the whole board, on the second Tuesday of each February, May, August and November of each year. Special meetings may be called at any time by the chairman, or upon request of the Director of Budget.

Sec. 13. Powers of the Board of Assessment and Finance. The board shall have jurisdiction over all matters and issues submitted for consideration and decision by the Director of Budget, or by the State Tax Commission; shall sit as an appeal board on all appeals from decisions of the Director of Budget, and on all appeals from decisions of the State Tax Commission, and on all appeals arising under provisions of Section three hundred sixty (360) of chapter twenty-three (23), Code of 1927; shall have concurrent powers with the Budget Director, and with the State Tax Commission to perform the duties prescribed, and such general powers as are consistent with, and necessary, to carrying out the manifest purpose and intention of this act.

Sec. 14. Seal. The board shall have an official seal, and orders or other papers executed by it may, under its direction, be attested, with its seal affixed, by the secretary.

Sec. 15. Expense. The members of the board when acting in official capacity as a Board of Assessment and Finance shall be entitled to receive from the state their actual and necessary expense while engaged outside the city of Des Moines in the performance of official duties.

Sec. 16. Appeal Board. The State Board of Assessment and Finance shall sit and act as a Board of Appeal to consider and determine appeals from the action of the State Board of Education, the State Board of Control, or the State Fair Board in respect to the letting of contracts for buildings or other improvements in which the amount involved is in excess of \$25,000. The hearings before the board shall be denovo and the evidence shall be preserved on file. The decision of the Board shall be final and be entered on record in the office of the Board.

Sec. 17. Bureau of Budget. The member of the board appointed and designated by the governor as "Director of Budget" shall have charge of and administer the Bureau of the Budget. The Director of the Budget shall have and perform all the duties of the Director of the Budget as provided in the laws of the Iowa Code of 1927, and amendments thereto.

Sec. 18. Powers of Director of Budget. The Director of Budget shall have all the powers, duties, obligations and rights now held, performed and exercised by the Director of the Budget, and the powers, duties and obligations now required to be performed and the rights now held by the Director of the Budget now in office are transferred to the Director of the Budget as created, appointed and designated in this act.

Sec. 19. The Bureau of State Tax Commission. The two members of the State Board of Assessment and Finance as appointed and designated by the Governor as Chairman and Vice Chairman of the said State Board of Assessment and Finance shall constitute the State Tax Com-

mission, and shall have charge of and administer the Bureau of the State Tax Commission and shall perform the duties of such commission as provided in this act.

Sec. 20. Secretary. The commission may appoint a secretary at a salary not to exceed three thousand dollars (\$3,000.00) per annum and may employ such other experts, assistants and clerks as may be authorized by the executive council, and fix their compensation, which shall be paid in the same manner as the compensation of other state employees.

Sec. 21. Duties of Secretary. The secretary shall cause to be kept full and correct minutes of all hearings, transactions, and proceedings of the commission, and of hearings transactions, and proceedings of said board and shall perform such other duties, as may be required.

Sec. 22. Office—Session. Said commission shall have its office at the seat of government, as a bureau of the State Board of Assessment and Finance. The commission shall be deemed to be in continuous session and open for the transaction of business every day except Sundays and legal holidays, and the session of said commission shall stand and be deemed to be adjourned from day to day without formal entry thereof on its record.

Sec. 23. Meetings. The commission may hold sessions in conducting investigations at any place within the state when deemed necessary to facilitate and render more thorough the performance of its duties, and for that purpose one member or a duly authorized representative may conduct the same but shall submit the proceedings in writing to the commission for its findings.

Sec. 24. Rules and Regulations. The commission shall have power to establish all needful rules not inconsistent with law for the orderly and methodical conduct of its department and to require the observance of such rules by those having business with or appearing before said commission.

Sec. 25. Supplies. The commission shall be provided, in the same manner as other state officers, with suitable rooms, necessary office furniture, supplies, stationery, postage, books, periodicals and maps, and all other articles necessary for the use of the commission, its secretary, and other employees in the performance of their duties, and all necessary expenses shall be audited and paid as other state expenses are audited and paid.

Sec. 26. Expenses. The members of the commission, secretary, clerks, and assistants shall be entitled to receive from the state their actual necessary expenses while traveling on the business of the commission; such expenditures to be sworn to by the party who incurred the expense, and approved by the commission, and allowed by the board of audit. Provided, however, that no such expense shall be allowed the members, the secretary, or employees of the commission while in the

city of Des Moines, or traveling between their homes and the city of Des Moines.

Sec. 27. Powers. In addition to the powers and duties transferred to the State Board of Assessment and Finance, and to the powers and duties transferred to the State Tax Commission as a component part of the State Board of Assessment and Finance, in the State Tax Commission shall have and assume the following, powers and duties.

(1) To have and exercise general supervision over the administration of the assessment and tax laws of the state, over assessors, boards of review, boards of supervisors and all other officers or boards of assessment and levy in the performance of their official duties, in all matters relating to assessments and taxation, to the end that all assessments of property and taxes levied thereon be made relatively just and uniform in substantial compliance with law.

(2) To prescribe and promulgate all forms of books and forms to be used in the listing and assessment of property, and on or before November first of each year shall furnish to the county auditor of each county such prescribed forms of assessment rolls and other forms to properly list and assess all property subject to taxation in each county. It shall also from time to time prepare and furnish in like manner any and all other blanks, memoranda, or instructions which it deems necessary or expedient for the use or guidance of any of the officers over which it is authorized by law to exercise supervision.

(3) To confer with, advise, and direct assessors, boards of supervisors, boards of review, and others obligated by law to make levies and assessments, as to their duties under the law.

(4) To direct proceedings, action, and prosecutions to be instituted for the enforcement of the laws relating to the penalties, liabilities and punishment of public officers, and officers or agents of corporations, and other persons or corporations, for failure or neglect to comply with the provisions of the statutes governing the return, assessment, and taxation of property; to make or cause to be made complaints against assessors, members of boards of review, boards of supervisors, or other assessing, reviewing, or taxing officers for official misconduct or neglect of duty.

(5) To require city, town, township, school districts, county, state or other public officers to report information as to the assessment or property, collection of taxes, receipts for licenses, or other sources, the expenditure of public funds for all purposes and such other information as may be needful or desirable in the work of the commission, in such form and upon such blanks as the commission may prescribe.

(6) To hold public hearings either at the seat of government or elsewhere in the state, and tax the costs thereof; to summon and compel witnesses to appear and give testimony, to administer oaths to said witnesses, and to compel said witnesses to produce for examination records, books, papers, and documents relating to any matter which the commis-

sion shall have the authority to investigate or determine, provided, however, that no bank or loan and trust company or its officers or employees shall be required to divulge knowledge concerning the property of any person when such knowledge was obtained through information imparted as a part of a business transaction with or for such person and in the usual and ordinary course of business of said bank or loan and trust company, and was necessary and proper to the discharge of the duty of said bank or loan and trust company in relation to such business transaction. This proviso shall be additional to other provisions of the law relating to confidential and privileged communications.

(7) To cause the depositions of witnesses residing within or without the state, or absent therefrom, to be taken either on written or oral interrogatories, and the clerk of the district court of any county shall upon the order of the commission issue a commission for the taking of such depositions. The proceedings thereof shall be the same as the proceeding for the taking of depositions in the district court so far as applicable.

(8) To investigate the work and methods of assessors, boards of review, and boards of supervisors, or other public officers, in the assessment, equalization, and taxation of all kinds of property, and for that purpose the commission, and members, or employees thereof may visit the counties or localities when deemed necessary so to do.

(9) To consider the written petition of twenty or more taxpayers of any county other than those who pay poll taxes only wherein it is claimed that the assessment in said county is higher than the assessment in other counties and make such change as the commission may deem just and equitable.

(10) To require any city, town, township or county board of equalization at any time after its adjournment to reconvene and to make such orders as the State Board of Assessment and Finance or the State Tax Commission shall determine are just and necessary; to direct and order the county board of equalization to raise or lower the valuation of the property, real or personal, in any township, town, city, or taxing district, to order and direct any county board of equalization to raise or lower the valuation of any class or classes of property in any township, town, city, or taxing district, and generally to make any order or direction to any city, town, township, or county board of equalization or any assessor as to the valuation of any property, or any class of property in any township, town, city, county, or taxing district, which in the judgment of the board may seem just and necessary, to the end that all property shall be valued and assessed in the manner and according to the real intent of the law.

(11) To carefully examine into all cases where evasion or violation of the law for assessment and taxation of property is alleged, complained of, or discovered, and to ascertain wherein existing laws are defective or are improperly or negligently administered, and cause to be instituted such proceedings as will remedy improper or negligent administration of the laws relating to the taxation of property.

(12) To make a summary of the tax situation in the state, setting out the amount of moneys raised by both direct and indirect taxation; also, stating the total amount of moneys expended during the biennial for state purposes and tabulate the same, comparing the amounts raised and expended with the amounts raised and expended during the preceding biennial and the reason for either the increase or decrease. To formulate and recommend legislation for the better administration of the fiscal law so as to secure just and equal taxation and for the economical expenditures of public revenue in the state. To investigate the systems of taxation in other states or countries, and to formulate and recommend legislation to produce sufficient revenues for all general state purposes, without the levying of a direct property tax therefor. To recommend such additions to and changes in the present system of taxation that in its judgment is for the best interest of the commonwealth.

(13) To transmit biennially to the governor and to each member and member elect of the legislature, thirty days before the meeting of the legislature the report of the board, covering the subject of assessment and taxation, the result of the investigation of the board, its recommendations for improvement in the system of taxation in the state, together with such measures as may be formulated for the consideration of the legislature.

(14) To publish in pamphlet form the revenue laws of the state and distribute them to the boards of review.

(15) To procure in such manner as the board or commission may determine any information pertaining to the discovery of property which is subject to taxation in this state, and which may be obtained from the records of another state, and may furnish to the proper officers of another state, any information pertaining to the discovery of property which is subject to taxation in such state as disclosed by the records in this state.

(16) To re-assess or cause to re-assess any or all property, or any class of property in any taxing district in the state, for sufficient cause discovered or brought to its attention.

(17) To exercise and perform such further powers and duties as may be granted to or imposed upon the Board of Assessment and Finance, and, or, upon the State Tax Commission.

Sec. 28. Duties of Public Officers. It shall be the duty of all public officers of the state and of any municipality to give to the board or commission information in their possession relating to taxation when required by the board, or commission, and to cooperate with and aid the board or commission in their efforts to secure a fair, equitable and just enforcement of the taxation and revenue laws.

Sec. 29. Counsel. It shall be the duty of the Attorney General and of the county attorneys in their respective counties to commence and prosecute proceedings, action, prosecutions, and complaints, when so directed by the board or by the commission, and to represent the board or the commission in any litigation which the said board or the commission may become involved in the discharge of its duties.

Sec. 30. Actions. The board or the commission may bring action of mandamus or injunction or any other proper action in the district court or before any judge thereof, to complete the performance of any order made by said board of the commission, or to require any assessor or board of equalization or any other officer or person to perform any duty required by this act. Said board or commission shall select the district court in the county which is most accessible to the subject-matter, and the defendant or defendants in any such action; but no removal of the question to any other district shall be had by any defendant in consequence of his not being a resident of the county where the action is brought or because the subject-matter shall not be located in the county in which said action may be brought.

Sec. 31. Administration of Oaths. Each member of the state board and each employee thereof when duly authorized by the board shall have the power to administer all oaths authorized and required under the provisions of this act.

Sec. 32. Service of Orders. Any sheriff, constable, or other person may serve any subpoena or order issued under the provision of this act.

Sec. 33. Fees and Mileage. The fees and mileage of witnesses attending any hearing of the board or of the commission, pursuant to any subpoena, shall be the same as those of witnesses in civil cases in the district court.

Sec. 34. Chapter twenty-two (22) of Code of 1927 is hereby repealed.

Sec. 35. Section three hundred twenty-seven (327) of the Code, 1927, is amended by striking all of subsection one (1) and inserting in lieu thereof the following:

"1. A detailed estimate of all receipts of such department for the ensuing biennium, and a comparison of such receipts with all the receipts of such department for the last two preceding bienniums together with a detailed report and accounting of all the expenditures by that department during the last preceding biennium."

Sec. 36. Section three hundred thirty-two (332) Code, 1927, is amended by striking from line six (6) thereof, the words "in detail."

Sec. 37. Section three hundred thirty-three (333) of the Code, 1927, is hereby repealed, and the following substituted in lieu thereof:

"333. The board shall not later than the first day of December, 1930, and on the same day biennially thereafter, prepare a state appropriation bill and transmit the same to the Governor, together with the state budget report, a summary of the tax situation in the state, and such recommendations for changes in, or additions to the tax laws that in its judgment should be made.

Sec. 38. Section three hundred sixty (360) of the Code, 1927, is hereby repealed and the following inserted in lieu thereof:

"360. Appeal Board. If an appeal is from the action of the state board of education, state board of control, or state fair board, the board shall sit as an appeal board and in such case the word 'board' as used in this chapter shall as far as applicable be construed to mean such appeal board."

Sec. 39. Section three hundred ninety (390) Code, 1927, is amended by striking from line three (3) the word "five" and by inserting in lieu thereof the word "four".

Sec. 40. There is hereby enacted and inserted in chapters three hundred thirty-six (336) to three hundred forty-one (341) inclusive, and three hundred forty-one-A one (341-A1) of the Code, 1927, the following section, to-wit:

"The term 'board' as used in this chapter means the state board of assessment and finance unless from the context it is manifest that some other board is meant."

Sec. 41. The term "executive council" and the term "council" when used in lieu of executive council, where used in chapters eighteen (18) two hundred sixty-six (266) three hundred twenty-nine (329) three hundred thirty-two (332) and three hundred forty-two (342) in relation to taxation, or the levying or collection of taxes, or the equalization of values for the purpose of taxation, or with reference to matters or processes relating to taxation shall mean and be construed to mean the "State Board of Assessment and Finance" unless it is manifest from the context that some other board or department is meant.

Sec. 42. The term "executive council", and the term "council" when such terms are used in lieu of the term "executive council" is hereby stricken from chapters three hundred thirty-six (336) to three hundred forty-one (341), inclusive, and from chapter three hundred forty-one-A-one (341-A1) and from chapter three hundred forty-four (344) and from chapter three hundred forty-five (345), Code, 1927, and the term "board" or Boards of assessment and finance" is inserted in lieu thereof, and all pronouns in said chapters which now refer to said words "executive council" or to said word "council" are hereby co-ordinated with the change herein made.

Sec. 43. Supplies, etc. Section three hundred two (302), Code, 1927, is amended by inserting therein as a numbered paragraph the following words, to-wit:

"State Board of Assessment and Finance."

Sec. 44. Bonds. Section ten hundred sixty-three (1063), Code, 1927, is amended by inserting therein as a numbered paragraph the following words, to-wit:

"Members of the state board of assessment and finance, ten thousand dollars."

Sec. 45. Criminating questions. Section eleven thousand two hundred sixty-eight (11268), Code, 1927, is amended by adding thereto the following to-wit:

"16. In any action, proceeding, investigation for hearing instituted or held by the State Board of Assessment and Finance or the State Tax Commission."

Sec. 46. Repeal and Interpretative Clause. All laws or parts of laws in conflict herewith are hereby repealed. If any clause, sentence, paragraph, or part of this chapter shall, for any reason, be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this chapter, but shall be confined in its operation to the clause, sentence, paragraph, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

TEMPORARY PROVISIONS

Sec. 47. The said first board shall possess and exercise all the rights, powers and duties of a regular full time board.

Sec. 48. Transfer of Powers and Duties of Budget Director. All the powers heretofore vested in, and all the duties heretofore imposed upon the director of the budget are hereby transferred to the state board of assessment and finance, and the said board shall transfer, and allocate in the department of Director of the Budget such powers and duties as are in this act provided.

Sec. 49. Transfer of certain powers and duties of State Executive Council. All the powers heretofore vested in, and all the duties imposed upon the Executive Council of the State of Iowa as a state board of review, or in relation to the valuation of property or property rights for taxation, the levy or assessment of taxes on property or property rights, the determination of tax rates for state purposes, and any and all powers pertaining to the taxation of property and property rights of whatsoever kind, are hereby transferred to the State Board of Assessment and Finance, and the said board shall transfer and allocate in the department of State Tax Commission such powers and duties as are in this act provided.

Sec. 50. At the time of the organization of the said first board, the director of the budget shall transfer to the said board all records, books, papers, documents, and memoranda pertaining to his office, and the executive council shall transfer to the said board all its records, books, papers, documents and memoranda pertaining to the assessment or equalization of property and taxation thereof; and all proceedings, hearings or other matters then pending before said budget director, and all proceedings, hearings or other matters then pending before the executive council pertaining to the assessment, equalization, or taxation of property shall be continued, carried on and completed by and before said board. In like manner upon the completion of its organization, the auditor of state shall forthwith deliver to the board all records, books, papers, documents, and memoranda in his possession relating to the assessment and collection of taxes under the provisions of law existing at the time of the passage of this act shall at once vest in and be ex-

exercised by the said board, and by the departments of said board as provided by this act.

Sec. 51. The term of office of the director of the budget, now in office, shall terminate immediately upon the organization of the first board and the appointment and qualification of a budget director as provided in this act.

Sec. 52. Definitions. For the purpose of this chapter:

(1) "Board" shall mean the "State Board of Assessment and Finance".

(2) "Commission" shall mean the "State Tax Commission composed of the two persons appointed and designated as "Chairman" and "Vice-Chairman" of said State Tax Commission.

(3) "Budget Director" or "Director of Budget" shall refer to the person appointed and designated as "Director of Budget".

(4) "Budget Department" shall refer to the Budget Bureau of the Board of Assessment and Finance.

(5) "State Tax Commission" shall refer to the State Tax Commission Bureau of the Board of Assessment and Finance.

Sec. 53. Interpretative clause. The purpose and intent of this act shall be construed to be:

(1) To create a state department in charge of the administration processes of the assessment, levy and collection of taxes, and the administration of the state and local budget laws of the state.

(2) To continue the budget laws of this state, as amended by this act, as a department of the State Board of Assessment and Finance.

(3) To create a State Tax Commission composed of two persons who will function as a department of the State Board of Assessment and Finance.

(4) To co-ordinate the duties of the Budget Department, and the duties of the State Tax Commission department under the State Department of State Board of Assessment and Finance, and to promote efficiency and economy in the fiscal processes of the state.

Sec. 54. Appropriation. There is hereby appropriated from any money in the state treasury not otherwise appropriated such sum as may be necessary to pay the salaries and expenses resulting from the carrying out of this act until June 30, 1931.

Sec. 55. This act being deemed of immediate importance shall take effect and be in force from and after its publication in two (2) newspapers in this state as provided by law.

Senator Wilson of Page offered as a substitute for the amendment by Senator Rigby, to strike all of Senate File No. 76 follow-

ing the enacting clause and substitute in lieu thereof the following, and moved its adoption:

Section 1. Creation of Board. There is hereby created a board composed of three members, to be designated as the State Board of Assessment and Review.

Sec. 2. Appointment. The members of said board shall be appointed by the Governor with the consent of two-thirds of the Senate in executive session.

Sec. 3. Qualifications. The persons appointed as members of said board shall be such as possess knowledge of the subject of taxation and skill in matter pertaining thereto. Not more than two members of said board shall belong to the same political party.

Sec. 4. Prohibitions. No person appointed as a member of said board shall, while holding such office, hold any other office under the laws of the United States or of this state or of any other state. Each member of said board shall devote his entire time to the duties of his office and shall not hold any position of profit, engage in any occupation or business interfering with or inconsistent with his duties, or serve on or under any committee of any political party or contribute to the campaign fund of any political party.

Sec. 5. Tenure of Office. Each full-time member shall serve for six (6) years from the last Monday in February of the year of appointment.

Sec. 6. Full-time Appointment. On or before January 31, 1931, and on or during a corresponding time each two (2) years thereafter, the governor shall appoint a member of said board to succeed the member who will retire on the last Monday of February following.

Sec. 7. Vacancies. Appointments to fill vacancies which occur while the General Assembly is in session shall be made in the same manner as near as practicable as regular appointments are made and for the balance of the unexpired term.

Sec. 8. Recess vacancies. In case of vacancies occurring when the General Assembly is not in session, the Governor shall, prior to January thirty-first of the year in which the General Assembly meets in regular session, appoint a member to said board to succeed the recess appointee, and for the balance of the unexpired term.

Sec. 9. Each member of said board shall receive a salary of four thousand five hundred dollars (\$4,500.00) a year, payable in the same manner as the salaries of other state officers.

Sec. 10. The member of the board whose term first expires shall serve as chairman of the board until the termination of such term, and shall sign on behalf of the board all orders, subpoenas, warrants and other documents of like character issued by the board. The board may elect a vice-chairman who shall act in the absence or inability of the chairman to act.

Sec. 11. Office—Quorum—Sessions. Said board shall have its office at the seat of government of this state. A majority of said board shall constitute a quorum for the transaction of business. The board shall be deemed to be in continuous session and open for the transaction of business every day except Sundays and legal holidays, and the session of said board shall stand and be deemed to be adjourned from day to day without formal entry thereof on its record.

Sec. 12. Meetings. The board may hold sessions in conducting investigations at any place within the state when deemed necessary to facilitate and render more thorough the performance of its duties, and for that purpose one member may conduct the same but shall submit a written report of proceedings in writing to the board for its findings.

Sec. 13. Secretary. The board may appoint a secretary at a salary not to exceed three thousand dollars (\$3,000.00) per annum and may employ such other assistants as may be authorized by the executive council, and fix their compensation, which shall be paid as the compensation of other state employees.

Sec. 14. Duties of Secretary. The secretary shall cause to be kept full and correct minutes of all hearings, transactions and proceedings of said board and shall perform such other duties as may be required.

Sec. 15. Rules and regulations. The board shall have power to establish all needful rules not inconsistent with law for the orderly and methodical performance of its duties, and to require the observance of such rules by those having business with or appearing before said board.

Sec. 16. Seal. The board shall have an official seal, and orders or other papers executed by it may, under its direction, be attested, with its seal affixed by the secretary.

Sec. 17. Expenses. The members of the board, secretary and assistants shall be entitled to receive from the state their actual necessary expenses while traveling on the business of the board; such expenditures to be sworn to by the party who incurred the expense, and approved by a majority of the members of the board, and allowed by the board of audit. Provided, however, that no such expenses shall be allowed the members, the secretary or employees of the board while in the city of Des Moines or traveling between their homes and the city of Des Moines.

Sec. 18. Powers. In addition to the powers and duties transferred to the State Board of Assessment and Review, said board shall have and assume the following powers and duties:

(1) To have and exercise general supervision over the administration of the assessment and tax laws of the state, over boards of supervisors and all other officers or boards of assessment and levy in the performance of their official duties, in all matters relating to valuation, assessments and taxation, to the end that all assessments of property and taxes levied thereon be made relatively just and uniform in compliance with law.

(2) To prescribe and promulgate all forms of books and forms to be used in the listing and assessment of property, and on or before January first of each year shall furnish to the county auditor of each county such prescribed forms of assessment rolls and other forms to properly list and assess all property subject to taxation in each county. It shall also from time to time prepare and furnish in like manner forms for any and all other blanks, memoranda or instructions which it deems necessary or expedient for the use or guidance of any of the officers over which it is authorized by law to exercise supervision.

(3) To confer with, advise and direct boards of supervisors, boards of review and others obligated by law to make levies and assessments, as to their duties under the laws.

(4) To direct proceedings, actions and prosecutions to be instituted for the enforcement of the laws relating to the penalties, liabilities and punishment of public officers, and officers or agents of corporations, and other persons or corporations, for failure or neglect to comply with the provisions of the statutes governing the return, assessment and taxation of property; to make or cause to be made complaints against members of boards of review, boards of supervisors or other assessing, reviewing or taxing officers for official misconduct or neglect of duty.

(5) To require city, town, township, school district, county, state or other public officers to report information as to the assessment of property and collection of taxes and such other information as may be needful or desirable in the work of the board in such form and upon such blanks as the board may prescribe.

(6) To hold public hearings either at the seat of government or elsewhere in the state, and tax the costs thereof; to summon and compel witnesses to appear and give testimony, to administer oaths to said witnesses, and to compel said witnesses to produce for examination records, books, papers and documents relating to any matter which the board shall have the authority to investigate or determine.

(7) To cause the depositions of witnesses residing within or without the state, or absent therefrom, to be taken either on written or oral interrogatories, and the clerk of the district court of any county shall upon the order of the board issue a commission for the taking of such depositions. The proceedings therefor shall be the same as the proceedings for the taking of depositions in the district court so far as applicable. The provisions of sub-divisions (6) and (7) shall not apply to banks or trust companies.

(8) To investigate the work and methods of boards of review, boards of supervisors or other public officers, in the assessment, equalization and taxation of all kinds of property, and for that purpose the board, and members or employees thereof may visit the counties or localities when deemed necessary so to do.

(9) To require any county board of equalization at any time after its adjournment to reconvene and to make such orders as the State

Board of Assessment and Review shall determine are just and necessary; to direct and order the county board of equalization to raise or lower the valuation of the property, real or personal, in any township, town, city or taxing district, to order and direct any county board of equalization to raise or lower the valuation of any class or classes of property in any township, town, city or taxing district, and generally to make any order or direction to any county board of equalization as to the valuation of any property, or any class of property, in any township, town, city, county or taxing district, which in the judgment of the board may seem just and necessary, to the end that all property shall be valued and assessed in the manner and according to the real intent of the law.

(10) To carefully examine into all cases where evasion or violation of the law for assessment and taxation of property is alleged, complained of, or discovered, and to ascertain wherein existing laws are defective or are improperly or negligently administered, and cause to be instituted such proceedings as will remedy improper or negligent administration of the laws relating to the taxation of property.

(11) To make a summary of the tax situation in the state, setting out the amount of moneys raised by both direct and indirect taxation; and also to formulate and recommend legislation for the better administration of all laws relating to taxation so as to secure just and equal taxation. To recommend such additions to and changes in the present system of taxation that in its judgment are for the best interest of the state.

(12) To transmit biennially to the governor and to each member and member-elect of the legislature, thirty (30) days before the meeting of the legislature, the report of the board, covering the subject of assessment and taxation, the result of the investigation of the board, its recommendations for improvement in the system of taxation in the state, together with such proposed measures as may be formulated for the consideration of the legislature.

(13) To publish in pamphlet form the revenue laws of the state and distribute them to the county auditors, assessors and boards of review.

(14) To procure in such manner as the board may determine any information pertaining to the discovery of property which is subject to taxation in this state, and which may be obtained from the records of another state, and may furnish to the board or proper officers of another state, any information pertaining to the discovery of property which is subject to taxation in such state as disclosed by the records in this state.

Sec. 19. Duties of Public Officers. It shall be the duty of all public officers of the state and of all municipalities to give to the board information in their possession relating to taxation when required by the board, and to co-operate with and aid the board in its efforts to secure a fair, equitable and just enforcement of the taxation and revenue laws.

Sec. 20. Counsel. It shall be the duty of the attorney general and of the county attorneys in their respective counties to commence and

prosecute actions, prosecutions and complaints, when so directed by the board and to represent the board in any litigation in which it may become involved in the discharge of its duties.

Sec. 21. Actions. The board may bring actions of mandamus or injunction or any other proper actions in the district court or before any judge thereof, to compel the performance of any order made by said board or to require any board of equalization or any other officer or person to perform any duty required by this act. Said board shall select the district court in the county which is most accessible to the subject matter, and the defendant or defendants in any such action; but no removal of the question to any other county shall be had by any defendant in consequence of his not being a resident of the county where the action is brought or because the subject matter shall not be located in the county in which said action may be brought.

Sec. 22. Administration of Oaths. Each member of the board and its secretary shall have the power to administer all oaths authorized and required under the provisions of this act.

Sec. 23. Service of Orders. Any sheriff, constable, or other person may serve any subpoena or order issued under the provisions of this act.

Sec. 24. Fees and Mileage. The fees and mileage of witnesses attending any hearing of the board, pursuant to any subpoena, shall be the same as those of witnesses in civil cases in district court.

Sec. 25. The term "executive council", and the term "council" when such term is used in lieu of the term "executive council", is hereby stricken from chapters three hundred thirty-six (336) to three hundred forty-one (341), inclusive, and from chapter three hundred forty-one-A one (341-A-1), Code, 1927, and the term "State Board of Assessment and Review" or "State Board" as the context may require is inserted in lieu thereof, and all pronouns in said chapters which now refer to said words "executive council" or to said word "council" are hereby coordinated with the change herein made.

Sec. 26. Supplies, etc. Section three hundred two (302), Code, 1927, is amended by inserting therein as a number paragraph the following words, to-wit:

39. "State board of assessment and review".

Sec. 27. Criminating questions. Section eleven thousand two hundred sixty-eight (11268), Code, 1927, is amended by adding thereto the following to-wit: "16. In any action, proceeding, investigation or hearing instituted or held by the state board of assessment and review."

Sec. 28. Repeal and Interpretative Clause. All laws or parts of laws in conflict herewith are hereby repealed. If any clause, sentence, paragraph or part of this chapter, shall, for any reason, be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this chapter, but shall be

confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy in which such judgment shall have been rendered.

TEMPORARY PROVISIONS

Sec. 29. First board. Within ten (10) days after this act takes effect, the governor shall appoint the first three (3) members of said board, and shall, in the separate appointments, so designate the term of office of each appointee that,

One will serve until the last Monday in February, 1931,

One will serve until the last Monday in February, 1923, and

One will serve until the last Monday in February, 1935.

Said appointees shall qualify at once and organize as a board as soon as possible.

Sec. 30. The said board shall possess and exercise all the rights, powers and duties of a regular full time board.

Sec. 31. Transfer of certain powers and duties of State Executive Council. All the powers heretofore vested in, and all the duties imposed upon the Executive Council of the State of Iowa as a state board of review or in relation to the valuation of property or property rights for taxation, the levy or assessment of taxes on property or property rights, the determination of tax rates for state purposes, and any and all powers of said Executive Council pertaining to the taxation of property and property rights of whatever kind, are hereby transferred to the state board of assessment and review.

Sec. 32. At the time of the organization of said board, the executive council shall transfer to the said board all records, books, papers, documents and memoranda pertaining to the assessment or equalization of property and taxation thereof; and all proceedings, hearings or other matters then pending before said executive council and pertaining to the assessment, equalization or taxation of property shall be continued, carried on and completed by and before said board. In like manner upon the completion of its organization, the auditor of state shall forthwith deliver to the board all records, books, papers, documents and memoranda in his possession relating to the assessment and collection of taxes, and all of the powers and duties of the auditor of state with relation to the assessment and collection of taxes under the provisions of law existing at the time of the passage of this act shall at once vest in and be exercised by the said board.

Sec. 33. Appropriation. There is hereby appropriated from any money in the state treasury not otherwise appropriated such sum as may be necessary to pay the salaries and expenses resulting from the carrying out of this act until June 30, 1931.

Sec. 34. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Cedar Rapids

Tribune, a newspaper published at Cedar Rapids, Iowa, and the Ottumwa Courier, a newspaper published at Ottumwa, Iowa.

By unanimous consent on request of Senator Rigby his amendment was withdrawn.

Senator Clark of Linn moved to defer action on this bill and make it a special order for 10:00 a. m. tomorrow.

By unanimous consent on request of Senator Clark of Linn, his motion to defer action was withdrawn.

President pro tem Frank Shane took the chair at 2:02½ p. m.

President Arch W. McFarlane returned to the chair at 2:39 p. m.

Senator Clark of Linn invoked Rule 8.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 22.

Anderson	Clark of Linn	Langfitt	Patterson
Bennett	Doran	Leonard	Stoddard
Blackford	Gilchrist	Lowe	Tabor
Carroll	Gunderson	MacDonald	Ulstad
Clark of	Kent	McLeland	Wilson of Page
Cerro Gordo	Kimberly	Moen	

Nays, 27.

Baird	Brush	Frailey	Shaff
Beatty	Carden	Hager	Shane
Benson	Christophel	Ickis	Stanley
Bergman	Clark of Marion	Klemme	Thompson
Bissell	Clearman	Lange	Topping
Booth	Cochrane	Rigby	Wilson of Polk
Brookins	Cole	Rogers	

Absent or not voting, 1.

Merritt

The amendment was lost.

Senator Benson offered the following amendment and moved its adoption:

Amend by inserting at the end of sub-section six (6) of section sixteen (16) the following:

"Provided, however, that no bank or loan and trust company or its officers or employees shall be required to divulge knowledge concerning the property of any person when such knowledge was obtained through information imparted as a part of a business transaction with or for such person and in the usual and ordinary course of business of

said bank or loan and trust company, and was necessary and proper to the discharge of the duty of said bank or loan and trust company in relation to such business transaction. This proviso shall be additional to other provisions of the law relating to confidential and privileged communications."

Further amend S. F. No. 76 by amending sub-section two (2) of section sixteen (16) thereof as follows:

Strike from line three (3) the word "assessor" and insert the word "auditor", and—

Strike from line four (4) the words "a sufficient number of" and insert the words "forms for books", and—

Insert after the word "manner" and before the word "any" in line seven (7) the words "forms for".

By unanimous consent on request of Senator Benson the word "assessors" in line 108 of section 16 was changed to the word "auditors".

Senator Beatty offered the following amendment to the amendment and moved its adoption:

Amend by adding after the word "that" in the first line thereof the words "in hearings before this board".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Rigby offered the following amendment and moved its adoption:

Amend by inserting after the word "state" in line one hundred four (104) of section sixteen (16), (sub-section 12), the following sentence: "to investigate the systems of taxation in other states or counties, and to formulate and recommend legislation to produce sufficient revenues for all general state purposes, without the levying of a direct property tax therefor,"

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend the amendment adopted to subsection 6 of section 16 by striking out the last sentence thereof.

The amendment was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend by adding the following as Sec. 33a, 33b, 33c, 33d, 33e, 33f, 33g, 33h.

Sec. 27-a. County Assessors. There is hereby created in each county in the state the office of county assessor. The board of supervisors in each county at their first regular meeting in the year 1930 and at the same time each six (6) years thereafter shall appoint a competent and duly qualified person as county assessor. The county assessor shall assume his office on the second Monday in January after his appointment and shall hold office for a period of six (6) years, or until his successor is duly appointed and qualified; shall devote all of his time to the duties of his office and shall receive as compensation for his services a salary equal to that of the county auditor in such county, in case of vacancy in the office of county assessor the board of supervisors at their next regular meeting, or at a special meeting called for that purpose, shall appoint a county assessor for the unexpired portion of the term.

Sec. 27-b. Deputies. The county assessor shall, with the approval of the board of supervisors, appoint such deputy assessors as shall be necessary for the proper performance of the duties of his office. Such deputies may be appointed for temporary periods or for full annual periods as may be determined by the board of supervisors, and their compensation shall be fixed by said board.

Sec. 27-c. Bonds. The county assessor and his deputies shall each give bond for the faithful performance of the duties of the office in a sum to be fixed by the board of supervisors provided that the bond of the county assessor shall not be less than five thousand (\$5,000) dollars.

Sec. 27-d. Expenses. The county assessor and his deputies shall also receive their necessary expenses in traveling about the county in the performance of their official duties, such expenses to be audited and paid as are the expenses of other county officers.

Sec. 27-e. Office of Local Assessor Abolished. The office of assessor in all townships, towns and cities of the state, including cities under special charter, is hereby abolished and all of the powers, rights, privileges and duties of such local assessors now granted or imposed by law are hereby transferred to the county assessors of the respective counties.

Sec. 27-f. Duties. It shall be the duty of the county assessors:

(1) To assess or cause to be assessed all the property, personal and real, in each county except such as is exempted from taxation or the assessment of which is otherwise provided for.

(2) He shall personally or through his duly appointed and qualified deputies affix values to all property subject to taxation.

(3) He shall as far as practicable make or cause to be made a careful examination of all records and files in all county offices in his county in order to obtain all available information which may contribute to the accurate listing and assessing at its actual value, and to the proper persons, of all properties subject to taxation in his county.

(4) He shall co-operate with the State Board of Assessment and Review in the discharge of its duties and obey and execute all of the orders, directions and instructions of said State Board of Assessment and Review.

(5) He shall assess against the proper persons, and at its actual value, any and all property which he may find has been omitted from taxation and shall enter the same on the assessment roll of the proper taxing district.

(6) He shall list or cause to be listed every person in his county who shall be subject to any poll or head tax. In order to secure such list of persons liable for taxation the assessor may require each taxpayer to furnish the names of all employees over twenty-one years of age.

(7) When authorized by the State Board of Assessment and Review, he shall be their representative within his county.

(8) He shall on or before the 15th day of November of each year certify to the State Board of Assessment and Review the approximate number of assessment roles and returns required.

(9) He shall examine the books and records of any person, firm, association or corporation within the county, whenever he has reason to believe that such person, firm, association, or corporation has not listed its property as provided by law, and he shall have power to administer oaths and to examine under oath at any place in his county designated by him any person or the members of any partnership or the officers of any association or corporation within the county with reference to the property of such person, firm, association, or corporation subject to taxation.

(10) He shall on or before the first day of April of each year have in his office and he may keep in other accessible places in the county, forms prepared by the State Board of Assessment and Review for the listing and assessment of property, to be delivered, personally or by mail, upon request of any person whose duty it is to list property for taxation in said county.

(11) He shall file all certificates of levies and assessments made to him by the county auditor, and shall record in a book kept for that purpose all such levies.

Sec. 27-g. Quarters. The board of supervisors shall assign to the county assessor adequate quarters in the court house as conveniently accessible as possible to the quarters of the county auditor, and may, when necessary, provide office quarters for the county assessor in cities of the county other than the county seat.

Sec. 27-h. Effective Date. The provisions of sections twenty-seven-a to twenty-seven-g (27-a-27-g) inclusive of this act shall be in force and effect only from and after the first day of January, 1930.

The amendment was lost.

Senator Brookins offered the following amendment and moved its adoption:

Amend section 16, subsection 14 by adding after the period at the end thereof the following: "It shall be lawful for the board to employ any person, corporation, or firm for a reasonable salary, or per diem to assist in the discovery of property not listed or assessed for taxation as required by law, and the amount allowed as compensation shall be apportioned pro rata to the funds benefited."

Senator Shane raised the point of order that this matter had already been considered and rejected by the Senate.

Senator Benson raised the point of order that a point of order is not debatable.

The President held that the point of order raised by Senator Shane was not well taken.

Senator Brookins invoked Rule 8.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 16.

Anderson	Clearman	Kent	Stanley
Beatty	Doran	Leonard	Stoddard
Brookins	Gilchrist	MacDonald	Thompson
Clark of	Gunderson	McLeland	Ulstad
Cerro Gordo			

Nays, 30.

Baird	Carden	Hager	Rigby
Bennett	Carroll	Iekis	Shaff
Benson	Christophel	Kimberly	Shane
Bergman	Clark of Linn	Klemme	Tabor
Bissell	Clark of Marion	Lange	Topping
Blackford	Cochrane	Langfitt	Wilson of Page
Booth	Cole	Merritt	Wilson of Polk
Brush		Moen	

Absent or not voting, 4.

Frailey	Low	Patterson	Rogers
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The amendment was lost.

Senator Rigby offered the following amendment and moved its adoption:

Amend section 3 by striking all after the word "thereto" in line 4.

The amendment was adopted.

Senator Benson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Benson invoked Rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Kent	Patterson
Baird	Cerro Gordo	Kimberly	Rigby
Beatty	Clark of Linn	Klemme	Rogers
Bennett	Clark of Marion	Lange	Shaff
Benson	Clearman	Langfitt	Shane
Bissell	Cochrane	Lowe	Stanley
Blackford	Cole	MacDonald	Tabor
Booth	Gilchrist	McLeland	Topping
Brush	Gunderson	Merritt	Wilson of Page
Carden	Hager	Moen	Wilson of Polk
Christophel	Ickis		

Nays, 7.

Brookins	Doran	Stoddard	Ulstad
Carroll	Leonard	Thompson	

Absent or not voting, 2.

Bergman	Frailey
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 456 by adding thereto another section as follows:

Section 10. Section Fourteen (14), Code, 1927, is amended by striking the word "one" in line four (4) and substituting in lieu thereof the word "two", and by striking the word "ten" in line thirteen (13) and substituting in lieu thereof the word "twenty".

Further amend by correcting the title so as to cover this amendment.

CLYDE H. TOPPING.

AMENDMENT TO THE AMENDMENT TO HOUSE FILE 149

I move to amend the amendment to House File 149 as same appears in the House Journal of March 13, 1929, as follows: strike out of the said amendment all following the figure (4) therein and insert in lieu thereof the following:

"This paragraph shall apply to estates of decedents dying subsequent to the first day of January, 1929. For the purpose of this section the District of Columbia and possessions of the United States shall be considered territories of the United States."

J. R. FRAILEY.

MR. PRESIDENT: I move to amend Senate File No. 424 as follows:

Amend section one, line one, by inserting after the word "firm" a comma and the words: "voluntary association".

Amend section two, line five, by inserting at the beginning of said line five the words: "voluntary association or".

Amend section two, line eleven, by inserting after the word "firm" a comma, and the words: "voluntary association".

Amend section eight, lines three to six, inclusive, by striking therefrom the following: "by striking from line eleven (11) and by substituting in lieu thereof, the following: "by any voluntary association not operating for pecuniary profit,".

"by inserting in line twelve (12) of section 1546-a1 of the Code, 1927, after the word "profit", the words:

F. C. GILCHRIST.

The Sifting Committee recommends that Senate File No. 310 be amended by striking all after the enacting clause and inserting the following:

Section 1. That section six thousand one hundred and forty-three (6143), Code of Iowa, 1927, be and the same is hereby amended by adding to said section the following: "Individuals or corporations operating such works shall have power to make contracts for electric current with factories and with other consumers using more than ten thousand kilowatts of current a month, at not less than cost price and for a period of not more than twenty years."

C. A. BENSON, *Chairman*.

MR. PRESIDENT: I move to amend S. F. No. 23 as follows:

Amend the title by striking the words "by adding thereto two additional paragraphs" as they occur in line two (2).

Amend section one (1) by striking the words "at the end" as they occur in line two (2) and the words "thereof two" as they occur in line three (3) and substituting the word "an". By striking the letter "s" at the end of the word "paragraphs" as it occurs in line three (3) and inserting a period (.) after same and striking the balance of line three (3) and all of line four (4).

By inserting after the word "property" as it occurs in line nine (9) the words "located in the State of Iowa" and by striking all of lines twelve (12) to seventeen (17) inclusive.

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend H. F. 534 by striking the words and figures "twenty-five thousand dollars (\$25,000)" from line seven (7) of the bill and inserting in lieu thereof the words and figures "fifty thousand dollars (\$50,000)".

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend H. F. No. 9 as follows:

Amend section one (1) by striking the period (.) at the end of line five (5) and substituting a comma (,) and adding the following:

"provided, however, that the auditor, solicitor and engineer may be elected if it is so provided by ordinance."

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend Senate File No. 363 as follows:

Amend Section 1 by striking out lines 3 to 15 inclusive and inserting in lieu thereof the following:

"Provided further that after the hospital has been established should said hospital be destroyed by fire, or otherwise become untenable for hospital purposes, then upon petition presented to the Board of Supervisors signed by five (5) per cent or more of the electors of the previous general election of said county, 150 of which signers shall not be residents of the city, town or village in which the hospital is located, requesting the said Board to submit to the electors the proposition to issue bonds providing for substitute buildings and specifying the amount of bonds to be issued not in excess of one hundred thousand dollars (\$100,000.00) for any one such project, the Board of Supervisors shall submit said proposition to the electors at the next regular or special election and in no case shall the amount of bonds outstanding exceed two hundred thousand dollars (\$200,000.00) at any one time.

Amend Section 2 by striking out lines 4 to 6 inclusive and inserting in lieu thereof the following:

"And for the interest requirements and retirement of any bonds that may be issued in connection with the substitute building as provided in Section 5348, Code, 1927."

Amend Section 3 by striking out lines 3 to 7 inclusive and inserting in lieu thereof the following:

"Any accumulation or surplus in the county public hospital fund may at the discretion of the Board of Trustees of said public hospital be used

for additions or improvements to existing buildings or for the retirement of any outstanding bonds.”

GEO. A. WILSON.

MR. PRESIDENT: I move to amend Senate File 455 as follows:

1. Amend the title by adding thereto the following:

“Section fifty-two hundred twenty (5220) of the Code of Iowa, 1927, relating to the salary of the county auditor, and section fifty-two hundred twenty-two (5222), of said Code, relating to the salary of the county treasurer.”

2. Amend the bill by adding thereto the following:

“Sec. 3. That sub-sections one (1), two (2), three (3), four (4), five (5), six (6), and seven (7) of section fifty-two hundred twenty (5220) of the Code of Iowa, 1927, be stricken out and the following enacted in lieu thereof:

‘1. Less than forty-thousand (40,000), twenty-four hundred dollars (\$2400.00)’”.

“Sec. 4. That sub-sections one (1), two (2), three (3), four (4), five (5), six (6), and seven (7), of section fifty-two hundred twenty-two (5222) of the Code of Iowa, 1927, be stricken out and the following enacted in lieu thereof:

‘1. Less than forty-thousand (40,000) twenty-four hundred dollars (\$2400.00)’”

“Sec. 5. That sub-sections eight (8) to twelve (12) in section fifty-two hundred twenty (5220) and sub-sections eight (8) to thirteen (13) of section fifty-two hundred twenty-two (5222) be renumbered accordingly.”

T. E. MOEN.

On motion of Senator Shane the Senate adjourned until 9:30 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 5, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. J. L. McCorison, Jr., pastor of Little Brown Church in the Vale, Nashua, Iowa.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Files Nos. 229, 298, 326, 332, 355, 374, 396, 400 and 448.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 229, 298, 326, 332, 355, 374, 396, 400 and 448; and House Files Nos. 165, 176, 364, 514, 112 and 325.

BILLS SENT TO THE GOVERNOR

Senator Rogers from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 5th day of April, 1929, sent to the governor for his approval: Senate Files Nos. 229, 298, 326, 332, 355, 374, 396, 400 and 448.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

The journal of April 4th was corrected and approved.

THIRD READING OF BILLS

On motion of Senator Bergman, Senate File No. 401, a bill for an act to amend, revise, and codify chapter two hundred forty-one (241), Code, 1927, relating to special assessments for the improvement of secondary roads, returned by the sifting committee, was taken up, and considered.

The following amendments were recommended by the sifting committee:

(1) Amend by striking out the first two lines of the bill and substituting in lieu thereof the following:

"That sections four thousand seven hundred forty-five (4745), four thousand seven hundred forty-five a one (4745-a1), four thousand seven hundred forty-six (4746) to four thousand seven hundred fifty-three (4753), both inclusive, four thousand seven hundred fifty-three a one (4753-a1) to four thousand seven hundred fifty-three a nine (4753-a9), both inclusive, and four thousand seven hundred fifty-three a eighteen (4753-a18) are amended, revised, and codified to read as follows:

(2) Amend Section 11 by inserting after the comma (,) in line 2 thereof the following:

"or in the notice".

(3) Amend by striking out Section 16 of the bill and inserting in lieu thereof the following:

"Sec. 16. Payment for improving local county roads. Twenty-five per cent (25%) of the total cost of improving the local county roads within said district shall be paid from special assessments on benefited lands, and not less than twenty-five per cent (25%), nor more than seventy-five per cent (75%), from the secondary road construction fund pledged to the county trunk system, and the remainder from said construction fund pledged to local county roads."

(4) Amend Section 18 by inserting after the word "certificates" in line 4 thereof the following:

"issued against special assessments on lands within the district."

(5) Amend Section 19 by inserting after the word "certificates" in line 4 thereof the following:

"which were issued against such special assessments".

(6) Amend said bill by adding thereto as Section 56 the following:

"Sec. 56. Date act becomes effective. The act shall be in force and effect after December 31, 1929."

Amend by striking out the title and inserting in lieu thereof the following:

"A bill for an act to amend, revise, and codify sections four thousand seven hundred forty-five (4745), four thousand seven hundred forty-five a one (4745-a1), sections four thousand seven hundred forty-six (4746) to four thousand seven hundred fifty-three (4753), both inclusive, sections four thousand seven hundred fifty-three a one (4753-a1) to four thousand seven hundred fifty-three a nine (4753-a9), both inclusive, and section four thousand seven hundred fifty-three a eighteen (4753-a18) relating to special assessments for the improvement of secondary roads."

The amendments were adopted.

Senator Doran moved to defer action until Monday.

The motion was lost.

Senator Patterson offered the following amendment and moved its adoption:

Amend sections 15 and 16 by striking the words "total cost of improving" wherever they appear therein and inserting in lieu thereof the words "cost of surfacing".

Senator Gilchrist offered the following as a substitute for the pending amendment and moved its adoption:

Amend section 15 by striking the word "improving" as it appears in lines 1 and 2 thereof and inserting in lieu thereof the word "surfacing".

Also amend section 16 by striking the word "improving" in lines 1 and 2 thereof and inserting in lieu thereof the word "surfacing".

The substitute amendment was adopted.

Senator Clark of Marion offered the following amendment and moved its adoption:

Amend by striking from lines one and two of section 4 the words and figures "twenty per cent (20%)" and inserting in lieu thereof the words and figures "fifty per cent (50%)".

Senator Clark of Linn offered the following amendment to the amendment and moved its adoption:

Amend by striking the word and figures "fifty per cent (50%)" and inserting in lieu thereof the words and figures "thirty-five per cent (35%)".

Senator Clark of Marion offered the following as a substitute for all pending amendments, and moved its adoption:

Amend section 4 by striking the words and figures "twenty per cent (20%)" and inserting in lieu thereof the words and figures "forty per cent (40%)".

Senator Clark of Linn offered the following amendment to the substitute amendment and moved its adoption:

Amend by striking the words and figures "forty per cent (40%)" and inserting in lieu thereof the words and figures "thirty-five per cent (35%)".

The amendment to the substitute amendment was lost.

The substitute amendment was adopted.

Senator Rigby offered the following amendment and moved its adoption:

Amend by striking from line nine (9) in section 17 the words and figures "thirty-five per cent (35%)" and inserting in lieu thereof the words and figures "fifty per cent (50%)".

Senator Patterson offered the following as a substitute for the pending amendment and moved its adoption:

Amend by striking out all of section 17.

The substitute amendment was lost.

The amendment was lost.

Senator Patterson offered the following amendment and moved its adoption:

Amend section 17 by striking out of lines 3 and 4 the words "for grading, draining and". Further amend by striking out of line 17 the words "for grading, draining and".

By unanimous consent on request of Senator Patterson his amendment was withdrawn.

Senator Wilson of Page offered the following amendment and moved its adoption:

Amend section 17 by striking the word "rural" in line 9; also amend by striking the words "township, outside of cities and towns" in line 10, and inserting in lieu thereof the word "county".

The amendment was lost.

Senator Gilchrist offered the following amendments and moved their adoption:

Amend section 21 by striking the period at the end thereof and inserting the following: "for surfacing, or for grading, draining and surfacing as the case may be."

Amend section 24 by striking the period at the end thereof and inserting the following: "for surfacing, or for grading, draining and surfacing, as the case may be."

The amendments were adopted.

Senator Beatty offered the following amendment and moved its adoption:

Amend section 17 by inserting after the word "district" in line 16 the following: "when such petitioners including the owners of fifty per cent (50%) of the land in such district, based upon the taxable value to be ascertained by the last state and county tax list previous to the filing of said petition,"

Senator MacDonald offered the following as a substitute for the pending amendment:

Amend section 17 by striking lines 14 to 19, inclusive.

Senator MacDonald invoked Rule 8.

On the question "Shall the substitute amendment be adopted?" the vote was:

Ayes, 19.

Anderson	Christophel	Leonard	Stanley
Beatty	Doran	MacDonald	Tabor
Bissell	Gunderson	McLeland	Thompson
Brookins	Kent	Merritt	Ulstad
Carroll	Klemme	Patterson	

Nays, 27.

Baird	Clark of	Hager	Rogers
Bennett	Cerro Gordo	Ickis	Shaff
Bergman	Clark of Linn	Kimberly	Shane
Blackford	Clark of Marion	Lange	Stoddard
Booth	Clearman	Langfitt	Topping
Brush	Cochrane	Lowe	Wilson of Page
Carden	Cole	Rigby	Wilson of Polk

Absent or not voting, 4.

Benson	Frailey	Gilchrist	Moen
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The substitute amendment was lost.

The amendment was adopted.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Baird	Clark of	Ickis	Shaff
Beatty	Cerro Gordo	Kent	Shane
Bennett	Clark of Linn	Kimberly	Stanley
Bergman	Clark of Marion	Klemme	Stoddard
Blackford	Clearman	Lange	Tabor
Booth	Cochrane	Merritt	Topping
Brush	Cole	Rigby	Wilson of Page
Carden	Doran	Rogers	Wilson of Polk
	Hager		

Nays, 14.

Anderson	Christophel	Lowe	Patterson
Bissell	Gunderson	MacDonald	Thompson
Brookins	Langfitt	McLeland	Ulstad
Carroll	Leonard		

Absent or not voting, 4.

Benson	Frailey	Gilchrist	Moen
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

INTRODUCTION OF BILLS

Senate File No. 495, by committee on claims, a bill for an act to make an appropriation to Emmet county, Iowa, for special assessment, drainage, and graveling taxes on state owned land.

Read first and second times and referred to committee on appropriations.

Senate File No. 496, by committee on claims, a bill for an act to make an appropriation to the Clarion Chapter, Izaak Walton League, Clarion, Iowa.

Read first and second times and referred to committee on appropriations.

Senate File No. 497, by committee on appropriations, a bill for an act to make an appropriation to Charles M. Dutcher and W. E. Mitchell.

Read first and second times and placed on calendar.

Senate File No. 498, by committee on claims, a bill for an act to amend the law as it appears in section forty-seven hundred fifty-five-b eleven (4755-b 11) of the Code, 1927, relating to the award of contracts for the improvements of primary roads and the bond of contractors therefor.

Read first and second times and referred to sifting committee.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 484, a bill for an act to make an appropriation to Noah Wood, Jonas M. Poweshiek, Douglas Miller, J. J. Carron, Emily Johnson, L. P. Hall, J. S. Jones and A. J. Gay, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 493, a bill for an act to make an appropriation to Morgan Dabney for loss of property while in the military service of the State of Iowa, begs leave to report it has had the same under consideration and returns the bill without recommendation.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 492, a bill for an act to make an appropriation to the Jaeger Manufacturing Company, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 485, a bill for an act to repeal the law as it

appears in sections four hundred three (403), four hundred four (404), and four hundred five (405), of the Code of Iowa, 1927, relating to unallowable claims and to enact a substitute therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 443, a bill for an act to make an appropriation to James A. Devitt for legal services rendered in the case of City of Washington vs. Leach, Superintendent of Banking, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 472, a bill for an act to make an appropriation to James L. Armstrong, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred S. J. R. No. 9, joint resolution providing for the appointment of an investigating committee whose duty it shall be to investigate the advisability of establishing a state park upon the west bank of Spirit Lake located in Dickinson County, Iowa, and providing that said committee shall report its findings and recommendations thereon to the 43rd G. A., and to provide an appropriation sufficient to pay the expense of said committee, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from line 3 of Section 1, the word and figure "five (5)" and insert in lieu thereof the word and figure "six (6)"; also amend by striking from line 4 of Section 1, the word and figure "two (2)" and insert in lieu thereof the word and figure "three (3)".

B. M. STODDARD, *Chairman.*

Ordered passed on file.

BILLS APPROVED BY THE GOVERNOR

The following communication was received from the Governor, stating that he had, on April 4, 1929, approved the following bill:

Senate File No. 276, relating to the creation of a valuation committee in certain cities.

Also that he had, on April 5, approved the following bills:

Senate File No. 14, authorizing the issuance of a patent to certain lands in Clayton County, Iowa.

Senate File No. 89, amending the law in section 13307 of the Code, 1927.

Senate File No. 99, amending the law in chapter 251-A of the Code, 1927.

Senate File No. 136, amending sections of the Code relating to street improvements.

Senate File No. 236, repealing section 8343 and enacting a substitute therefor, etc.

Senate File No. 285, authorizing cities and towns to acquire, establish, improve, maintain and operate airports within or without their limits.

Senate File No. 191, repealing chapter 124 of the Code, and enacting a substitute therefor.

Senate File No. 319, authorizing the State Game Warden to set aside portions of state waters for spawning grounds.

Senate File No. 121, relating to assessors' returns on blind and deaf children.

Senate File No. 409, relating to transfer of funds in Forest City.

Senate File No. 279, relating to fraternal beneficiary societies.

Senate File No. 277, relating to the appointment of the local registrar of vital statistics.

Senate File No. 297, amending the law in sections 4129, etc.

Senate File No. 244, relating to notice to be given to delinquent corporations.

Senate File No. 241, relating to the execution of renewal of articles of incorporation.

Senate File No. 289, relating to the deposit of certain securities by life insurance companies, etc.

Senate File No. 314, amending subsection 8 of section 8829 of the Code.

Senate File No. 242, relating to the compromise authorized to be made with delinquent corporations.

Senate File No. 248, amending the law in section 8601 of the Code.

Senate File No. 239, amending the law in section 8416 of the Code.

Senate File No. 238, providing for the approval by the Superintendent of Banking of all articles of incorporation including renewal articles of state and savings banks.

Senate File No. 245, amending sections 8481 and 8509 of the Code.

Senate File No. 249, repealing section 10036 of the Code.

Senate File No. 331, amending, revising and codifying sections 5964 and 5965 of the Code.

Senate File No. 418, amending section 8676 of the Code.

Senate File No. 269, repealing sections 2012 and 2013 of the Code.

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned, request a call of the Senate for the consideration of the Conference Committee Report on Senate File No. 169:

A. H. BERGMAN

C. H. TOPPING

W. S. BAIRD

F. C. GILCHRIST

J. O. SHAFF

WM. COCHRANE

ARTHUR LEONARD

C. A. BENSON

GEO. A. WILSON

C. E. ANDERSFN

E. W. CLARK

S. A. BRUSH

CHAS. D. BOOTH

W. E. MCLELAND

OTTO F. LANGE

FRANK SHANE

There being a call of the Senate on consideration of the conference committee report on Senate File No. 169, the roll was called and revealed the presence of all Senators except Senator Tabor.

By unanimous consent, on request of Senator Shaff, Senator Tabor was excused, and the call was declared complete.

Senator Shaff called up for consideration the conference committee report and moved its adoption:

To the President of the Senate and Speaker of the House:

We, the conference committee appointed to consider the differences between the Senate and the House on Senate File No. 169, beg leave to report that we have had the same under consideration and desire to report as follows:

We recommend that the House concur in the Senate amendment to lines twelve (12) and thirteen (13) of the House amendment to Section 35.

Also that the following be added at the end of Section 48: "The provisions of this section shall apply to cities and towns acting under special charter."

Also, that the following amendment be adopted as Section 87a immediately following Section 87: "Sec. 87a. Should any court of competent jurisdiction within the State of Iowa declare any of the provisions of this act unconstitutional, illegal or void, such decision shall not invalidate any other provision herein contained."

Also, that the House recede from its amendment adding section eight a-1 (8a-1) to the bill and correct the title accordingly.

A. H. BERGMAN
J. O. SHAFF
T. E. MOEN
F. D. ICKIS
J. PARK BAIR
Z. S. RATLIFF
RALPH R. HUNT
R. L. RUTLEDGE

Senator Brookins raised the point of order that the last section of the conference committee report is out of order; that had the Senate refused to concur in the House amendment there would have been a difference between the Senate and House, but the very fact that the ruling of the chair as found on page 1018 of the Senate journal did not allow even a consideration of the gas tax in the Senate, therefore there was no difference between the House and Senate.

The President held the point of order not well taken.

Senator Brookins appealed from the decision of the chair.

Senator Lange invoked Rule 8.

On the question "Shall the chair be sustained?" the vote was:

Ayes, 49.

Anderson	Clark of	Kent	Rigby
Baird	Cerro Gordo	Kimberly	Rogers
Beatty	Clark of Linn	Klemme	Shaff
Bennett	Clark of Marion	Lange	Shane
Benson	Clearman	Langfitt	Stanley
Bergman	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Tabor
Blackford	Doran	MacDonald	Thompson
Booth	Frailey	McLeland	Topping
Brush	Gilchrist	Merritt	Ulstad
Carden	Gunderson	Moen	Wilson of Page
Carroll	Hager	Patterson	Wilson of Polk
Christophel	Ickis		

Nays, 1.

Brookins

Absent or not voting, none.

The chair was sustained.

Senator Brookins raised the point of order that the first recommendation of the conference committee was not in accordance to Rule 1 of joint rules of the Senate and House.

The President held the point of order not well taken.

Senator Brookins appealed from the decision of the chair.

On the question, "Shall the chair be sustained?" the vote was:

Ayes, 49.

Anderson	Clark of	Kent	Rigby
Baird	Cerro Gordo	Kimberly	Rogers
Beatty	Clark of Linn	Klemme	Shaff
Bennett	Clark of Marion	Lange	Shane
Benson	Clearman	Langfitt	Stanley
Bergman	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Tabor
Blackford	Doran	MacDonald	Thompson
Booth	Frailey	McLeland	Topping
Brush	Gilchrist	Merritt	Ulstad
Carden	Gunderson	Moen	Wilson of Page
Carroll	Hager	Patterson	Wilson of Polk
Christophel	Ickis		

Nays, 1.

Brookins

Absent or not voting, none.

The chair was sustained.

Senator Brookins raised the point of order that the whole conference committee report was out of order.

The President held that as there was no new subject matter in the report, the point of order was not well taken.

Senator Brookins moved to table the conference committee report.

The President held that the motion was out of order as the report must either be adopted or rejected.

On the question, "Shall the report of the conference committee be adopted and the amendments proposed therein be concurred in by the Senate?" the vote was:

Ayes, 38.

Baird	Clark of	Hager	Rogers
Bennett	Cerro Gordo	Ickis	Shaff
Benson	Clark of Linn	Kent	Shane
Bergman	Clark of Marion	Kimberly	Stanley
Blackford	Clearman	Klemme	Stoddard
Booth	Cochrane	Lange	Tabor
Brush	Cole	Lowe	Topping
Carden	Doran	Merritt	Wilson of Page
Carroll	Frailey	Moen	Wilson of Polk
Christophel	Gilchrist	Rigby	

Nays, 12.

Anderson	Brookins	Leonard	Patterson
Beatty	Gunderson	MacDonald	Thompson
Bissell	Langfitt	McLeland	Ulstad

Absent or not voting, none.

The report of the committee was adopted and the amendments therein proposed were concurred in.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, Senate File No. 449, a bill for an act to amend the law as it appears in section fifty-seven hundred forty-three (5743), Code, 1927, relating to the power of cities and towns to regulate by license, firms and corporations installing electric light and power wiring, fixtures, appliances, or other electrical materials, returned by the sifting committee, was taken up, and considered.

Senator Thompson offered the following amendment and moved its adoption:

Amend by adding section two (2) as follows: "Section 2. The provisions of this act shall apply to cities acting under special charter."

The amendment was adopted.

Senator Clark of Cerro Gordo offered the following amendment and moved its adoption:

Amend by adding the following:

"Section 3. The provisions of this act shall not apply to cities organized under the provisions of Chapter Three Hundred Twenty-eight (328), of the Code, 1927."

The amendment was adopted.

Senator Topping offered the following amendment and moved its adoption:

Amend section 1 by striking the period at the end thereof and inserting a comma in lieu thereof and adding the following: "provided that no license fee shall exceed one dollar (\$1.00) per year."

Senator MacDonald offered the following as a substitute for the pending amendment and moved its adoption:

Amend section 1 by striking the period at the end of line 10 and inserting a semi-colon in lieu thereof and adding the following: "provided that the provisions herein shall not apply to cities and towns of less than ten thousand (10,000) population."

Senator Topping offered the following amendment to the substitute amendment and moved its adoption:

Amend by striking the words and figure "ten thousand (10,000)" and inserting in lieu thereof the words and figures "thirty thousand (30,000)".

The amendment to the substitute amendment was adopted.

The substitute amendment was adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Cochrane	Langfitt	Shane
Beatty	Cole	Leonard	Stanley
Bennett	Frailey	Lowe	Stoddard
Bissell	Gilchrist	MacDonald	Tabor
Blackford	Gunderson	McLeland	Thompson
Booth	Hager	Merritt	Ulstad
Brush	Kent	Moen	Wilson of Page
Carden	Kimberly	Rigby	Wilson of Polk
Christophel	Klemme	Rogers	

Nays, 4.

Clark of Marion	Clearman	Iekis	Topping
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Absent or not voting, 11.

Anderson	Brookins	Clark of Linn	Patterson
Benson	Carroll	Doran	Shaff
Bergman	Clark of	Lange	
	Cerro Gordo		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator MacDonald, House File No. 204, a bill for an act to amend the law as it appears in sections forty-eight hundred eighteen (4818), forty-eight hundred nineteen (4819), forty-eight hundred twenty-two (4822), forty-eight hundred twenty-three (4823), forty-eight hundred twenty-three b-1 (4823-b-1), forty-eight hundred twenty-four (4824), forty-eight hundred twenty-five (4825), and repeal sections forty-eight hundred seventeen (4817), and forty-eight hundred twenty-one (4821), of the Code, 1927, and to enact substitutes therefor, and to repeal section forty-eight hundred twenty-seven (4827) of the Code, 1927, relating to the destruction of weeds, and to provide for the appointment of "Weed Commissioners" and to prescribe their powers and duties, returned by the sifting committee, was taken up, and considered.

Senator Topping offered the following amendment and moved its adoption:

Amend by adding after the comma (,) following the word "cities" in line fourteen (14) of section one (1), the following:

"having a population of less than ten thousand."

By unanimous consent on request of Senator Topping, the word "ten" was changed to "five".

The amendment was adopted.

Senator Thompson offered the following amendment and moved its adoption:

Amend section 1 by striking the word "shall" in line 22 and inserting in lieu thereof the word "may".

By unanimous consent on request of Senator Thompson his amendment was withdrawn.

Senator Thompson offered the following amendments and moved their adoption:

Amend section 1 by striking from line 8 the comma following the word "cities" where it first appears and inserting in lieu thereof the word "and"; also strike from said line the words "and cities under special charter". Also amend said section by striking from line 14 the following: ", including cities under special charter,". Also amend said section by striking from lines 20 and 21 the words ", including cities under special charter". Also amend said section by striking from line 26 the words "including cities under special charter,".

The amendments were adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 6 by striking from lines 14 and 15 the words "state conservation fund" and inserting in lieu thereof the words "funds to be expended by the State Board of Conservation".

The amendment was adopted.

Senator Wilson of Polk offered the following amendment and moved its adoption:

Amend section 1 by striking from lines 2 and 3 the words "repealed and the following enacted in lieu thereof," and inserting in lieu thereof the words "amended as follows:".

The amendment was adopted.

By unanimous consent on request of Senator MacDonald action was deferred.

On motion of Senator Wilson of Polk, Senate File No. 456, a bill for an act to amend the law as it appears in chapters eight (8), ten (10), eleven (11) and twelve (12) of title II, Code of Iowa, 1927, and chapter one hundred twenty-five (125) of title IX, Code of Iowa, 1927, relating to the duties and compensation of certain public officers, returned by the sifting committee, was taken up, and considered.

Senator Wilson of Polk offered the following amendments and moved their adoption:

Amend the title of Senate File No. 456 by inserting the word and figure "seven (7)," immediately after the word "chapters" in line one (1) and by

inserting immediately after the comma (,) following the figures "1927" in line two (2) the following:

"Chapter one hundred ninety (190) of Title XII and Chapter three hundred sixty-eight (368) of Title XVIII, Code of Iowa, 1927,".

Further amend Senate File No. 456 by adding thereto the following:

Sec. 7. That the law as it appears in Chapter one hundred ninety (190), Title XII, Code, 1927, be and the same is hereby amended by adding to said Chapter one hundred ninety (190) of Title XII the following:

"the salary of the superintendent of public instruction shall be five thousand dollars (\$5,000.00) per annum."

Sec. 8. That the law as it appears in Chapter three hundred sixty-eight (368) of Title XVIII, Code of Iowa, 1927, be and the same is hereby amended by adding thereto the following:

"the salary of each member of the board of railroad commissioners shall be five thousand dollars (\$5,000.00) per annum."

Sec. 9. That the law as it appears in Chapter seven (7) of Title XII, Code of Iowa, 1927, be and the same is hereby amended by adding thereto the following:

"the salary of the governor of the state shall be seven thousand five hundred dollars (\$7,500.00) per annum."

The amendments were adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Baird	Christophel	Ickis	Shaff
Bennett	Clearman	Kimberly	Shane
Bergman	Cochrane	Klemme	Stoddard
Blackford	Cole	Langfitt	Thompson
Booth	Doran	Lowe	Topping
Brookins	Frailey	Merritt	Wilson of Page
Carden	Gilchrist	Rogers	Wilson of Polk
Carrol 1	Hager		

Nays, 8.

Anderson	Clark of	Kent	Tabor
Bissell	Cerro Gordo	Stanley	Ulstad
	Gunderson		

Absent or not voting, 12.

Beatty	Clark of Linn	Leonard	Moen
Benson	Clark of Marion	MacDonald	Patterson
Brush	Lange	McLeland	Rigby

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, House File No. 207, a bill for an act to repeal the law as it appears in chapter ninety-one (91) title V of the Code, 1927, and to enact a substitute therefor relating to the practice of accountancy; to establish a board of accountancy and to provide for the examination, registration and licensing of practitioners of accountancy; to provide rules and regulations concerning the practice thereof and to provide penalties for violation thereof, returned by the sifting committee, was taken up and considered.

Senator Merritt offered the following amendment and moved its adoption:

Amend by adding to section eleven (11) the following:

"All practitioners as defined by section seven (7) who were engaged in such practice in the State of Iowa at the date of the taking effect of Chapter one hundred thirty-four (134) of the Acts of the Thirty-sixth General Assembly and who shall have been continuously engaged in such practice in this state since the passage of said act shall upon application to the Board of Accountancy be issued certificates as Certified Public Accountants as of date September 30, 1929, without examination.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 32.

Anderson	Carden	Hager	Rogers
Baird	Christophel	Ickis	Shaff
Bennett	Clearman	Kimberly	Shane
Benson	Cochrane	Lange	Stanley
Bergman	Cole	Lowe	Topping
Blackford	Frailey	McLeland	Ulstad
Booth	Gilchrist	Merritt	Wilson of Page
Brush	Gunderson	Rigby	Wilson of Polk

Nays, 10.

Bissell	Clark of Marion	Klemme	Tabor
Clark of	Doran	MacDonald	Thompson
Cerro Gordo	Kent	Moen	

Absent or not voting, 8.

Beatty	Carroll	Langfitt	Patterson
Brookins	Clark of Linn	Leonard	Stoddard

The amendment was adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend section 3 by inserting after the word "bond" in line 18 the following: "in a company authorized to do business in this state".

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 22 by striking subsection (c) and inserting in lieu thereof the following:

(c) Attorneys-at-law duly admitted to practice in this state from doing anything usual and proper in connection with their duties as such attorneys."

The amendment was adopted.

The bill was read for information.

Senator Rogers moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Clark of	Kent	Rogers
Baird	Cerro Gordo	Kimberly	Shaff
Bennett	Cochrane	Klemme	Shane
Benson	Cole	Lange	Stanley
Bergman	Doran	MacDonald	Stoddard
Bissell	Frailey	McLeland	Topping
Blackford	Gilchrist	Merritt	Ulstad
Brush	Gunderson	Patterson	Wilson of Page
Carden	Hager	Rigby	Wilson of Polk

Nays, 9.

Beatty	Clark of Marion	Langfitt	Moen
Booth	Ickis	Loewe	Thompson
Christophel			

Absent or not voting, 6.

Brookins
Carroll

Clark of Linn
Clearman

Leonard

Tabor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Frailey, Senate File No. 328, a bill for an act to provide for and regulate the issue of shares of stock of corporations without nominal or par value, returned by the sifting committee, was taken up and considered.

The following amendment recommended by the sifting committee was considered:

Amend by striking out all after the enacting clause and substituting in lieu thereof the following:

Section 1. Any corporation, heretofore or hereafter organized for pecuniary profit under the laws of this state, except banks, savings banks, trust companies, building and loan associations and insurance companies, may create one or more classes of stock without any nominal or par value, with such rights, preferences, privileges, voting powers, limitations, restrictions and qualifications thereon not inconsistent with law as shall be expressed in its articles of incorporation, or any amendment thereto. Stock without par value which is preferred as to dividends, or as to its distributive share of the assets of the corporation upon dissolution, may be made subject to redemption at such times and prices as may be determined in such articles of incorporation, or any amendment thereto. In the case of stock without par value which is preferred as to its distributive share of the assets of the corporation upon dissolution, the amount of such preference shall be stated in the articles of incorporation, or an amendment thereto.

Sec. 2. In any case in which the par value of the shares of stock of a corporation shall be required to be stated in the articles of incorporation, or any amendment thereto, or in any other place, it shall be stated in respect to shares without par value that such shares are without par value, and when the amount of such stock authorized, issued or outstanding shall be required to be stated, the number of shares thereof authorized, issued or outstanding, as the case may be, shall be stated, and it shall also be stated that such shares are without par value.

Sec. 3. For the purpose of any rule of law or of any statutory provision relating to the amount of capital stock issued and represented by shares of stock without par value except as otherwise provided in this act,

such amounts shall be taken to be the amount of money or the actual value of the consideration, as fixed by the directors or otherwise, in accordance with law, as the case may be, for which such shares of stock shall have been issued. In any such case in which stock having a par value shall have been issued with stock without par value for a specified combined consideration, in determining the amount of the capital stock issued and represented by shares of stock without par value the then book value of such stock having a par value shall first be deducted from the amount of the money or actual value of the consideration determined as aforesaid, and the excess thereof, if any, shall be taken to be the amount of capital stock represented by the shares of stock without par value so issued.

Sec. 4. Subject to any limitations and restrictions set forth in the articles of incorporation, or amendment thereto, any such corporation may issue its authorized capital stock without par value for such consideration as may be prescribed in the articles of incorporation, or amendment thereto, or, if not prescribed, then for such consideration as may be fixed by resolution passed by the stockholders of such corporation at any annual meeting thereof, or at any special meeting thereof duly called for that purpose, or by the Board of Directors acting under authority of such stockholders given in like manner. In the absence of fraud in the transaction, the judgment of the Board of Directors in fixing and determining such sale value as shall be conclusive as to the creditors and stockholders. Nothing in this act shall be so construed as to repeal the law as it now appears in sections eighty-four hundred thirteen (8413), eighty-four fourteen (8414), and eighty-four fifteen (8415), Code of Iowa, 1927.

Sec. 5. Any and all shares without par value issued for the consideration as prescribed or fixed in the preceding paragraph of this act shall be deemed fully paid and nonassessable and the holder of such shares shall not be liable to the corporation or to its creditors in respect thereto.

Sec. 6. Except as to any preferences, rights, limitations, privileges and restrictions, lawfully granted or imposed with respect to any stock or class thereof, shares of stock without nominal or par value shall be deemed to be an aliquot part of the aggregate capital of the corporation issuing the same and equal to every other share of stock of the same class.

Sec. 7. Each stock certificate issued for shares without nominal or par value shall have plainly written or printed upon its face the number of shares which it represents, and the number of such shares the corporation is authorized to issue, and no such certificate shall state any nominal or par value of such shares or express any rate of dividends to which it shall be entitled in terms of percentage of any par or other value.

Sec. 8. The number of authorized shares of stock without par value may be increased or reduced in the manner and subject to the conditions provided by law for the increase or reduction of the capital stock of a similar corporation having shares with par value. All other statutory provisions relating to stock having a par value shall also apply to stock without par value, so far as the same may be legally, necessarily or practically applicable to, and not inconsistent with, the provisions of this act.

Sec. 9. Any such corporation may, by appropriate amendments to its articles of incorporation, adopted by a two-third affirmative vote of each class of stock then issued and outstanding and affected by such amendment, change its stock (common or preferred) having a par value to an equal, greater or less number of shares of stock having no par value, and, in connection therewith, may fix the amount of capital represented by such shares of stock without par value.

Sec. 10. The articles of incorporation, or any amendment thereto, of any such corporation may provide that shares of stock of any class shall be convertible into shares of stock of any other class upon such terms and conditions as may be therein stated.

Sec. 11. For the purpose of computing the statutory fee for incorporating or for any other statutory provision based on the par value of shares of stock, but for no other purpose, each share of stock without par value shall be considered equivalent to a share having a nominal or par value of twenty-five dollars (\$25.00).

Sec. 12. Except as otherwise provided by this act, such corporations issuing shares without part value, under the provisions hereof, shall be and remain subject to the laws of this state, now or hereafter in force, relating to the formation, regulation, consolidation, or merger, rights, powers and privileges of corporations organized for pecuniary profit, and all other laws applicable thereto.

Sec. 13. All acts or parts of acts providing for the incorporation, organization, administration and management of the affairs of corporations organized for pecuniary profit and having shares of stock with a par value are hereby made applicable to corporations having shares of stock without par value, except where the same are inconsistent with the provisions of this act.

Senator Gilchrist offered the following amendment to the amendment and moved its adoption:

Amend section 11 by striking the words and figures "twenty-five dollars (\$25.00)" and inserting in lieu thereof the words and figures "one hundred dollars (\$100.00)".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Frailey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird
Beatty
Bennett

Bergman
Bissell
Blackford

Booth
Brush
Carden

Carroll
Christophel

Clark of Cerro Gordo	Gilchrist Gunderson	Lowe MacDonald	Shane Stanley
Clark of Marion	Hager	McLeland	Stoddard
Clearman	Ickis	Merritt	Thompson
Cochrane	Kent	Rigby	Topping
Cole	Kimberly	Rogers	Ulstad
Doran	Lange	Shaff	Wilson of Polk
Frailey	Langfitt		

Nays, none.

Absent or not voting, 10.

Anderson	Clark of Linn	Moen	Tabor
Benson	Klemme	Patterson	Wilson of Page
Brookins	Leonard		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Shaff, Senate File No. 479, a bill for an act to repeal section forty-seven hundred sixty-five (4765) of the Code, 1927, and to enact a substitute therefor relating to the limitation on indebtedness for county road bonds, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark of	Hager	Rigby
Beatty	Cerro Gordo	Ickis	Rogers
Bennett	Clark of Marion	Kent	Shaff
Benson	Clearman	Kimberly	Shane
Bergman	Cochrane	Klemme	Stanley
Blackford	Cole	Lange	Stoddard
Booth	Doran	Langfitt	Topping
Carden	Frailey	Lowe	Wilson of Page
Carroll	Gunderson	Moen	Wilson of Polk
Christophel			

Nays, 5.

Anderson	Gilchrist	McLeland	Ulstad
Brookins			

Absent or not voting, 9.

Bissell	Leonard	Merritt	Tabor
Brush	MacDonald	Patterson	Thompson
Clark of Linn			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, Senate File No. 480, a bill for an act to amend section four thousand seven hundred fifty-three-a-seventeen. (4753-a17) of the Code, 1927, relating to the limitation on indebtedness for county primary road bonds, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Christophel	Gunderson	Rogers
Beatty	Clark of	Hager	Shaff
Bennett	Cerro Gordo	Ickis	Shane
Benson	Clark of Marion	Kimberly	Stanley
Bergman	Clearman	Lange	Stoddard
Blackford	Cochrane	Langfitt	Topping
Booth	Cole	Lowe	Wilson of Page
Carden	Doran	MacDonald	Wilson of Polk
Carroll	Frailey	Rigby	

Nays, 9.

Anderson	Gilchrist	McLeland	Thompson
Bissell	Klemme	Patterson	Ulstad
Brookins			

Absent or not voting, 7.

Brush	Kent	Merritt	Tabor
Clark of Linn	Leonard	Moen	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and concurred in Senate amendments to House File No. 402, a bill for an act relating to banks and banking.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENTS TO
HOUSE FILE NO. 402

Amend Senate amendment to section seven (7) by striking the last word of said amendment namely—"shall" and inserting in lieu thereof the following: "is authorized to".

AMENDMENT FILED

MR. PRESIDENT: I move to amend House File No. 361 by inserting after the word "issued" in line 6 of Section 1 the words "on tax sales held."

C. F. CLARK.

Senator Rigby moved to adjourn until 9:30 a. m. Saturday.

Senator Gunderson moved to amend by making the time 9:00 a. m.

The amendment was lost.

The motion prevailed and the Senate adjourned until 9:30 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 6, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Dr. J. A. Laurie, pastor of Cedar Heights Community Church Fourteen Denominations, R. 2, Cedar Falls, Iowa.

LEAVE OF ABSENCE

By unanimous consent, on request of Senator Cole, all absent Senators were excused for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the sifting committee:

By Senator Gilchrist, from residents of Senatorial District No. 50, opposing House File No. 282, relating to a fish and game commission.

By Senator Merritt, from teachers of Washington School, Eighth Street School, Bloomer School, Gunn School, Oak School, Pierce School and Longfellow School, all of Council Bluffs, Iowa, favoring the teachers' annuity bill.

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor stating that he had, on April 5th, approved of Senate Joint Resolution No. 8, resolution to accept the provisions of the U. S. law commonly known as the Capper-Ketcham Act.

The journal of April 5th was corrected and approved.

Senator Benson moved that the vote by which Senate File No. 328 passed the Senate April 5th be reconsidered and the motion be laid on the table, which motion prevailed.

April 6th, 1929.

MR. PRESIDENT: The Sifting Committee reports the following bills for passage:

H. F. No. 535, S. F. No. 491, H. F. Nos. 226, 149, 234, 213, S. F. Nos. 273, 330, 324, H. F. Nos. 217, 332, S. F. Nos. 423 421, 476, 434, 481, H. F. Nos. 410, S. F. No. 272, H. F. Nos. 531, as amended, 160, as amended, S. F. No. 137, as amended.

C. A. BENSON, *Chairman Sifting Committee.*

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 261, a bill for an act relating to the duties of the adjutant general.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 442, a bill for an act to apportion the State of Iowa into Senatorial Districts and to provide the time when State Senators shall be elected.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 338, a bill for an act relating to power of cities and towns to maintain a fire department and to levy a tax therefor.

Also: That the House has concurred in Senate amendment to House File No. 504, a bill for an act relating to support of rural schools in districts wherein state is owner of agricultural lands.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 327, a bill for an act to make an appropriation for the payment of the expenses incurred in the election contest of Ditto vs. Hattendorf.

Also: That the Speaker has appointed as members of the Conference Committee on the part of the House on House File No. 322, a bill for an act to make an appropriation to compensate Kai Sommer for injury resulting from a collision with a tractor driven by an employee of the Iowa State Highway Commission: Representatives Crozier, Irwin, Jaycox and McMillan.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator MacDonald, House File No. 204, a bill for an act to amend the law as it appears in sections forty-eight hundred eighteen (4818), forty-eight hundred nineteen (4819), forty-eight hundred twenty-two (4822), forty-eight hundred twenty-three (4823), forty-eight hundred twenty three b-1 (4823-b-1), forty-eight hundred twenty-four (4824), forty-eight hundred twenty-five (4825), and repeal sections forty-eight hundred seventeen (4817), and forty-eight hundred twenty-one (4821), of the Code, 1927, and to enact substitutes therefor, and to repeal section forty-eight hundred twenty-seven (4827) of the Code, 1927, relating to the destruction of weeds, and to provide for the appointment of "Weed Commissioners" and to prescribe their powers and duties, was taken up and considered, action having been deferred temporarily.

Senator Wilson of Polk moved to reconsider the vote by which his amendment to section 1 was adopted.

The motion prevailed.

By unanimous consent, on request of Senator Wilson of Polk, his amendment was withdrawn.

Senator MacDonald offered the following amendments and moved their adoption:

1. Amend by striking all of Section Six (6) and substituting in lieu thereof the following:

Sec. 6. That the law as it appears in Section forty-eight hundred twenty-three (4823) of the Code, 1927, be and the same is hereby repealed and the following inserted in lieu thereof:

"In case of a substantial failure to comply with such order, the Weed Commissioner shall forthwith cause such weeds to be destroyed, and the expense of such destruction and the costs of any special meetings, if any, shall be deducted from the County General Fund."

2. Amend by striking all of lines twenty and twenty-one of Section One and substituting in lieu thereof the following:

"The councils of towns and cities having a population of less than five thousand (5,000) and township trustees of all".

3. Also, amend Section One (1) by inserting in line twenty-six after the comma following the word "city" the following:

"having a population of five thousand people."

4. Also, amend Section One (1) by inserting in line eight (8) after the comma following the word "cities" where it first appears in said line, the following:

"having a population of less than five thousand people,".

5. Also, amend Section One (1) by inserting after line nineteen (19) the following:

"In cities having a population of five thousand (5,000) people or more, the authority for the execution of the provisions of this chapter shall be vested in the city councils or commissioners, as the case may be."

The amendments were adopted.

By unanimous consent, on request of Senator MacDonald, the words "less than" were inserted after the word "of" in his amendment No. 3.

The bill was read for information.

Senator MacDonald moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Christophel	Lange	Rogers
Bennett	Clark of Marion	Langfitt	Shane
Benson	Clearman	Leonard	Stanley
Bergman	Cochrane	Lowe	Stoddard
Bissell	Cole	MacDonald	Tabor
Blackford	Gilchrist	McLeland	Thompson
Booth	Gunderson	Merritt	Topping
Brookins	Ickis	Moen	Ulstad
Carden	Kimberly	Patterson	Wilson of Page
Carroll	Klemme	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 10.

Baird	Clark of	Doran	Kent
Beatty	Cerro Gordo	Frailey	Shaff
Brush	Clark of Linn	Hager	

The bill having received a constitutional majority was declared to have passed the Senate.

Senator MacDonald offered the following amendment to the title and moved its adoption:

Amend the title by striking from lines 3 and 4 the words and figures "forty-eight hundred twenty-three (4823),"; also amend by striking from line 7 the word "and", and inserting in line 8 after the figures "(4821)," the words and figures "and forty-eight hundred twenty-three (4823),".

The amendment was adopted and the title as amended was agreed to.

Senator MacDonald moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, House File No. 371, a bill for an act to repeal section seventy-four hundred eighty-nine (7489) of the Code, 1927, and to enact a substitute therefor relating to the apportionment of the return of excess levy in proportion to the amount of assessment paid by the respective owners, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Clearman	Langfitt	Rogers
Bennett	Cochrane	Leonard	Shane
Benson	Cole	Lowe	Stanley
Bergman	Gilchrist	MacDonald	Stoddard
Bissell	Gunderson	McLeland	Tabor
Blackford	Hager	Merritt	Thompson
Carden	Ickis	Moen	Topping
Carroll	Kimberly	Patterson	Ulstad
Christophel	Klemme	Rigby	Wilson of Page
Clark of Marion	Lange		Wilson of Polk

Nays, none.

Absent or not voting, 11.

Baird	Brush	Clark of Linn	Kent
Beatty	Clark of	Doran	Shaff
Booth	Cerro Gordo	Frailey	
Brookins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, Senate File No. 363, a bill for an act to amend sections fifty-three hundred forty-eight (5348); fifty-three hundred fifty-three (5353); fifty-three fifty-nine (5359) paragraph ten (10); fifty-three sixty-three (5363); and fifty-three

hundred sixty-four (5364), Code, 1927, relating to county public hospitals, returned by the sifting committee, was taken up and considered.

Senator Wilson of Polk offered the following amendments and moved their adoption:

Amend Section 1 by striking out lines 3 to 15 inclusive and inserting in lieu thereof the following:

"Provided further that after the hospital has been established should said hospital be destroyed by fire, or otherwise become untenable for hospital purposes, then upon petition presented to the Board of Supervisors signed by five (5) per cent or more of the electors of the previous general election of said county, 150 of which signers shall not be residents of the city, town or village in which the hospital is located, requesting the said Board to submit to the electors the proposition to issue bonds providing for substitute buildings and specifying the amount of bonds to be issued not in excess of one hundred thousand dollars (\$100,000.00) for any one such project, the Board of Supervisors shall submit said proposition to the electors at the next regular or special election and in no case shall the amount of bonds outstanding exceed two hundred thousand dollars (\$200,000.00) at any one time."

Amend Section 2 by striking out lines 4 to 6 inclusive and inserting in lieu thereof the following:

"And for the interest requirements and retirement of any bonds that may be issued in connection with the substitute building as provided in Section 5348, Code, 1927."

Amend Section 3 by striking out lines 3 to 7 inclusive, and inserting in lieu thereof the following:

"Any accumulation or surplus in the county public hospital fund may at the discretion of the Board of Trustees of said public hospital be used for additions or improvements to existing buildings or for the retirement of any outstanding bonds."

The amendments were adopted.

By unanimous consent on request of Senator Wilson of Polk the following amendments were withdrawn:

Section 1. Lines 6 and 7. Strike out the words "two hundred (200) or more resident freeholders" and insert, "5% of the voters at the preceding regular election".

Section 3. Line 6. Strike out the words, "purchase of additional sites".

Senator Wilson of Polk offered the following amendments and moved their adoption:

Section 5. Lines 3 and 4. Strike out the words, "or special".

Section 5. Line 9. Strike out the words, "in connection with purchase of property sold".

The amendments were adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Clark of Marion	Kimberly	Merritt
Bennett	Clearman	Klemme	Patterson
Benson	Cochrane	Lange	Shane
Bissell	Cole	Langfitt	Stoddard
Blackford	Gilchrist	Leonard	Tabor
Booth	Gunderson	Lowe	Thompson
Carden	Hager	MacDonald	Topping
Carroll	Ickis	McLeland	Wilson of Polk
Christophel	Kent		

Nays, none.

Absent or not voting, 16.

Baird	Clark of	Frailey	Shaff
Beatty	Cerro Gordo	Moen	Stanley
Bergman	Clark of Linn	Rigby	Ulstad
Brookins	Doran	Rogers	Wilson of Page
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, Senate File No. 391, a bill for an act to amend section fifty-three hundred twenty-three (5323), Code, 1927, by permitting the county board of supervisors to make a contract with a local physician to furnish medical service and medicine in any city or township, returned by the sifting committee, was taken up and considered.

By unanimous consent on request of Senator Wilson of Polk the words "or physicians" were inserted after the word "physician" in line 5 of section 1.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Clearman	Lange	Rigby
Bennett	Cochrane	Langfitt	Rogers
Benson	Cole	Leonard	Shane
Bissell	Gilchrist	Lowe	Stoddard
Blackford	Gunderson	MacDonald	Thompson
Booth	Hager	McLeland	Topping
Carden	Kent	Merritt	Wilson of Page
Carroll	Kimberly	Patterson	Wilson of Polk
Christophel	Klemme		

Nays, none.

Absent or not voting, 16.

Baird	Clark of	Doran	Shaff
Beatty	Cerro Gordo	Frailey	Stanley
Bergman	Clark of Linn	Ickis	Tabor
Brookins	Clark of Marion	Moen	Ulstad
Brush			

The bill having received a constitutional majority was declared to have passed the Senate.

Senator Wilson of Polk offered the following amendment to the title and moved its adoption:

Amend by inserting after the word "physician" in line 3 the words "or physicians".

The amendment to the title was adopted and the title as amended was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly, House File No. 199, a bill for an act to amend section fifty-three hundred thirty-four (5334), Code, 1927, relating to contracts for the support of the poor, and to authorize the board of supervisors to contract for medical and dental services for poor persons, returned by the sifting committee, was taken up and considered.

Senator Lange offered the following amendment and moved its adoption:

Amend by adding after the word "bonds" in line 9 of section 2 the following: "in a company authorized to do business in this state".

The amendment was adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Clark of Marion	Klemme	Rogers
Bennett	Cochrane	Lange	Shane
Benson	Cole	Langfitt	Stoddard
Bissell	Gilchrist	Lowe	Tabor
Blackford	Gunderson	MacDonald	Thompson
Booth	Hager	McLeland	Topping
Carden	Ickis	Merritt	Wilson of Page
Carroll	Kent	Patterson	Wilson of Polk
Christophel	Kimberly	Rigby	

Nays, none.

Absent or not voting, 15.

Baird	Brush	Clearman	Moen
Beatty	Clark of	Doran	Shaff
Bergman	Cerro Gordo	Frailey	Stanley
Brookins	Clark of Linn	Leonard	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kimberly moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 489, a bill for an act to make an emergency appropriation for salaries and expenses of peace officers, an appropriations committee bill, was taken up and considered.

Senator Stoddard moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Carden	Cochrane	Ickis
Bennett	Carroll	Cole	Kent
Benson	Christophel	Gilchrist	Kimberly
Blackford	Clark of Marion	Gunderson	Klemme
Booth	Clearman	Hager	Lange

Langfitt	Merritt	Shane	Topping
Lowe	Patterson	Stoddard	Wilson of Page
MacDonald	Rigby	Tabor	Wilson of Polk
McLeland	Rogers	Thompson	

Nays, none.

Absent or not voting, 15.

Baird	Brookins	Clark of Linn	Moen
Beatty	Brush	Doran	Shaff
Bergman	Clark of	Frailey	Stanley
Bissell	Cerro Gordo	Leonard	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate, and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, Senate File No. 167, a bill for an act to amend section forty-six hundred thirty-nine (4639) of the Code, 1927, relating to the county road system, returned by the sifting committee, was taken up and considered.

Senator Rogers offered the following amendment and moved its adoption:

Amend by striking out section 1 and inserting in lieu thereof the following:

"Section 1. The board of supervisors may add to the county road system, or may add to that system of roads which may be declared by law to be the equivalent of the county road system, such secondary road as leads in the most direct line of travel from the county seat to the county home or farm."

The amendment was adopted.

The bill was read for information.

Senator Rogers moved that the reading just had be considered the third reading which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Bennett	Cole	Lange	Rogers
Benson	Gilchrist	Langfitt	Shane
Bissell	Gunderson	Leonard	Stanley
Carden	Hager	Lowe	Stoddard
Christophel	Ickis	McLeland	Thompson
Clark of Marion	Kent	Merritt	Topping
Clearman	Kimberly	Rigby	Wilson of Polk
Cochrane	Klemme		

Nays, 3.

Booth	MacDonald	Tabor
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Absent or not voting, 17.

Anderson	Brookins	Clark of Linn	Patterson
Baird	Brush	Doran	Shaff
Beatty	Carroll	Frailey	Ulstad
Bergman	Clark of	Moen	Wilson of Page
Blackford	Cerro Gordo		

The bill having received a constitutional majority was declared to have passed the Senate.

Senator Rogers offered the following amendment to the title and moved its adoption:

Amend by striking the title and inserting in lieu thereof the following: "A bill for an act to authorize the making of additions to the county road system or to its equivalent."

The amendment to the title was adopted and the title as amended was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, House File No. 458, a bill for an act making the insurance commissioner of the state of Iowa the receiver or liquidating officer for insurance companies, associations or insurance carriers, and prescribing the compensation and expenses thereof, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clearman	Lange	Rogers
Bennett	Cochrane	Langfitt	Shane
Bissell	Cole	Leonard	Stanley
Blackford	Gunderson	Lowe	Stoddard
Booth	Hager	MacDonald	Tabor
Carden	Ickis	McLeland	Thompson
Carroll	Kent	Merritt	Topping
Christophel	Kimberly	Moen	Wilson of Page
Clark of Marion	Klemme	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 14.

Baird	Brookins	Doran	Patterson
Beatty	Clark of	Frailey	Shaff
Benson	Cerro Gordo	Gilchrist	Ulstad
Bergman	Clark of Linn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley, House File No. 8, a bill for an act to amend the law as it appears in section thirty-eight hundred eighty-four (3884) of the Code, 1927, relating to applicants for teachers' certificates, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Bennett	Cochrane	Leonard	Rogers
Bissell	Cole	Lowe	Stanley
Blackford	Hager	MacDonald	Stoddard
Booth	Ickis	McLeland	Tabor
Carden	Kimberly	Merritt	Topping
Carroll	Klemme	Moen	Ulstad
Christophel	Lange	Patterson	Wilson of Page
Clark of Marion	Langfitt	Rigby	Wilson of Polk

Nays, 2.

Anderson	Clearman
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Absent or not voting, 16.

Baird	Brush	Doran	Kent
Beatty	Clark of	Frailey	Shaff
Benson	Cerro Gordo	Gilchrist	Shane
Bergman	Clark of Linn	Gunderson	Thompson
Brookins			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stanley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

CORRECTION TO S. F. 401

By unanimous consent on request of Senator Bergman the title of Senate File No. 401 was corrected by inserting before the word "relating" in line 9 the words "of the Code, 1927,".

The bill was also amended by inserting before the word "are" in the second line preceding section 1 the words "of the Code, 1927,".

On motion of Senator Stoddard, Senate File No. 488, a bill for an act making an appropriation to pay for repairs and improvements upon the state capitol and historical buildings, and grounds thereof, an appropriation committee bill, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Cochrane	Langfitt	Shane
Bennett	Cole	Leonard	Stanley
Benson	Gilchrist	Lowe	Stoddard
Bissell	Gunderson	MacDonald	Tabor
Blackford	Hager	McLeland	Thompson
Booth	Ickis	Merritt	Topping
Carden	Kimberly	Patterson	Ulstad
Christophel	Klemme	Rigby	Wilson of Page
Clark of Marion	Lange	Rogers	Wilson of Polk
Clearman			

Nays, none.

Absent or not voting, 13.

Baird	Brush	Clark of Linn	Kent
Beatty	Carroll	Doran	Moen
Bergman	Clark of	Frailey	Shaff
Brookins	Cerro Gordo		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, House File No. 461, a bill for an act to legalize and declare valid and effectual for all purposes.

"An ordinance establishing a Board of Park Commissioners", adopted by the town council of the incorporated town of Correctionville, Iowa, on the 13th day of August, A. D. 1920; legalizing an election held on the 20th day of September, A. D. 1920, at which said election the said ordinance was submitted to the legal electors of said town; legalizing all acts and doings of the persons who have acted as members of the board of park commissioners of said town in pursuance of said ordinance; and quieting and confirming the title to all real estate acquired for park purposes by said town or said board of park commissioners; and providing for this act taking effect by publication, returned by the sitting committee, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clearman	Klemme	Stanley
Bennett	Cochrane	Lange	Stoddard
Benson	Cole	Langfitt	Tabor
Bissell	Gilchrist	Leonard	Thompson
Blackford	Gunderson	Lowe	Topping
Booth	Hager	McLeland	Ulstad
Carden	Ickis	Rogers	Wilson of Page
Christophel	Kimberly	Shane	Wilson of Polk
Clark of Marion			

Nays, none.

Absent or not voting, 17.

Baird	Carroll	Frailey	Moen
Beatty	Clark of	Kent	Patterson
Bergman	Cerro Gordo	MacDonald	Rigby
Brookins	Clark of Linn	Merritt	Shaff
Brush	Doran		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rigby, Senate Joint Resolution No. 9, a joint resolution providing for the appointment of an investigating committee whose duty it shall be to investigate the ad-

visability of establishing a state park upon the west bank of Spirit Lake located in Dickinson County, Iowa, and providing that said committee shall report its findings and recommendations thereon to the Forty-fourth General Assembly, and to provide an appropriation sufficient to pay the expense of said committee, with report of appropriations committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking from line 3 of Section 1, the word and figure "five (5)" and insert in lieu thereof the word and figure "six (6)"; also amend by striking from line 4 of Section 1, the word and figure "two (2)" and insert in lieu thereof the word and figure "three (3)".

The resolution was read for information.

Senator Rigby moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the joint resolution pass?" the vote was:

Ayes, 34.

Bennett	Cole	Leonard	Stanley
Benson	Gilchrist	Lowe	Stoddard
Blackford	Gunderson	MacDonald	Tabor
Booth	Hager	McLeland	Thompson
Carden	Ickis	Merritt	Topping
Christophel	Kimberly	Patterson	Ulstad
Clark of Marion	Klemme	Rigby	Wilson of Page
Clearman	Lange	Rogers	Wilson of Polk
Cochrane	Langfitt		

Nays, 2.

Anderson	Bissell
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Absent or not voting, 14.

Baird	Brush	Clark of Linn	Moen
Beatty	Carroll	Doran	Shaff
Bergman	Clark of	Frailey	Shane
Brookins	Cerro Gordo	Kent	

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigby moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, Senate File No. 490, a bill for an act to amend section twelve thousand six hundred eleven

(12611) of the Code, 1927, relating to transfer of personal property to foreign guardian, a sifting committee bill, was taken up and considered.

Senator Rogers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Cochrane	Langfitt	Shane
Bennett	Cole	Leonard	Stanley
Benson	Gilchrist	Lowe	Stoddard
Bissell	Gunderson	MacDonald	Tabor
Blackford	Hager	McLeland	Thompson
Booth	Ickis	Merritt	Topping
Carden	Kimberly	Patterson	Ulstad
Christophel	Klemme	Rigby	Wilson of Page
Clark of Marion	Lange	Rogers	Wilson of Polk
Clearman			

Nays, none.

Absent or not voting, 13.

Baird	Brush	Clark of Linn	Kent
Beatty	Carrroll	Doran	Moen
Bergman	Clark of	Frailey	Shaff
Brookins	Cerro Gordo		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rogers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, Senate File No. 424, a bill for an act to provide for the licensing of employment agencies charging a fee for services rendered, providing conditions for the granting and revocation of such licenses, providing a commission without compensation for such purpose, fixing the license fees for licenses, and to repeal the law as it appears in paragraph four (4), section fifty-seven hundred forty-three (5743) of the Code, 1927, and to amend the law as it appears in section fifteen hundred forty-six (1546)-a1 of the Code, 1927, relating to certain regulations and exemptions of employment agencies, returned by the sifting committee, was taken up and considered.

By unanimous consent on request of Senator Gilchrist, his amendments, as found on page 1216 of the Senate journal, were withdrawn.

President pro tem Frank Shane took the chair at 11:20 a. m.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 8 by inserting immediately after the word "fraternal" in line 10 the word " , religious".

The amendment was adopted.

Senator McLeland offered the following amendment and moved its adoption.

Amend section 8 by inserting after the word "association," in line 11 the word "farmers' organization,".

The amendment was adopted.

Senator Wilson of Polk moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Cochrane	Lange	Stanley
Bennett	Cole	Langfitt	Tabor
Bissell	Gilchrist	Leonard	Thompson
Blackford	Gunderson	McLeland	Topping
Booth	Hager	Moen	Ulstad
Carden	Ickis	Rigby	Wilson of Page
Christophel	Kimberly	Rogers	Wilson of Polk
Clark of Marion	Klemme	Shane	

Nays, none.

Absent or not voting, 19.

Baird	Brush	Clearman	MacDonald
Beatty	Carroll	Doran	Merritt
Benson	Clark of	Frailey	Patterson
Bergman	Cerro Gordo	Kent	Shaff
Brookins	Clark of Linn	Low	Stoddard

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, Senate File No. 23, a bill for an act to amend section eighty-three hundred fifty-two (8352) of the Code, 1927, by adding thereto two additional paragraphs,

relating to indebtedness of Iowa corporations, returned by the sifting committee, was taken up and considered.

The following amendments were recommended by the sifting committee:

Amend the title by striking the words "by adding thereto two additional paragraphs" as they occur in line two (2).

Amend section one (1) by striking the words "at the end" as they occur in line two (2) and the words "thereof two" as they occur in line three (3) and substitute the word "an". By striking the letter "s" at the end of the word "paragraphs" as it occurs in line three (3) and inserting a period (.) after same and striking the balance of line three (3) and all of line four (4).

By inserting after the word "property" as it occurs in line nine (9) the words "located in the State of Iowa" and by striking all of lines twelve (12) to seventeen (17) inclusive.

The amendments were adopted.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

Senator Lange invoked Rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Cochrane	Langfitt	Stanley
Bennett	Cole	Leonard	Tabor
Bissell	Gilchrist	MacDonald	Thompson
Booth	Gunderson	McLeland	Topping
Carden	Ickis	Merritt	Ulstad
Christophel	Kimberly	Rigby	Wilson of Page
Clark of Marion	Klemme	Rogers	Wilson of Polk
Clearman	Lange	Shane	

Nays, none.

Absent or not voting, 19.

Baird	Brookins	Clark of Linn	Lowe
Beatty	Brush	Doran	Moen
Benson	Carroll	Frailey	Patterson
Bergman	Clark of	Hager	Shaff
Blackford	Cerro Gordo	Kent	Stoddard

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, Senate File No. 393, a bill for an act authorizing the county board of supervisors to adopt the county unit plan for public health work, to coordinate and correlate all public health activities within their county, and to create a county board of health, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Cochrane	Langfitt	Shane
Bennett	Cole	Leonard	Stanley
Blackford	Gilchrist	MacDonald	Tabor
Booth	Gunderson	McLeland	Thompson
Brookins	Ickis	Merritt	Topping
Carden	Kimberly	Moen	Ulstad
Christophel	Klemme	Rigby	Wilson of Page
Clark of Marion	Lange	Rogers	Wilson of Polk
Clearman			

Nays, none.

Absent or not voting, 17.

Baird	Brush	Doran	Lowe
Beatty	Carroll	Frailey	Patterson
Benson	Clark of	Hager	Shaff
Bergman	Cerro Gordo	Kent	Stoddard
Bissell	Clark of Linn		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, House File No. 216, a bill for an act to amend section forty hundred thirty-eight (4038), Code, 1927, relating to diseases of bees, to provide for county appropriation of funds in the eradication of such diseases, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clearman	Lange	Shane
Bennett	Cochrane	Langfitt	Stanley
Benson	Gilchrist	Leonard	Stoddard
Bissell	Gunderson	MacDonald	Tabor
Booth	Hager	McLeland	Topping
Brookins	Ickis	Merritt	Ulstad
Carden	Kimberly	Rogers	Wilson of Page
Christophel	Klemme	Rigby	Wilson of Polk
Clark of Marion			

Nays, none.

Absent or not voting, 17.

Baird	Carroll	Doran	Moen
Beatty	Clark of	Frailey	Patterson
Bergman	Cerro Gordo	Kent	Shaff
Blackford	Clark of Linn	Lowe	Thompson
Brush	Cole		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Wilson of Polk, House File No. 332, a bill for an act to legalize the proceedings of the City Council of the City of Des Moines, in Polk county, Iowa, and to approve the acts and proceedings of said city and its officers and employees in the handling of the "Removing Snow and Ice Fund" and other funds of said city, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of Marion	Lange	Shane
Bennett	Clearman	Langfitt	Stanley
Benson	Cochrane	Leonard	Stoddard
Bissell	Gilchrist	MacDonald	Tabor
Blackford	Gunderson	McLeland	Thompson
Booth	Hager	Merritt	Topping
Brookins	Ickis	Moen	Ulstad
Carden	Kimberly	Rigby	Wilson of Page
Christophel	Klemme	Rogers	Wilson of Polk

Nays, none.

Absent or not voting, 14.

Baird	Carroll	Cole	Lowe
Beatty	Clark of	Doran	Patterson
Bergman	Cerro Gordo	Frailey	Shaff
Brush	Clark of Linn	Kent	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bissell, House File No. 213, a bill for an act to make permanent the temporary transfer of certain moneys from the county general fund to the county bridge fund of Audubon County, Iowa, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Bissell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Bennett	Cochrane	Langfitt	Stoddard
Bissell	Gilchrist	Leonard	Tabor
Blackford	Gunderson	MacDonald	Thompson
Booth	Hager	McLeland	Topping
Carden	Ickis	Moen	Ulstad
Christophel	Kimberly	Rigby	Wilson of Page
Clark of Marion	Klemme	Rogers	Wilson of Polk
Clearman	Lange	Stanley	

Nays, none.

Absent or not voting, 19.

Anderson	Brookins	Clark of Linn	Lowe
Baird	Brush	Cole	Merritt
Beatty	Carroll	Doran	Patterson
Benson	Clark of	Frailey	Shaff
Bergman	Cerro Gordo	Kent	Shane

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bissell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

INTRODUCTION OF BILLS

Senate File No. 499, by sifting committee, a bill for an act providing for the payment of actual expenses of judges of the district court for a certain period.

Read first and second times and placed on the calendar.

Senate Joint Resolution No. 10, by committee on judiciary No. 2, a joint resolution proposing an amendment to Article Seven (VII) of the Constitution of the State of Iowa.

Read first and second times and referred to sifting committee.

Senate File No. 500, by committee on appropriations, a bill for an act to make appropriation for the expenses of members of the General Assembly, including the Lieutenant Governor.

Read first and second times and placed on the calendar.

HOUSE MESSAGES CONSIDERED

House File No. 327, a bill for an act to make an appropriation for the payment of the expenses incurred in the election contest of Ditto vs. Hattendorf.

Read first and second times and referred to committee on appropriations.

House File No. 261, a bill for an act to amend section four hundred forty-six (446) of the Code, 1927, relating to the duties of the adjutant general, so as to provide for permanent registration of the graves of all persons who shall have served in the military or naval forces of the United States and whose remains may rest in Iowa.

Read first and second times and referred to sifting committee.

House File No. 338, a bill for an act to amend the law as it appears in sections fifty-seven hundred sixty-six (5766), fifty-seven

hundred sixty-seven (5767) of the Code of Iowa, 1927, relating to the power of cities and towns to maintain a fire department and to levy a tax therefor.

Read first and second times and referred to sifting committee

House File No. 442, a bill for an act to repeal chapter thirty-five-A two (35-A2) of the Code, 1927, to apportion the State of Iowa into Senatorial Districts and to provide the time when State Senators shall be elected.

Read first and second times and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Brookins, Senate File No. 344, a bill for an act permitting the State Department of Health to accept financial aid from the government of the United States for public health work in the State of Iowa, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Anderson	Clark of Marion	Langfitt	Stanley
Bennett	Cochrane	Leonard	Stoddard
Benson	Gilchrist	MacDonald	Thompson
Bissell	Ickis	McLeland	Topping
Booth	Kimberly	Moen	Ulstad
Brookins	Klemme	Patterson	Wilson of Page
Carroll	Lange	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 22.

Baird	Christophel	Doran	Merritt
Beatty	Clark of	Frailey	Rogers
Bergman	Cerro Gordo	Gunderson	Shaff
Blackford	Clark of Linn	Hager	Shane
Brush	Clearman	Kent	Tabor
Carden	Cole	Low	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Marion, Senate File No. 491, a bill for an act to make legal and permanent a transfer from the general fund to the library fund of the City of Albia, Monroe County, Iowa, returned by the sifting committee, was taken up and considered, by unanimous consent.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clearman	Langfitt	Stanley
Bennett	Cochrane	Leonard	Stoddard
Benson	Cole	MacDonald	Tabor
Bissell	Gilchrist	Merritt	Thompson
Booth	Ickis	Moen	Topping
Brookins	Kimberly	Patterson	Ulstad
Carroll	Klemme	Rigby	Wilson of Page
Christophel	Lange	Rogers	Wilson of Polk
Clark of Marion			

Nays, none.

Absent or not voting, 17.

Baird	Carden	Frailey	Lowe
Beatty	Clark of	Gunderson	McLeland
Bergman	Cerro Gordo	Hager	Shaff
Blackford	Clark of Linn	Kent	Shane
Brush	Doran		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, Senate File No. 324, a bill for an act to amend the law as it appears in paragraph four (4) of section three thousand six hundred twelve (3612), Code, 1927, relating to the employment of probation officers in cities of the first class having a population in excess of 125,000, returned by the sifting committee, was taken up and considered, by unanimous consent.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clearman	Langfitt	Stanley
Bennett	Cochrane	Leonard	Stoddard
Benson	Cole	MacDonald	Tabor
Bissell	Gilchrist	McLeland	Thompson
Booth	Iekis	Merritt	Topping
Brookins	Kimberly	Moen	Ulstad
Carroll	Klemme	Patterson	Wilson of Page
Christophel	Lange	Rigby	Wilson of Polk
Clark of Marion			

Nays, none.

Absent or not voting, 17.

Baird	Carden	Frailey	Lowe
Beatty	Clark of	Gundeson	Rogers
Bergman	Cerro Gordo	Hager	Shaff
Blackford	Clark of Linn	Kent	Shane
Brush	Doran		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 476, a bill for an act to amend section one thousand eighty-nine (1089), Code, 1927, relating to sureties on bonds and to authorize either the principal or surety to petition for release under such bonds, returned by the sifting committee, was taken up and considered.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clark of Marion	Lange	Rogers
Bennett	Clearman	Langfitt	Stoddard
Benson	Cochrane	Leonard	Tabor
Bissell	Cole	McLeland	Thompson
Blackford	Gilchrist	Merritt	Topping
Booth	Iekis	Moen	Wilson of Page
Brookins	Kimberly	Patterson	Wilson of Polk
Christophel	Klemme	Rigby	

Nays, none.

Absent or not voting, 19.

Baird	Carroll	Frailey	MacDonald
Beatty	Clark of	Gunderson	Shaff
Bergman	Cerro Gordo	Hager	Shane
Brush	Clark of Linn	Kent	Stanley
Carden	Doran	Lowe	Ulstaad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 481, a bill for an act to amend section twelve thousand eighty-eight (12088) of the Code, 1927, relating to bonds in attachment suits, returned by the sifting committee, was taken up and considered.

The bill was read for informaion.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Clark of Marion	Lange	Stanley
Bennett	Cochrane	Leonard	Stoddard
Benson	Cole	McLeland	Tabor
Bissell	Gilchrist	Merritt	Thompson
Blackford	Gunderson	Moen	Topping
Booth	Ickis	Patterson	Ulstaad
Brookins	Kimberly	Rigby	Wilson of Page
Christophel	Klemme	Rogers	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Baird	Carroll	Doran	Lowe
Beatty	Clark of	Frailey	MacDonald
Bergman	Cerro Gordo	Hager	Shaff
Brush	Clark of Linn	Kent	Shane
Carden	Clearman	Langfitt	

The bill having received a constitutional majority was declared to to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, House File No. 404, a bill for an act to amend the law as it appears in section ten thousand four hundred eleven (10411) of the Code of 1927, relating to the legalization of incorporations, returned by the sifting committee, was taken up and considered, by unanimous consent.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Clark of Marion	Lowe	Stanley
Bennett	Cochrane	MacDonald	Stoddard
Benson	Cole	McLeland	Tabor
Bissell	Gilchrist	Merritt	Topping
Blackford	Gunderson	Moen	Ulstad
Booth	Ickis	Patterson	Wilson of Page
Brookins	Kimberly	Rigby	Wilson of Polk
Christophel	Klemme		

Nays, none.

Absent or not voting, 20.

Baird	Clark of	Frailey	Leonard
Beatty	Cerro Gordo	Hager	Rogers
Bergman	Clark of Linn	Kent	Shaff
Brush	Clearman	Lange	Shane
Carden	Doran	Langfitt	Thompson
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 217, a bill for an act to amend the law as it appears in section four thousand three hundred thirty-five (4335), relating to state aid for standard schools, how obtained and expended, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Anderson	Clark of Marion	Klemme	Rigby
Bennett	Cochrane	Lange	Rogers
Benson	Cole	Leonard	Stanley
Bissell	Gilchrist	McLeland	Stoddard
Blackford	Gunderson	Merritt	Tabor
Booth	Ickis	Moen	Thompson
Brookins	Kimberly	Patterson	Ulstad
Christophel			

Nays, none.

Absent or not voting, 21.

Baird	Clark of	Hager	Shaff
Beatty	Cerro Gordo	Kent	Shane
Bergman	Clark of Linn	Langfitt	Topping
Brush	Clearman	Lowe	Wilson of Page
Carden	Doran	MacDonald	Wilson of Polk
Carroll	Frailey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brookins, House File No. 413, a bill for an act to give the investigators or agents appointed by the Board of Parole, the powers of peace officers while acting in the line of their employment, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Anderson	Christophel	Kimberly	Rigby
Bennett	Clearman	Klemme	Rogers
Benson	Cochrane	Lange	Stanley
Bissell	Cole	Leonard	Stoddard
Blackford	Gilchrist	McLeland	Thompson
Booth	Gunderson	Merritt	Ulstad
Brookins	Ickis	Moen	

Nays, none.

Present, 1.

Tabor

Absent or not voting, 22.

Baird	Clark of	Hager	Shaff
Beatty	Cerro Gordo	Kent	Shane
Bergman	Clark of Linn	Langfitt	Topping
Brush	Clark of Marion	Lowe	Wilson of Page
Carden	Doran	MacDonald	Wilson of Polk
Carroll	Fraily	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 534, a bill for an act to amend section twenty-eight hundred ninety-four (2894) of the Code, 1927, relating to state aid for county and district fairs, returned by the sifting committee, was taken up, considered, and the report of the committee adopted.

The following amendment was recommended by the sifting committee.

Amend by striking the words and figures "twenty-five thousand dollars (\$25,000)" from line seven (7) of the bill and inserting in lieu thereof the words and figures "fifty thousand dollars (\$50,000)".

The amendment was adopted.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Clark of Marion	Klemme	Rogers
Bennett	Clearman	Lange	Stanley
Benson	Cochrane	Langfitt	Stoddard
Bissell	Cole	Leonard	Tabor
Blackford	Gilchrist	McLeland	Thompson
Booth	Gunderson	Merritt	Ulstad
Brookins	Ickis	Moen	Wilson of Page
Christophel	Kimberly	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Baird	Carroll	Fraily	Patterson
Beatty	Clark of	Hager	Shaff
Bergman	Cerro Gordo	Kent	Shane
Brush	Clark of Linn	Lowe	Topping
Carden	Doran	MacDonald	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, Senate File No. 226, a bill for an act to provide that before any judgment of foreclosure of a mortgage or a deed of trust shall be entered upon the records of the clerk of the district court the notes or evidences of indebtedness secured thereby shall first be cancelled or the amount of judgment credited thereon, returned by the sifting committee, was taken up and considered.

The following amendments were recommended by the sifting committee:

Amend by striking the title and substituting the following in lieu thereof: "An act to provide for the surrender of written evidence of indebtedness to the clerk of court before the judgment thereon is entered of record."

Further amend by striking all of section one and substituting in lieu thereof the following: "Unless otherwise ordered by the court or judge, the clerk of the district court shall not enter or spread upon the records of his office any judgment based upon any promissory note or notes or other written evidence of indebtedness, unless the note or notes or other written evidence of indebtedness are first delivered to the clerk."

The amendments were adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clark of	Marion Klemme	Rogers
Bennett	Clearman	Lange	Stanley
Benson	Cochrane	Langfitt	Stoddard
Bissell	Cole	Leonard	Tabor
Blackford	Gilchrist	McLeland	Thompson
Booth	Gunderson	Merritt	Ulstad
Brookins	Ickis	Moen	Wilson of Page
Christophel	Kimberly	Rigby	

Nays, 1.

Wilson of Polk

Absent or not voting, 18.

Baird	Carroll	Frailey	Patterson
Beatty	Clark of	Hager	Shaff
Bergman	Cerro Gordo	Kent	Shane
Brush	Clark of Linn	Lowe	Topping
Carden	Doran	MacDonald	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE FILES NOS. 330 AND 194 WITHDRAWN

By unanimous consent on request of Senator Bissell, Senate File No. 330 was withdrawn from further consideration.

By unanimous consent on request of Senator Rogers, Senate File No. 194 was withdrawn from further consideration.

On motion of Senator Wilson of Page, House File No. 268, a bill for an act to authorize and direct the Governor of the State of Iowa to execute and deliver to Etta V. Brall a patent to lots three (3) and four (4) in block one (1) in outlot seventeen (17) in the town of Sidney, Fremont county, Iowa, returned by sifting committee, was taken up and considered.

The bill was read for information.

Senator Wilson of Page moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Clearman	Langfitt	Stanley
Bennett	Cochrane	Leonard	Stoddard
Benson	Cole	MacDonald	Tabor
Bissell	Gilchrist	McLeland	Thompson
Booth	Ickis	Moen	Topping
Carroll	Kimberly	Patterson	Ulstad
Christophel	Klemme	Rigby	Wilson of Page
Clark of Marion	Lange	Rogers	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Baird	Brush	Doran	Lowe
Beatty	Carden	Frailey	Merritt
Bergman	Clark of	Gunderson	Shaff
Blackford	Cerro Gordo	Hager	Shane
Brookins	Clark of Linn	Kent	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Page moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Booth, House File No. 124, a bill for an act to amend the law as found in section forty-nine hundred forty-three (4943) of the Code of 1927, relating to chauffeur's licenses and providing exemptions in certain cases, returned by sifting committee, was taken up, considered, and the report of the committee adopted.

Senator Booth offered the following amendment and moved its adoption:

Amend section 1 by striking the word "regularly" from the fourth line thereof; also after the word "school" in line five by striking the period and inserting in lieu thereof a comma and adding the following: "providing, however, such operators shall have first secured written permission from the Board of Directors of the school district in which such service is performed."

The amendment was adopted.

The bill was read for information.

Senator Booth moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clearman	Leonard	Stanley
Bennett	Cochrane	MacDonald	Stoddard
Benson	Cole	McLeland	Tabor
Bissell	Gilchrist	Merritt	Thompson
Blackford	Ickis	Moen	Topping
Booth	Kimberly	Patterson	Ulstad
Carroll	Klemme	Rigby	Wilson of Page
Christophel	Langfitt	Rogers	Wilson of Polk
Clark of Marion			

Nays, none.

Absent or not voting, 17.

Baird	Carden	Frailey	Lange
Beatty	Clark of	Gunderson	Lowe
Bergman	Cerro Gordo	Hager	Shaff
Brookins	Clark of Linn	Kent	Shane
Brush	Doran		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Booth moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 421, a bill for an act to amend the law as it appears in section twelve thousand five hundred eighty-one (12581) of the Code, 1927, relating to the powers and duties of guardians of the property of minors, and to provide for agreements by such guardian for the extension of the time of payment of mortgages, returned by the sifting committee, was taken up and considered.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clearman	Leonard	Stoddard
Bennett	Cochrane	MacDonald	Tabor
Benson	Cole	McLeland	Thompson
Bissell	Gilchrist	Moen	Topping
Blackford	Ickis	Patterson	Ulstad
Booth	Kimberly	Rigby	Wilson of Page
Christophel	Klemme	Rogers	Wilson of Polk
Clark of Marion	Langfitt	Stanley	

Nays, none.

Absent or not voting, 19.

Baird	Carden	Doran	Lange
Beatty	Carroll	Frailey	Lowe
Bergman	Clark of	Gunderson	Merritt
Brookins	Cerro Gordo	Hager	Shaff
Brush	Clark of Linn	Kent	Shane

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, Senate File No. 423, a bill for an act to amend the law as it appears in sections eleven thousand nine hundred twenty-nine (11929) and eleven thousand nine hundred seventy-seven (11977) of the Code, 1927, relating to the settlement of estates and to provide for agreements by executors and administrators for the extension of the time of payment of mortgages, returned by the sifting committee, was taken up and considered.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Christophel	Klemme	Rigby
Bennett	Clark of Marion	Langfitt	Rogers
Benson	Clearman	Leonard	Stanley
Bissell	Cochrane	MacDonald	Stoddard
Blackford	Cole	McLeland	Thompson
Booth	Gilchrist	Merritt	Ulstad
Brookins	Ickis	Moen	Wilson of Page
Carroll	Kimberly	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Baird	Clark of	Gunderson	Shaff
Beatty	Cerro Gordo	Hager	Shane
Bergman	Clark of Linn	Kent	Tabor
Brush	Doran	Lange	Topping
Carden	Frailey	Low	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist Senate File No. 434, a bill for an act to provide that securities given for the payment of two or more obligations shall inure pro rata to the benefit of all of such obligations, returned by the sifting committee, was taken up and considered.

Amend section 1 by striking the words "of each" from line 6 and inserting in lieu thereof the words "that may remain unpaid on each of them".

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by adding as section 2 the following: "Sec. 2. This act shall not affect pending litigation nor shall it affect contracts, mortgages, notes or securities which are outstanding at the time it takes effect."

The amendment was adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Cochrane	Leonard	Stoddard
Bennett	Cole	MacDonald	Tabor
Benson	Gilchrist	McLeland	Thompson
Bissell	Ickis	Merritt	Topping
Blackford	Kimberly	Moen	Ulstad
Booth	Klemme	Patterson	Wilson of Page
Brookins	Lange	Rigby	Wilson of Polk
Clark of Marion	Langfitt	Rogers	

Nays, none.

Absent or not voting, 19.

Baird	Carroll	Clearman	Kent
Beatty	Christophel	Doran	Lowe
Bergman	Clark of	Frailey	Shaff
Brush	Cerro Gordo	Gunderson	Shane
Carden	Clark of Linn	Hager	Stanley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File No. 531 by Sifting Committee, by inserting after the word "end" in line three (3) the following: "of sub-section one (1)".

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend S. F. No. 137 by striking the word "public" from the last line of the bill.

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend H. F. No. 160 by inserting the word "adversely" immediately before the word "affected" in line one (1) of Section two (2) thereof.

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: Amend Senate File No. 272 by striking from line seven (7), section 1, the word "and" and by inserting in lieu thereof the words "The bailiff".

C. A. BENSON, *Chairman Sifting Committee.*

Senator Topping moved to adjourn until 10:00 a. m. Monday.

Senator Benson moved to amend by making the time 9:30 a. m.

The amendment was adopted, the motion prevailed and the Senate adjourned until 9:30 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 8, 1929.

The Senate met in regular session, President pro tempore Frank Shane presiding.

Prayer was offered by Dr. S. A. Fulton, pastor of the First Presbyterian Church, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Leonard for the forenoon, on request of Senator Ulstad.

PETITIONS AND MEMORIALS

The following petition was presented and referred to the sitting committee:

By Senator Gilchrist, from merchants of Storm Lake, opposing the sales tax bill.

EDWARD L. CROW MEMORIAL RESOLUTION

Senator Bennett offered the following resolution:

Whereas, The Hon. Edward L. Crow of Mapleton, Iowa, was a member of the Senate in the Thirty-fourth and Thirty-fifth General Assemblies, died at his home at Mapleton, Iowa, on the 27th day of February, 1928;

Therefore, Be It Resolved by the Forty-third General Assembly, That a committee of three be appointed to draft suitable resolutions commemorating the life, character and service to the State.

By unanimous consent, on request of Senator Bennett, the resolution was taken up and considered.

The resolution was adopted and the President appointed as such committee Senators Bennett, Booth and MacDonald.

THIRD READING OF BILLS

On motion of Senator Booth, House File No. 425, a bill for an act to repeal sections forty-nine hundred eighty-eight (4988),

forty-nine hundred eighty-nine (4989) and forty-nine hundred ninety (4990) of chapter 251 of the Code and enacting a substitute therefor relating to registering of cars in garages and the keeping of a garage record, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Booth moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Carden	Kimberly	Rogers
Baird	Christophel	Klemme	Shane
Beatty	Clark of Marion	Lange	Stoddard
Bennett	Clearman	Langfitt	Tabor
Bergman	Cochrane	Lowe	Thompson
Bissell	Gilchrist	MacDonald	Ulstad
Blackford	Gunderson	Moen	Wilson of Page
Booth	Iekis	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 18.

Benson	Clark of	Frailey	Merritt
Brookins	Cerro Gordo	Hager	Rigby
Brush	Clark of Linn	Kent	Shaff
Carroll	Cole	Leonard	Stanley
	Doran	McLeland	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President Arch W. McFarlane took the chair at 9:50 a. m.

On motion of Senator Gilchrist, House File No. 230, a bill for an act to amend sections seventy-five hundred sixty-one (7561) and seventy-five hundred sixty-two (7562) of the Code, 1927, relating to the reclassification of levee and drainage districts for assessment, repairs and improvements, returned by the sifting committee, was taken up and considered.

The following amendment was recommended by the sifting committee for passage.

Amend Section one (1) by inserting after the word "or" in line three (3) the words, "and before the word 'lateral'."

The amendment was adopted.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Bair	Christophel	Kimberly	Rogers
Beatty	Clark of Marion	Klemme	Shane
Bennett	Clearman	Lange	Stoddard
Benson	Cochrane	Langfitt	Tabor
Bergman	Doran	Lowe	Thompson
Bissell	Frailey	MacDonald	Ulstad
Blackford	Gilchrist	Moen	Wilson of Page
Booth	Gunderson	Patterson	Wilson of Polk
Carden	Kent	Rigby	

Nays, none.

Absent or not voting, 15.

Anderson	Clark of	Hager	Merritt
Brookins	Cerro Gordo	Ickis	Shaff
Brush	Clark of Linn	Leonard	Stanley
Carroll	Cole	McLeland	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 426, a bill for an act to amend section forty-nine hundred twenty-four (4924) and section forty-nine hundred twenty-five (4925) of the Code of Iowa, 1927, relating to motor vehicle registration fees and providing for refund of a portion of the license fee upon certain conditions, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Booth	Clark of Marion	Gunderson
Bennett	Brookins	Clearman	Hager
Benson	Carden	Cochrane	Ickis
Bergman	Christophel	Doran	Kent
Bissell	Clark of	Frailey	Kimberly
Blackford	Cerro Gordo	Gilchrist	Lange

Lowe	Moen	Shane	Ulstad
MacDonald	Patterson	Stoddard	Wilson of Page
McLeland	Rigby	Tabor	Wilson of Polk
Merritt	Rogers	Thompson	

Nays, none.

Absent or not voting, 12.

Anderson	Carroll	Klemme	Shaff
Beatty	Clark of Linn	Langfitt	Stanley
Brush	Cole	Leonard	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, House File No. 460, a bill for an act to amend section twenty-one hundred thirty-one (2131) of the Code of 1927, relating to applications for permits to wholesale druggists, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

Senator Shane invoked rule 8.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Baird	Clark of Marion	Kimberly	Shane
Benson	Clearman	Klemme	Tabor
Bergman	Cochrane	Lange	Thompson
Bissell	Gilchrist	Merritt	Topping
Blackford	Hager	Patterson	Wilson of Page
Brookins	Ickis	Rigby	Wilson of Polk
Christophel	Kent	Rogers	

Nays, 14.

Anderson	Carden	Lowe	Moen
Beatty	Doran	MacDonald	Stoddard
Bennett	Gunderson	McLeland	Ulstad
Booth	Langfitt		

Absent or not voting, 9.

Brush	Clark of	Cole	Shaff
Carroll	Cerro Gordo	Frailey	Stanley
	Clark of Linn	Leonard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 473, a bill for an act to make an appropriation to Joseph Roy Collins, with report of appropriations committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking from lines three and four of section one (1), the words and figures "one hundred eighty-six and 54/100 dollars (\$186.54)", and insert in lieu thereof the words and figures "one hundred twenty-seven and 74/100 dollars (\$127.74)".

The bill was read for information.

Senator Ulstad moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark of Linn	Kent	Rogers
Beatty	Clark of Marion	Klemme	Shane
Bennett	Clearman	Langfitt	Stoddard
Bergman	Cochrane	Lowe	Tabor
Bissell	Cole	McLeland	Thompson
Blackford	Doran	Merritt	Topping
Booth	Gilchrist	Moen	Ulstad
Brookins	Hager	Patterson	Wilson of Page
Carden	Ickis	Rigby	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 13.

Anderson	Clark of	Kimberly	MacDonald
Benson	Cerro Gordo	Lange	Shaff
Brush	Frailey	Leonard	Stanley
Carroll	Gunderson		

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 460, a bill for an act to make an appropriation for the relief of Marjorie Ball and

to pay doctor's bill and attorney fees in connection with her injury and claim against the state of Iowa, with report of appropriations committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by inserting in line nine (9) of section (1), immediately before the word "for", the following:

"for the education, use and benefit of the said Marjorie Ball".

The bill was read for information.

Senator Beatty moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of	Gunderson	Merritt
Beatty	Cerro Gordo	Hager	Moen
Benson	Clark of Linn	Ickis	Rigby
Bergman	Clark of Marion	Kent	Shane
Bissell	Clearman	Kimberly	Stoddard
Blackford	Cochrane	Klemme	Thompson
Booth	Cole	Langfitt	Ulstad
Brookins	Doran	Lowe	Wilson of Page
Carden	Gilchrist	McLeland	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 14.

Baird	Frailey	Patterson	Stanley
Bennett	Lange	Rogers	Tabor
Brush	Leonard	Shaff	Topping
Carroll	MacDonald		

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moen, Senate File No. 470, a bill for an act to make an appropriation to Dr. Craig M. Work, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cochrane moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Clark of	Hager	Patterson
Baird	Cerro Gordo	Ickis	Rigby
Beatty	Clark of Linn	Kent	Rogers
Bergman	Clark of Marion	Kimberly	Shane
Bissell	Clearman	Klemme	Stoddard
Blackford	Cochrane	Langfitt	Thompson
Booth	Cole	McLeland	Topping
Brookins	Doran	Merritt	Ulstad
Carden	Gilchrist	Moen	Wilson of Polk
Christophel	Gunderson		

Nays, none.

Absent or not voting, 13.

Bennett	Frailey	Lowe	Stanley
Benson	Lange	MacDonald	Tabor
Brush	Leonard	Shaff	Wilson of Page
Carroll			

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Cochrane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 471, a bill for an act to make an appropriation to Ralph J. Shaw, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Christophel	Gunderson	Patterson
Baird	Clark of	Hager	Rigby
Bennett	Cerro Gordo	Ickis	Rogers
Benson	Clark of Linn	Kent	Shane
Bergman	Clark of Marion	Kimberly	Stoddard
Bissell	Clearman	Langfitt	Tabor
Blackford	Cochrane	Lowe	Thompson
Booth	Cole	MacDonald	Topping
Brookins	Doran	McLeland	Ulstad
Carden	Frailey	Merritt	Wilson of Page
Carroll	Gilchrist	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 7.

Beatty
Brush

Klemme
Lange

Leonard
Shaff

Stanley

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Clearman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly, House File No. 185, a bill for an act authorizing the appointment of an inspector by the state department of health for the purpose of assisting with the enforcement of the practice act, defining his duties and providing for his compensation and expenses, and to amend the law as it appears in section twenty-four hundred ninety-six (2496), Code of Iowa, 1927, relating to the enforcement of the practice act and revocation of licenses, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Kimberly moved that the reading just had been considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Carroll	Gilchrist	Patterson
Baird	Christophel	Gunderson	Rigby
Beatty	Clark of	Hager	Rogers
Bennett	Cerro Gordo	Ickis	Shane
Benson	Clark of Linn	Kent	Stoddard
Bergman	Clark of Marion	Kimberly	Tabor
Bissell	Clearman	Klemme	Topping
Blackford	Cochrane	Langfitt	Ustad
Booth	Cole	Lowe	Wilson of Page
Brookins	Doran	Merritt	Wilson of Polk
Carden	Frailey	Moen	

Nays, none.

Absent or not voting, 8.

Brush
Lange

Leonard
MacDonald

McLeland
Shaff

Stanley
Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kimberly moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Anderson, House File No. 215, a bill for an act to amend the law as it appears in section thirty-two hundred thirty-six (3236) of the Code of Iowa, 1927, relating to the sale of food commodities by weight or in United States standard containers, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Anderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Christophel	Ickis	Patterson
Baird	Clark of Linn	Kimberly	Rigby
Beatty	Clark of Marion	Klemme	Rogers
Bennett	Clearman	Langfitt	Shane
Bergman	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Tabor
Blackford	Doran	MacDonald	Thompson
Booth	Frailey	McLeland	Topping
Brookins	Gilchrist	Merritt	Ulstad
Carden	Hager	Moen	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 9.

Benson	Clark of	Kent	Stanley
Brush	Cerro Gordo	Lange	Wilson of Page
	Gunderson	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Anderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 403, a bill for an act to amend sections twenty-nine hundred sixteen (2916), twenty-nine hundred eighteen (2918) and twenty-nine hundred twenty (2920), Code, 1927, relating to state aid for farmers' institutes, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Christophel	Hager	Patterson
Baird	Clark of	Ickis	Rigby
Beatty	Cerro Gordo	Kent	Rogers
Bennett	Clark of Linn	Kimberly	Shane
Benson	Clark of Marion	Klemme	Stoddard
Bissell	Cochrane	Langfitt	Tabor
Blackford	Cole	Leonard	Thompson
Booth	Doran	Lowe	Topping
Brookins	Frailey	MacDonald	Ulstad
Carden	Gilchrist	Merritt	Wilson of Page
Carroll	Gunderson	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 7.

Bergman	Clearman	McLeland	Stanley
Brush	Lange	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Booth, House File No. 424, a bill for an act to provide for the supervision and regulation, by the board of railroad commissioners of this state, of all persons engaged in the public transportation of property for hire by motor vehicles not operating between fixed termini nor over a regular route and for the enforcement of this act and punishment for the violation of the provisions thereof and to provide for the levy and collection of a permit fee to be paid by such truck operators for the administration and enforcement of the provisions thereof, returned by the sifting committee, was taken up and considered.

Senator Shaff offered the following amendment and moved its adoption:

Amend by striking the period in line nine (9) of section two (2) and inserting in lieu thereof a comma (,) and adding the following:

"after complaint has been filed in accordance with rules established by the commission."

The amendment was adopted.

By unanimous consent, on request of Senator Booth, the amendment as recommended by the sifting committee was withdrawn.

Senator Ulstad offered the following amendments and moved their adoption:

Amend by adding in line three (3), section nine (9) thereof, after the word "act", the following:

"and for the construction, maintenance and repair of the highways".

Amend section nine (9) by striking out in line four (4) the following:

"five dollars (\$5.00)."

and substituting in lieu thereof the following:

"fifteen dollars (\$15.00) for each ton of rated capacity or fractional part thereof."

Amend section twelve (12) by striking out in line five (5) after the period (.) the following:

"un-expended balances shall be credited to the general fund of the state."

and substituting in lieu thereof the following:

"un-expended balances shall be used for the maintenance, construction and repair of the secondary roads of the various counties and apportioned to the respective counties in the ratio that the area of the county bears to the total area of the state."

The amendments were lost.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 8 by striking from lines 1 and 2 the words "otherwise complying" and inserting in lieu thereof the words "if the applicant shall otherwise comply".

The amendment was adopted.

Senator Shane moved the previous question, which motion prevailed.

The bill was read for information.

Senator Booth moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Anderson	Clark of Linn	Kent	Rogers
Baird	Clark of Marion	Kimberly	Shane
Bennett	Clearman	Klemme	Stanley
Bergman	Cochrane	Lange	Stoddard
Blackford	Cole	Low	Tabor
Booth	Doran	MacDonald	Thompson
Brookins	Frailey	McLeland	Topping
Carden	Gilchrist	Merritt	Ulstad
Carroll	Gunderson	Moen	Wilson of Page
Christophel	Hager	Patterson	Wilson of Polk
Clark of Cerro Gordo	Ickis	Rigby	

Nays, 1.

Bissell

Absent or not voting, 6.

Beatty	Brush	Leonard	Shaff
Benson	Langfitt		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Booth moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

CALL OF THE SENATE

MR. PRESIDENT: The undersigned Senators request a call of the Senate when Senate File No. 310 is considered:

W. A. CLARK	CHAS. T. ROGERS
RALPH U. THOMPSON	WESLEY C. LOWE
CLYDE H. TOPPING	J. N. LANGFITT
GEO. CLEARMAN	W. E. MCLELAND
F. D. ICKIS	GEO. W. CHRISTOPHEL
OTTO F. LANGE	E. W. CLARK
FRANK BISSELL	F. C. GILCHRIST
F. C. STANLEY	FRANK SHANE
F. M. BEATTY	

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to House File No. 199, a bill for an act relating to contracts for the support of the poor and to

authorize the board of supervisors to contract for medical and dental services for poor persons.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 501, a bill for an act relating to investment of funds by trustees, executors, administrators and guardians.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 392, a bill for an act to restrain and prohibit the deposit and removal of refuse and junk.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 346, a bill for an act permitting the State Department of Health to accept financial aid from the Government of the United States.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 465, a bill for an act relating to liability of depository.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 276, a bill for an act relating to importation of livestock into the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 339, a bill for an act authorizing township trustees to purchase fire apparatus with any city or town in the state of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 463, a bill for an act relating to the extension of water mains.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 153, a bill for an act relating to the eradication of bovine tuberculosis.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 281, a bill for an act relating to the removal of trees from highways.

Also: That the House insists on its amendments to Senate File No. 200, relating to the furnishing of labor and services in connection with public improvements and requests a Conference Committee and the Speaker has appointed as such committee on the part of the House, Representatives Cole, Reimers, Taylor and Nelson of Hancock.

Also: That the House insists on its amendments to Senate File No. 291, relating to resolution of necessity, installation and contracts, method of petitioning for extensions, notice of proposed extensions and providing a method of rebate to property owners, all in connection with water extensions, and requests a Conference Committee and the Speaker has appointed as such Committee on the part of the House, Representatives Forsling, Greene, Reno, and Pattison.

Also: That the House has concurred in Senate amendments to House File No. 534, a bill for an act relating to State Aid for County and District Fairs.

Also: That the House has concurred in Senate amendments to House File No. 204, a bill for an act relating to the destruction of weeds, and to provide for the appointment of "Weed Commissioners".

Also: That the House has concurred in Senate amendments to House File No. 207, a bill for an act relating to the practice of accountancy.

Also: That the House has concurred in Senate amendments to House File No. 230, a bill for an act relating to the reclassification of levee and drainage districts for assessment, repairs and improvements.

Also: That the House has concurred in Senate amendments to House File No. 124, a bill for an act relating to chauffeur's licenses and providing exemptions in certain cases.

Also: That the House has adopted the Conference Committee report and the amendments recommended therein on Senate File No. 169, a bill for an act relating to secondary roads.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 263, a bill for an act relating to school elections.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 199, a bill for an act relating to the operation of motor trucks or trailers upon the public highways of this state.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 263

Amend section one (1) by striking therefrom the words "and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand" following the word "more" in line seven (7).

Amend section four (4) by striking from lines eight (8) and nine (9) the words "with a population of one hundred twenty-five thousand or more" and inserting in lieu thereof the words "where the regular election is held biennially".

Amend section twenty-four (24) by striking out the words "and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand" following the word "more" in line eight (8).

Amend section thirty-five (35) by striking out the words "and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand" following the word "more" in line three (3).

Strike section thirty-seven (37) of the bill.

HOUSE AMENDMENT TO SENATE FILE NO. 199

Amend Senate File No. 199 by adding the following as Section 3:

"Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Rock Rapids Reporter, a newspaper published at Rock Rapids, Iowa, and the Iowa Legionaire, a newspaper published at Des Moines, Iowa."

HOUSE MESSAGES CONSIDERED

House File No. 276, a bill for an act to amend the law as it appears in section twenty-six hundred fifty-three, (2653) of the Code of Iowa, 1927, relating to importation of livestock into the state.

Read first and second times and referred to sifting committee.

House File No. 339, a bill for an act to authorize the township trustees to purchase, own and maintain fire apparatus or equipment jointly with any city or town in the state of Iowa.

Read first and second times and referred to sifting committee.

House File No. 346, a bill for an act permitting the state department of health to accept financial aid from the government of the United States for public health work in the state of Iowa.

Read first and second times and referred to sifting committee.

House File No. 392, a bill for an act to amend the law as it appears in section fifty-seven hundred forty-four (5744) of the Code, 1927, with reference to the power of cities and towns and

to authorize cities and towns to restrain and prohibit the deposit and removal of refuse and junk.

Read first and second times and referred to sifting committee.

House File No. 465, a bill for an act to amend the law as it appears in section ten hundred ninety a-thirteen (1090 a-13) of the Code, 1927, relating to liability of depository.

Read first and second times and referred to sifting committee.

House File No. 501, a bill for an act to repeal section twelve thousand seven hundred seventy-two (12772) of the Code, 1927, and to enact a substitute therefor relating to investment of funds by trustees, executors, administrators and guardians.

Read first and second times and referred to sifting committee.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 496, a bill for an act to make an appropriation to the Clarion Chapter, Izaak Walton League, Clarion, Iowa, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 483, a bill for an act to make an appropriation to Minnie E. Johnson and Emma McNulty, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the words and figures "five thousand dollars (\$5,000.00)" in line 3 and 4 of Section 1, and insert in lieu thereof the words and figures "three thousand dollars (\$3,000.00)".

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred House File No. 327, a bill for an act to make an appropriation for the payment of the expenses incurred in the election contest of Ditto

vs. Hattendorf, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 495, a bill for an act to make an appropriation to Emmet County, Iowa, for special assessment, drainage and graveling taxes on state-owned land, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT: We your conference committee, appointed to consider the differences between the House and Senate on Senate File No. 125, begs leave to report that we have had the same under consideration, and recommend the following:

That the House recede from the amendment to Section 1, and the Senate concur in the amendment to strike out all of Section 2.

B. M. STODDARD
 J. G. MERRITT
 FRANK SHANE
 J. R. FRAILEY
 J. R. FORSLING
 W. WALTER WILSON
 WALTER B. RENO
 R. B. ECKLES

CONFERENCE COMMITTEES ON SENATE FILES NOS. 200 AND 291

The President appointed as conference committee on Senate File No. 200, on the part of the Senate: Senators Blackford, Carden, Merritt and Christophel.

The President also appointed as conference committee on Senate File No. 291, on the part of the Senate: Senators Baird, Wilson of Polk, Rogers and Bergman.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 8, 268, 371, 458, 461, 504.

CHAS. T. ROGERS,
Chairman Senate Committee.
 S. R. TORGESON,
Chairman House Committee.

Report adopted.

HENDERSON MEMORIAL RESOLUTION

Senator Gilchrist offered the following resolution and moved its adoption:

Whereas, Honorable G. W. Henderson, a member of the Senate in the Twenty-fifth, Twenty-sixth and Twenty-sixth Extra General Assemblies, died on October 22, 1927,

Therefore, Be It Resolved by the Senate of the Forty-third General Assembly, That a committee of three be appointed to draft suitable resolutions to commemorate his life, character and services to the state.

The resolution was adopted and the President appointed as such committee: Senators Gilchrist, E. W. Clark and Gunderson.

WEBBER MEMORIAL RESOLUTION

Senator Shane offered the following resolution and moved its adoption:

Whereas, Honorable John F. Webber, a member of the Senate in the Thirty-fourth and Thirty-fifth General Assemblies died at his home in Ottumwa, April 7, 1928,

Be It Resolved by the Senate of the Forty-third General Assembly, That a committee of three be appointed to draft suitable resolutions to commemorate his life, character and services to the state.

The resolution was adopted and the President appointed as such committee Senators Shane, Clark of Marion and Beatty.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File No. 9 by adding the following:

Sec. 4. The provisions of this act shall not apply to cities and towns organized under the provisions of chapter three hundred twenty-eight (328) of the Code, 1927.

Further amend the title by striking the period at the end thereof and adding the following:

"excepting cities and towns organized under the provisions of chapter three hundred twenty-eight (328), of the Code, 1927.

OTTO F. LANGE.

AMENDMENT TO HOUSE FILE No. 9 (Calendar No. 23)

MR. PRESIDENT: We move to amend House File No. 9 by adding thereto as Section 4 the following:

"Sec. 4. The provisions of this act shall not apply to cities organized under chapter 326 of the Code."

C. F. CLARK
E. W. CLARK
FRANK SHANE
GEO. A. WILSON.

MR. PRESIDENT: I move to amend House Joint Resolution No. 6 by striking lines 75 and 76 and substituting therefor the following:

"Primary Road No. 15 from Ames by way of Blairsburg, Belmond, Forest City and Lake Mills to a point on the Minnesota line north of Lake Mills."

O. E. GUNDERSON.

MR. PRESIDENT: I move to amend House Joint Resolution No. 6 by adding at the end of sub-section B of section 3, the following:

Sec. (c). Iowa labor shall be employed in the construction of these highways, and no contracts to pave shall be accepted by the Highway Commission which exceed a total cost of \$25,000 per mile.

C. E. ANDERSON.

On motion of Senator Shane the Senate adjourned until 2:00 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

The session was devoted to memorial services in honor of former members of the Senate who had passed away since the close of the Forty-second General Assembly.

The memorial resolutions will appear in the bound volume of the Senate Journal and will also be printed in a separate pamphlet.

As a further mark of respect to the former members of the Senate who have passed away, on motion of Senator Wilson of Polk the Senate adjourned until 9:00 a. m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 9, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. D. G. Pinkston, pastor of the Presbyterian church, Knoxville, Iowa.

BILLS SIGNED BY THE PRÉSIDENT

The President of the Senate announced that as President of the Senate, in the presence of the Senate, he had signed House Files Nos. 8, 268, 371, 458, 461, and 504.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor stating that he had, on April 6, approved of the following bills:

Senate File No. 229, legalizing warrants in the town of Carlisle, Iowa.

Senate File No. 298, repealing the law in section 1766, etc., of the Code.

Senate File No. 332, relating to the practices of engineering.

Senate File No. 374, relating to the time of opening and closing of polls at election.

Senate File No. 400, relating to cities controlling bridge funds.

Senate File No. 448, relating to river front improvement commissions.

Senate File No. 396, relating to a transfer of funds in Allamakee county.

Senate File No. 243, relating to fees to be charged for recording.

Senate File No. 225, legalizing an ordinance in the town of Rolfe, Iowa.

Senate File No. 355, relating to the granting of continuances in actions cognizable in equity.

Senate File No. 326, amending, revising and codifying sections of the Code.

Senate File No. 294, to transfer the capitol extension fund to the general fund of the state treasury.

Senate File No. 339, to repeal section 388 and enact a substitute therefor.

The journal of April 8th was corrected and approved.

April 9th, 1929.

MR. PRESIDENT: The Sifting Committee reports the following bills out for passage:

S. J. R. No. 10, S. F. No. 38, as amended, H. F. Nos. 382, 83, 276, 465, 455, 261, 346, 74, 209, 220, 433.

C. A. BENSON, *Chairman Sifting Committee.*

REPORT OF COMMITTEE

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate Joint Resolution No. 4, a joint resolution providing for a Commission to secure information relative to the public school system, to make recommendations relating thereto, and to make appropriation for expenses of said Commission, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

1. Amend by striking all the title and inserting in lieu thereof the following:

"An Act to direct the Superintendent of Public Instruction to make research study of certain features of the public school system, and as to the number of physically and mentally handicapped children of school age in the state, and to make an appropriation to defray the expense of such survey.

2. Amend by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. The Superintendent of Public Instruction is authorized to employ a statistician and such clerical help as may be needed to make a fact-finding survey as hereinafter provided.

Sec. 2. Said survey shall be a research study embracing administration, supervision, and the instruction of the public school system and the

costs thereof with data to show the financial ability of the various districts to meet such costs and to secure data as to the types and number of each type of handicapped children of school age in the state.

Sec. 3. Said Superintendent of Public Instruction shall make a report of such findings.

Sec. 4. It is further provided that the Superintendent of Public Instruction shall appoint one (1) member from the Schools Committee of the Senate, and one (1) member of the Schools Committee of the House, to act in the advisory capacity to said Superintendent, and who shall be paid their actual and necessary expense in attending all hearings.

Sec. 5. There is hereby appropriated, out of any funds in the State Treasury not otherwise appropriated, the sum of eight thousand dollars (\$8,000.00), to defray expenses incurred under the provisions of the act.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 435, a bill for an act relating to the giving of bribes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 256, a bill for an act relative to the place of hearing of petitions for review before the Industrial Commissioner.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 457, a bill for an act to legalize taxes levied, assessed and collected for the purpose of eradicating bovine tuberculosis.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 210, a bill for an act relative to the taking of fingerprints and palmprints of certain violators of the criminal laws.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 447, a bill for an act relating to street improvements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 407, a bill for an act to recognize the Iowa Sheep and Wool Breeders Association and to encourage the sheep and wool industry in the state of Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 189, a bill for an act relating to the practice of certain professions affecting the public health and pertaining to the practice of cosmetology.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 10, a bill for an act to establish the general fund for the state of Iowa, for the biennium beginning July 1, 1929.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 10

SECTION 2

Amend section two (2) by striking from lines three (3) and four (4) the words and figures "two hundred twenty-five thousand one hundred forty-five dollars (\$225,145.00)" and inserting "two hundred thirty thousand one hundred forty-five dollars (\$230,145.00)".

Also, insert as line 44-a the following:

"44-a. For the purpose of complying with federal ruling in the matter of holding schools of instruction when requested, there is hereby appropriated five thousand dollars (\$5,000.00) or so much thereof as may be necessary."

Also, insert as line 45-b the following:

"45-b. \$211,625.00"

Also, strike from line seventy-three (73) the figures "\$225,145.00" and insert "\$230,145.00".

SECTION 5

Amend section five (5) by striking from lines three (3) and four (4) the words and figures "twenty-eight thousand dollars (\$28,000.00)" and inserting "twenty-seven thousand five hundred dollars (\$27,500.00)".

Also, by striking from line twenty-three (23) the figures "2,500.00" and inserting "2,000.00".

Also, by striking from line twenty-six (26) the figures "3,500.00" and inserting "3,000.00".

Also, by striking from line twenty-nine (29) the figures "28,000.00" and inserting "27,500.00".

SECTION 9

Amend section nine (9) by striking from lines three (3) and four (4) the words and figures "eighty-six thousand eighty dollars (\$86,080.00)" and inserting "ninety-two thousand three hundred dollars (\$92,300.00)".

Also, strike from line twelve (12) the figures "2,100.00" and insert "2,200.00".

Also, insert after line fourteen (14) the following:

"14-a. Assistant purchasing agent.....\$1,320.00"

Also, strike from lines fifteen (15) and sixteen (16) the figures "1,500.00" and insert "1,600.00".

Also, strike line nineteen (19) and insert in lieu the following:

"19. Stenographers (4)\$4,800.00"

Also, strike line twenty-four (24) and insert in lieu the following:

"24. Chief draftsman.....\$3,000.00"

Also, insert after line twenty-four (24) the following:

"24-a. Draftsmen (not to exceed).....\$4,000.00"

Also, strike from line twenty-six (26) the figures "58,730.00" and insert "64,150.00".

Also, strike from line twenty-nine (29) the figures "11,500.00" and insert "12,700.00".

Also, strike from line thirty-one (31) the figures "2,000.00" and insert "1,800.00".

Also, strike from line thirty-five (35) the figures "22,650.00" and insert "23,650.00".

Also, strike from line thirty-seven (37) the figures "81,380.00" and insert "89,800.00".

Also, strike from line forty-five (45) the figures "800.00" and insert "600.00".

Also, strike from line forty-seven (47) the figures "4,700.00" and insert "4,500.00".

Also, strike from line fifty (50) the figures "86,080.00" and insert "92,300.00".

SECTION 10

Amend section ten (10) by striking from lines three (3) and four (4) the words and figures "sixty-one thousand seven hundred dollars (\$61,700.00)" and inserting "sixty thousand three hundred eighty dollars (\$60,380.00)".

Also, by striking line nineteen-a (19a).

Also, by striking from line twenty-six (26) the figures "59,450.00" and inserting "58,130.00".

Also, by striking from line thirty-four (34) the figures "61,700.00" and inserting "60,380.00".

SECTION 11

Amend section eleven (11) by striking from lines three (3) and four (4) the words and figures "three hundred two thousand dollars (\$302,000.00)" and inserting "three hundred seventeen thousand five hundred dollars (\$317,500.00)".

Also, strike from line seven the figures "276,000.00" and insert "291,500.00".

Also, strike from line fourteen (14) the figures "302,000.00" and insert "317,500.00".

SECTION 12

Amend section twelve (12) by striking the words and figures "fifty-four thousand one hundred twelve dollars (\$54,112.00)" and inserting "fifty-six thousand one hundred twelve dollars (\$56,112.00)".

Also, strike from line twenty-seven (27) the figures "2,000.00" and insert "4,000.00".

Also, strike from line thirty (30) the figures "54,112.00" and insert "56,112.00".

SECTION 14-a.

Amend section fourteen-a (14-a) by striking from lines three (3) and four (4) the words and figures "two hundred thirty-four thousand two hundred fifty dollars (\$234,250.00)" and inserting "two hundred fourteen thousand two hundred fifty dollars (\$214,250.00)".

Also, strike from line eleven (11) the figures "50,000.00" and insert "30,000.00".

Also, strike from line fifteen (15) the figures "234,250.00" and insert "214,250.00".

Also, strike from line eighteen (18) the figures "234,250.00" and insert "214,250.00".

SECTION 17

Amend section seventeen (17) by striking from lines three (3) and four (4) the words and figures "seventeen thousand three hundred dollars (\$17,300.00)" and inserting in lieu "seventeen thousand dollars (\$17,000.00)".

Also, strike from line seven (7) the figures "3,000.00" and insert "2,700.00".

Also, strike from line thirteen (13) the figures "10,100.00" and insert "9,800.00".

Also, strike from line twenty-three (23) the figures "17,300.00" and insert "17,000.00".

SECTION 18

Amend section eighteen (18) by striking from lines three (3) and four (4) the words and figures "sixteen thousand nine hundred dollars (\$16,900.00)" and inserting "twelve thousand two hundred dollars (\$12,200.00)".

Also, strike from line nine (9) the figures "2,000.00" and insert "1,800.00".

Also, strike from line eleven (11) the figures "5,900.00" and insert "5,700.00".

Also, strike from line thirteen (13) the word "geographical" and insert in lieu "geological".

Also strike from line thirteen (13) the figures "5,000.00" and insert "3,500.00".

Also, strike from line thirteen-a (13-a) the figures "6,000.00" and insert "3,000.00".

Also, strike all of line thirteen-b (13-b).

Also, strike from line sixteen (16) the figures "16,900.00" and insert "12,200.00".

SECTION 19

Amend section nineteen (19) by striking from lines three (3) and (4) the words and figures "twenty thousand seven hundred dollars (\$20,700.00)" and inserting "twenty thousand four hundred fifty dollars (\$20,450.00)".

Also, strike from line eight (8) the figures "3,000.00" and insert "2,850.00".

Also, strike from line twelve (12) the figures "1,500.00" and insert "1,400.00".

Also, strike from line fourteen (14) the figures "16,600.00" and insert "16,350.00".

Also, strike from line twenty-four (24) the figures "20,700.00" and insert "20,450.00".

SECTION 21

Amend section twenty-one (21) by striking from lines three (3) and four (4) the words and figures "eighty-one thousand five hundred twenty-five dollars (\$81,525.00)" and inserting "eighty thousand nine hundred twenty-five dollars (\$80,925.00)".

Also, strike from line nineteen (19) the figures "3,600.00" and insert "3,000.00".

Also, strike from line twenty-five the figures "40,200.00" and insert "39,600.00".

Also, strike from line thirty-five (35) the figures "59,000.00" and insert "58,400.00".

Also, strike from line fifty-seven (57) the figures "81,525.00" and insert "80,925.00".

SECTION 22

Amend section twenty-two (22) by striking from lines three (3) and four (4) the words and figures "forty-eight thousand three hundred ten dollars (\$48,310.00)" and inserting "forty-nine thousand five hundred fifty dollars (\$49,550.00)".

Also, strike from line fourteen (14) the figures "2,400.00" and insert "2,640.00".

Also, strike from line twenty (20) the figures "18,700.00" and insert "18,940.00".

Also, by striking line twenty-five (25) and inserting in lieu the following.:

"25. ernors and President Herbert Hoover.....2,500.00"

Also, strike from line thirty-one (31) the figures "3,550.00" and insert "4,550.00".

Also strike from line thirty-two (32) the figures "22,250.00" and insert "23,490.00".

Also, strike from line fifty-five (55) the figures "48,310.00" and insert "49,550.00".

SECTION 25

Amend section twenty-five (25) by striking from lines (3) and four (4) the words and figures "fifty-six thousand three hundred sixty dollars (\$56,360.00)" and inserting "fifty-five thousand five hundred ten dollars (\$55,510.00)".

Also, strike line twenty-eight (28) and insert in lieu the following:

"28. Premium on bond for commissioner.....150.00"

Also, strike from line thirty (30) the figures "14,000.00" and insert "13,150.00".

Also, strike from line thirty-three (33) the figures "56,360.00" and insert "55,510.00".

SECTION 26

Amend section twenty-six (26) by striking from lines three (3) and four (4) the words and figures "ninety-eight thousand nine hundred fifty dollars (\$98,950.00)" and inserting "one hundred eight thousand nine hundred fifty dollars (\$108,950.00)".

Also, strike from line nineteen (19) the figures "50,000.00" and insert "60,000.00".

Also, strike from line twenty-four (24) the figures "66,250.00" and insert "76,250.00".

Also, strike from line twenty-six (26) the figures "98,950.00" and insert "108,950.00".

SECTION 28

Amend section twenty-eight (28) by striking from lines three (3) and four (4) the words and figures "twenty-three thousand seven hundred seventy dollars (\$23,770.00)" and inserting "twenty-four thousand three hundred twenty dollars (\$24,320.00)".

Also, strike from line twenty-one (21) the figures "1,750.00" and insert "2,300.00".

Also, strike from line twenty-four (24) the figures "8,950.00" and insert "9,500.00".

Also, strike from line twenty-seven (27) the figures "23,770.00" and insert "24,320.00".

SECTION 29

Amend section twenty-nine (29) by striking from lines three (3) and four (4) the words and figures "fifty-three thousand dollars (\$53,000.00)" and inserting "fifty-four thousand three hundred twenty dollars (\$54,320.00)".

Also, strike from line nine (9) the figures "2,500.00" and insert "2,400.00".

Also, strike from line fifteen (15) the figures "1,500.00" and insert "1,800.00".

Also, strike from line eighteen (18) the figures "16,800.00" and insert "17,000.00".

Also, strike from line twenty-one (21) the figures "22,800.00" and insert "23,000.00".

Also, strike from line twenty-nine (29) the figures "1,200.00" and insert "1,320.00".

Also, strike from line thirty-one (31) the figures "11,000.00" and insert "11,120.00".

Also, strike from line thirty-four (34) the figures "17,000.00" and insert "17,120.00".

Also, strike from line fifty-two (52) the figures "1,000.00" and insert "2,000.00".

Also, strike from line fifty-four (54) the figures "4,000.00" and insert "5,000.00".

Also, strike from line fifty-six (56) the figures "53,000.00" and insert "54,320.00".

SECTION 37

Amend section thirty-seven (37) by striking from lines three (3) and four (4) the words and figures "four hundred sixty-four thousand nine hundred fifty dollars (\$464,950.00)" and inserting "four hundred eighty-four thousand nine hundred fifty dollars (\$484,950.00)".

Also, strike from line eleven (11) the figures "50,000.00" and insert "70,000.00".

Also, by striking line eleven-a (11-a) and inserting in lieu the following:

"11-a. Mining camp schools emergency fund.....10,000.00"

Also, strike from line fourteen (14) the figures "464,950.00" and insert "484,950.00".

Also, strike from line seventeen (17) the figures "464,950.00" and insert "484,950.00".

SECTION 39

Amend section thirty-nine (39) by striking from lines three (3) and four (4) the words and figures "eighty-two thousand six hundred sixty-five dollars (\$82,665.00)" and inserting "eighty-two thousand one hundred sixty-five dollars (\$82,165.00)".

Also, strike from line nine (9) the figures "3,200.00" and insert "3,000.00".

Also, strike from line eleven (11) the figures "2,400.00" and insert "2,100.00".

Also, strike from line twenty-seven (27) the figures "47,190.00" and insert "46,690.00".

Also, strike from line fifty-six (56) the figures "69,805.00" and insert "82,165.00".

SECTION 40

Amend section forty (40) by striking from lines three (3) and four (4) the words and figures "forty-eight thousand one hundred dollars (\$48,100.00)" and inserting "forty-seven thousand eight hundred dollars (\$47,800.00)".

Also, strike from line eight (8) the figures "3,300.00" and insert "3,000.00".

Also, strike from line sixteen (16) the figures "17,100.00" and insert "16,800.00".

Also strike line sixteen-a (16-a) and insert in lieu the following:

"SECURITIES DEPARTMENT

Superintendent	\$4,000.00
Deputy Superintendent	3,000.00
Chief Clerk	1,800.00

For such examiners, investigators, clerks, stenographers, bookkeeper, supplies, traveling expenses and incidentals as are found necessary for the purpose of administering the Securities Department as provided in House File No. 201.....21,200.00

The number of such employees other than Superintendent, Deputy Superintendent, and Chief Clerk and their salaries to be fixed by the Committee on Retrenchment and Reform.

The total amount expended in administering the Securities Department in any year, however, shall not exceed the revenue derived from such administration."

Also, strike from line twenty-two (22) the figures "48,100.00" and insert "47,800.00".

SECTION 45

Amend section forty-five (45) by striking from lines three (3) and four (4) the words and figures "thirty-seven thousand two hundred eighty-six dollars and forty-five cents (\$37,286.45)" and inserting "thirty-seven thousand one hundred eighty-six dollars and forty-five cents (\$37,186.45)".

Also, strike from line twenty-five-a (25-a) the figures "1,200.00" and insert "1,100.00".

Also, strike from line twenty-nine (29) the figures "7,540.00" and insert "7,440.00".

Also, strike from line thirty-three (33) the figures "24,376.45" and insert "24,276.45".

Also, strike from line thirty-six (36) the figures "37,286.45" and insert "37,186.45".

SECTION 46

Amend section forty-six (46) by striking from lines twenty (20), twenty-one (21) and twenty-two (22) the words and figures "nine million

four thousand seven hundred ninety-nine dollars and forty-eight cents (\$9,004,799.48)" and inserting "nine million ninety thousand seven hundred ninety-nine dollars and forty-eight cents (\$9,090,799.48)".

Also, strike from lines twenty-nine (29), thirty (30) and thirty-one (31) the words and figures "eight hundred sixty-four thousand three hundred nineteen dollars and forty-eight cents (864,319.48)" and insert "eight hundred forty-four thousand three hundred nineteen dollars and forty-eight cents (\$844,319.48)".

Also, strike from line thirty-three (33) the figures "566,919.48" and insert "546,919.48".

Also, strike from line forty-eight (48) the figures "864,319.48" and insert "844,319.48".

Also, strike from lines fifty-five (55) and fifty-six (56) the words and figures "eight hundred twenty-two thousand three hundred sixty dollars (\$822,360.00)" and insert "eight hundred fifty-two thousand three hundred sixty dollars (\$852,360.00)".

Also, strike line sixty-one (61) and insert in lieu the following:

"61. Completing the Juvenile Cottage.....15,000.00"

Also, insert as line sixty-two (62) the following:

"62. Repair to steam Heat and Water Plant.....10,000.00"

Also, insert after line sixty-two the following:

"62-a. For Junior Boys' Cottage.....15,000.00"

Also, strike from line sixty-four (64) the figures "55,000.00" and insert "85,000.00".

Also, strike from line sixty-six (66) the figures "822,360.00" and insert "852,360.00".

Also, strike from lines seventy-one (71) and seventy-two (72) the words and figures "seven hundred fifty-six thousand dollars (\$756,000.00)" and insert "seven hundred ninety-three thousand dollars (\$793,000.00)".

Also, insert as line seventy-six (76) the following:

"76. Fencing1,000.00"

Also, strike from line seventy-eight (78) the figures "15,000.00" and insert "25,000.00".

Also, insert as line eighty-four (84) the following:

"84. Remodeling old laundry for storeroom and bakery.....10,000.00"

Also, by inserting after line eighty-four (84) the following:

"84-a. Engine and Generator.....16,000.00"

Also, strike from line eighty-six (86) the figures "56,000.00" and insert "93,000.00".

Also strike from line eighty-eight (88) the figures "756,000.00" and insert "793,000.00".

Also, strike lines eighty-nine (89) to ninety-one-a (91-a), inclusive, and insert in lieu the following:

"89. The amounts appropriated for fencing, laundry building and equipment, engine and generator, and remodeling old laundry for store-room and bakery, are available after July 1, 1930."

Also, strike from lines ninety-four (94) and ninety-five (95) the words and figures "seven hundred sixty-one thousand one hundred thirty dollars (\$761,130.00)" and insert "seven hundred twenty-one thousand one hundred thirty dollars (\$721,130.00)".

Also, strike line ninety-nine (99) and insert in lieu the following:

"99. Hope Hall Equipment.....10,000.00".

Also, strike from line one hundred one (101) the figures "761,130.00" and insert "721,130.00".

Also, strike from lines one hundred four (104) and one hundred five (105) the words and figures "eight hundred thirty-one thousand five hundred dollars (\$831,500.00)" and insert "eight hundred thirty-eight thousand dollars (\$838,000.00)".

Also, insert as line one hundred eleven (111) the following:

"111. Remodeling Old Dairy Barn.....6,500.00"

Also, strike from line one hundred eighteen (118) the figures "67,750.00" and insert "74,250.00".

Also, strike from line one hundred twenty (120) the figures "831,500.00" and insert "838,000.00".

Also, strike from lines one hundred twenty-six (126) and one hundred twenty-seven (127) the words and figures "eight hundred fifty-seven thousand three hundred forty dollars (\$857,340.00)" and insert "eight hundred sixty-nine thousand three hundred forty dollars (\$869,340.00)".

Also, insert as lines one hundred thirty-four (134) and one hundred thirty-five (135) the following:

"Remodeling and equipping Farm House on Willetts Farm
for Patients12,000.00"

Also, strike from line one hundred thirty-eight (138) the figures "155,500.00" and insert "167,500.00".

Also, strike from line one hundred forty (140) the figures "857,340.00" and insert "869,340.00".

Also, strike from lines one hundred forty-five (145) and one hundred forty-six (146) the words and figures "two hundred seventy-nine thousand seven hundred ninety dollars (\$279,790.00)" and insert "two hundred eighty-five thousand seven hundred ninety dollars (\$285,790.00)".

Also, strike from line one hundred forty-eight (148) the figures "219,290.00" and insert "222,290.00".

Also, insert as line one hundred fifty-one-a (151-a) the following:

"151-a. For the Erection of a new Smoke Stack.....3,000.00"

Also, strike from line one hundred fifty-four (154) the figures "60,500.00" and insert "63,500.00".

Also, strike from line one hundred fifty-six (156) the figures "279,790.00" and insert "285,790.00".

Also, amend subsection eight-a (8-a) by striking from line three (3) the words and figures "twenty-four thousand six hundred dollars (\$24,600.00)" and inserting in lieu "twenty-two thousand six hundred dollars (\$22,600.00)".

Also, further amend subsection eight-a (8-a) by striking from lines six (6) and seven (7) the words and figures "and new greenhouse \$2,000.00".

Also, strike from lines one hundred seventy-two (172) and one hundred seventy-three (173) the words and figures "seven hundred fifty-two thousand nine hundred dollars (\$752,900.00)" and insert "seven hundred forty-nine thousand dollars (\$749,000.00)".

Also, by striking lines one hundred eighty-a (180-a) and one hundred eighty-one (181).

Also, insert as line one hundred eighty-two (182) the following:

"182. Coal Bunkers.....12,000.00"

Also, strike from line one hundred eighty-four (184) the figures "35,600.00" and insert "32,600.00".

Also, strike from line one hundred eighty-six (186) the figures "752,000.00" and insert "749,000.00".

Also, strike lines one hundred eighty-seven (187) to one hundred ninety-two (192), inclusive, and insert in lieu the following:

"9-a. The Board of Control is hereby authorized to use from the 'Maintaining and Establishing of Industries' Fund, one hundred seventy thousand dollars (\$170,000.00), or so much thereof as may be necessary, for enlarging cell houses one hundred fifty thousand dollars (\$150,000.00), new cheese factory building five thousand dollars (\$5,000.00), creamery at Clive Farm five thousand dollars (\$5,000.00), and completion of dairy barn ten thousand dollars (\$10,000.00)."

Also, strike from lines two hundred twenty-seven (227) and two hundred twenty-eight (228) the words and figures "four hundred ninety-four thousand one hundred dollars (\$494,100.00)" and insert "five hundred one thousand six hundred dollars (\$501,600.00)".

Also, insert after line two hundred thirty-two (232) the following:

"232-a. Coal Bunkers7,500.00"

Also, insert as line two hundred thirty-three-a (233-a) the following:

"233-a8,000.00"

Also, strike from line two hundred thirty-four (234) the figures "494,100.00" and insert "501,600.00".

Also, strike from lines two hundred thirty-seven (237) and two hundred thirty-eight (238) the words and figures "four hundred twenty-six thousand five hundred dollars (\$426,500.00)" and insert "four hundred sixty-six thousand five hundred dollars (\$466,500.00)".

Also, insert as line two hundred forty-five (245) the following:

"245. New Boilers and Remodeling Power House.....40,000.00"

Also, by striking lines two hundred fifty-two (252) and two hundred fifty-three (253) and inserting in lieu the following:

"252. Roads and Driveways.....500.00"

Also, strike from line two hundred fifty-six (256) the figures "56,500.00" and insert "96,500.00".

Also, strike from line two hundred fifty-eight (258) the figures "426,500.00" and insert "466,500.00".

Also, strike lines two hundred fifty-nine (259) to two hundred sixty-three (263), inclusive, and insert in lieu the following:

"259. The amounts appropriated for new machinery, new hospital, etc., redecorating and repairing chapel, hog house, chicken houses, roads and driveways, and fruit trees, etc., are not available until July 1, 1930."

Also, strike from lines two hundred sixty-six (266) and two hundred sixty-seven (267) the words and figures "three hundred eighty-nine thousand seven hundred eighty dollars (\$389,780.00)" and insert "three hundred ninety-nine thousand seven hundred eighty dollars (\$399,780.00)."

Also, insert after line two hundred seventy-three (273) the following:

"273-a. Engine and Generator.....10,000.00"

Also, strike from line two hundred seventy-five (275) the figures "6,000.00" and insert "16,000.00".

Also, strike from line two hundred seventy-seven (277) the figures "389,780.00" and insert "399,780.00".

Also, strike from line two hundred ninety-a (290-a) the following:

"For state roads at the state institutions under the Board of Control for said biennium,"; also capitalize the word "the" preceding the word "sum".

Also, strike from line two hundred ninety-three (293) the figures "9,004,799.48" and insert "9,090,799.48".

SECTION 47

Amend section forty-seven, by striking from lines nine (9), ten (10) and eleven (11) the words and figures "fifteen million six hundred twenty

thousand one hundred thirteen dollars and twenty cents (\$15,620,113.20)" and inserting in lieu "fourteen million six hundred forty thousand one hundred thirteen dollars and twenty cents (\$14,640,113.20)".

Also, strike from lines sixteen (16) and seventeen (17) the words and figures "five million five hundred forty-six thousand three dollars and twenty cents (\$5,546,003.20)" and insert "five million two hundred forty-three thousand three dollars and twenty cents (\$5,243,003.20)".

Also, strike from line twenty-one (21) the figures "3,300,000.00" and insert "3,147,000.00".

Also, strike from line twenty-nine (29) the words "Including Library Site"; also strike the figures "650,000.00" and insert "500,000.00".

Also, strike from line thirty-two (32) the figures "5,546,003.20" and insert "5,243,003.20".

Also, strike from lines thirty-five (35) and thirty-six (36) the words and figures "five million one hundred seventy-four thousand dollars (\$5,174,000.00)" and insert "five million twenty-two thousand dollars (\$5,022,000.00)".

Also, strike from line forty-one (41) the figures "2,541,000.00" and insert "2,441,000.00".

Also, amend line fifty-one (51) by inserting the word "Marketing" preceding the word "Cooperative".

Also, strike lines fifty-one-b (51-b), fifty-one-c (51-c), fifty-one-d (51-d), and fifty-one-e (51-e) and insert in lieu the following:

"51-b. Research for onion, sugar beet, nursery, and melon disease control and vegetable crops for melon district....30,000.00"

Also, strike lines fifty-one-f (51-f) and fifty-one-g (51-g) and insert in lieu the following:

"51-c. Research for reduction of fat in buttermilk and for standardization of fat in butter and cheese manufacturing12,000.00"

Also, strike from line fifty-three (53) the figures "100,000.00" and insert "75,000.00".

Also, strike from line fifty-four (54) the figures "100,000.00" and insert "75,000.00".

Also, strike from line fifty-six (56) the figures "5,174,000.00" and insert "5,022,000.00".

Also, strike from lines fifty-nine (59) and sixty (60) the words and figures "one million seven hundred twenty-three thousand dollars (\$1,723,000.00)" and insert "one million three hundred forty-eight thousand dollars (\$1,348,000.00)".

Also, strike from line sixty-four (64) the figures "902,000.00" and insert "887,000.00".

Also, strike from line sixty-six (66) the figures "40,000.00" and insert "30,000.00".

Also, insert after line sixty-six (66) the following:

"66-a. No summer school shall be held within a radius of thirty-five miles of an accredited college where a summer school is held, during this biennium."

Also, strike from line seventy-one (71) the figures "1,723,000.00" and insert "1,348,000.00".

Also, amend line eighty-one (81) by inserting after the word "building" the following:

"and extension of water mains".

Also, strike line ninety-nine (99) subsection six (6) and insert in lieu the following:

"19 (6). For the purpose of carrying out the provisions of chapter 199, Code of 1927, for the biennium beginning July 1, 1929, and ending June 30, 1931, the sum of one million eight hundred fifty thousand dollars (\$1,850,000.00) or so much thereof as may be necessary, to be expended in the manner and under the authority provided in said chapter. No funds shall be expended under the provisions of section forty hundred twenty-eight (4028) of the Code, 1927, in excess of the amount herein appropriated."

Also, strike lines sixty-eight (68) and sixty-nine (69) of subsection three (3).

Also, strike from line one hundred thirty-three (133) the figures "15,620,113.20" and insert "14,640,113.20".

SECTION 54

Amend section fifty-four (54) by striking from line two (2) the words "employ a secretary at" and inserting in lieu the words "pay its secretary".

Also further amend section fifty-four (54) by striking from line two the words and figures "three hundred dollars (\$300.00)" and inserting in lieu "six hundred dollars (\$600.00)".

HOUSE AMENDMENT TO SENATE FILE NO. 447

Amend section one (1) by striking from lines four (4) and eight (8) the word "shaling" and inserting in lieu thereof the words "use of shale or other surfacing material".

HOUSE AMENDMENTS TO SENATE FILE NO. 189

Amend section seven (7) by striking from lines nine (9) and ten (10) the words and figures "one hundred fifty dollars (\$150.00)" and inserting in lieu thereof the words and figures "one hundred dollars (\$100.00)".

Amend section eight (8) by inserting the word "and" after the comma and before the word "three" in line three (3) of said section and by striking "and four (4)," in line four (4) of said section.

Also further amend section eight (8) by inserting at the end of line six (6) the following: "dentists, podiatrists,".

Amend section thirteen (13) by adding thereto the following: "without expense to the state".

SENATE CONCURRENT RESOLUTION NO. 15

Senator Stoddard offered the following resolution and moved its adoption:

Be It Resolved by the Senate, the House concurring, That the Chief Clerk of the House and the Secretary of the Senate be required to remain at the capitol and perform their respective duties for so long a time as may be necessary following the final adjournment of the Forty-third General Assembly and that they be authorized to select such of their respective assistants as may be necessary for such time as may be required for the purpose of correcting and certifying the records of the session and otherwise closing up the business of their respective offices, and also for packing the supplies of members for shipment to their homes.

The chief clerk of the House and the secretary of the Senate are hereby authorized to correct the journals of the House and Senate, respectively, for the last day of the session.

Each of said officers and employees shall receive the same compensation per day for such extra service performed as they now receive, to be paid by the auditor of state upon certification by the speaker and chief clerk of the House and the president and secretary of the Senate.

The resolution was taken up by unanimous consent and adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Bergman called up for consideration House File No. 402, the Senate amendment being amended by the House, and moved that the Senate concur in the House amendment as follows:

Amend Senate amendment to section seven (7) by striking the last word of said amendment, namely, "shall", and inserting in lieu thereof the following: "is authorized to".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 33.

Anderson
Baird
Bennett

Bergman
Bissell
Booth

Brush
Carden
Carroll

Christophel
Clark of
Cerro Gordo

Clark of Marion	Kent	Lowe	Shane
Cochrane	Kimberly	MacDonald	Stanley
Cole	Klemme	McLeland	Stoddard
Doran	Langfitt	Rogers	Ulstad
Gunderson	Leonard	Shaff	Wilson of Page
Ickis			Wilson of Polk

Nays, 1.

Thompson

Absent or not voting, 16.

Beatty	Clark of Linn	Hager	Patterson
Benson	Clearman	Lange	Rigby
Blackford	Frailey	Merritt	Tabor
Brookins	Gilchrist	Moen	Topping

The House amendment to the Senate amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Bergman moved that the vote by which the amendment passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Moen called up for consideration Senate File No. 199, amended by the House, and moved that the Senate concur in the following amendments:

Amend by adding the following as Section 3:

"Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Rock Rapids Reporter, a newspaper published at Rock Rapids, Iowa, and the Iowa Legionaire, a newspaper published at Des Moines, Iowa."

On the question, "Shall the Senate concur?" the vote was:

Ayes, 41.

Anderson	Clark of	Ickis	Rogers
Bennett	Cerro Gordo	Kent	Shane
Bergman	Clark of Linn	Kimberly	Stanley
Blackford	Clark of Marion	Klemme	Stoddard
Booth	Clearman	Langfitt	Tabor
Brookins	Cochrane	Leonard	Thompson
Brush	Cole	Lowe	Topping
Carden	Doran	MacDonald	Ulstad
Carroll	Gilchrist	McLeland	Wilson of Page
Christophel	Gunderson	Moen	Wilson of Polk
	Hager	Patterson	

Nays, none.

Absent or not voting, 9.

Baird	Bissell	Lange	Rigby
Beatty	Frailey	Merritt	Shaff
Benson			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Stoddard called up for consideration the conference committee report on Senate File No. 125 and moved its adoption:

MR. PRESIDENT: We your conference committee, appointed to consider the differences between the House and Senate on Senate File No. 125, begs leave to report that we have had the same under consideration, and recommend the following:

That the House recede from the amendment to Section 1, and the Senate concur in the amendment to strike out all of Section 2.

B. M. STODDARD
 J. G. MERRITT
 FRANK SHANE
 J. R. FRAILEY
 W. WALTER WILSON
 WALTER B. RENO
 R. B. ECKLES

On the question, "Shall the Senate adopt the report of the conference committee?" the vote was:

Ayes, 38.

Anderson	Clark of Linn	Kent	Rogers
Baird	Clark of Marion	Kimberly	Shaff
Bennett	Clearman	Klemme	Shane
Blackford	Cochrane	Langfitt	Stanley
Booth	Cole	Leonard	Stoddard
Brookins	Doran	Lowe	Tabor
Carroll	Gilchrist	MacDonald	Thompson
Christophel	Gunderson	McLeland	Topping
Clark of	Hager	Moen	Ulstad
Cerro Gordo	Ickis	Patterson	

Nays, none.

Absent or not voting, 12.

Beatty	Bissell	Frailey	Rigby
Benson	Brush	Lange	Wilson of Page
Bergman	Carden	Merritt	Wilson of Polk

The report of the committee was adopted, and the amendment therein proposed concurred in by the Senate.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator MacDonald called up for consideration Senate File No. 263, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1) by striking therefrom the words "and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand" following the word "more" in line seven (7).

Amend section four (4) by striking from lines eight (8) and nine (9) the words "with a population of one hundred twenty-five thousand or more" and inserting in lieu thereof the words "where the regular election is held biennially".

Amend section twenty-four (24) by striking out the words "and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand" following the word "more" in line eight (8).

Amend section thirty-five (35) by striking out the words "and in all independent districts which embrace a city now having a population of not less than thirty-eight thousand nor more than fifty thousand" following the word "more" in line three (3).

Strike section thirty-seven (37) of the bill.

On the question, "Shall the Senate concur?" the vote was:

Ayes, 39.

Anderson	Christophel	Hager	Patterson
Baird	Clark of	Ickis	Rogers
Bennett	Cerro Gordo	Kent	Shane
Bergman	Clark of Linn	Kimberly	Stanley
Bissell	Clark of Marion	Klemme	Stoddard
Blackford	Clearman	Langfitt	Tabor
Booth	Cochrane	Leonard	Topping
Brookins	Cole	Lowe	Ulstad
Brush	Doran	MacDonald	Wilson of Page
Carroll	Gunderson	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 11.

Beatty	Frailey	McLeland	Shaff
Benson	Gilchrist	Merritt	Thompson
Carden	Lange	Rigby	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator MacDonald moved that the vote by which the amendment passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Shaff, House File No. 205, a bill for an act amending section five thousand seven hundred forty-five (5745) of the Code, 1927, relating to gasoline curb pumps, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Clark of	Ickis	Rogers
Baird	Cerro Gordo	Kent	Shaff
Bennett	Clark of Linn	Kimberly	Shane
Bergman	Clark of Marion	Klemme	Stanley
Blackford	Clearman	Leonard	Stoddard
Booth	Cochrane	Lowe	Tabor
Brookins	Cole	MacDonald	Thompson
Brush	Doran	McLeland	Topping
Carden	Gilchrist	Moen	Ulstad
Carroll	Gunderson	Patterson	Wilson of Polk
Christophel	Hager	Rigby	

Nays, none.

Absent or not voting, 8.

Beatty	Bissell	Lange	Merritt
Benson	Frailey	Langfitt	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, House Joint Resolution No. 6, a resolution proposing an amendment to the Constitution of the State of Iowa relating to the improvement of highways and making provision for the payment of the cost thereof, returned by the sifting committee, was taken up and considered.

Senator McLeland offered the following amendment and moved its adoption:

Amend section three (3) by inserting after the word "from" in line seventy-two (72), the following: "Its Intersection with primary road No. 32 to".

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 16.

Anderson	Doran	Leonard	Patterson
Bissell	Gunderson	Lowe	Rogers
Brookins	Kimberly	McLeland	Thompson
Brush	Langfitt	Moen	Ulstad

Nays, 28.

Baird	Clark of	Hager	Shane
Bennett	Cerro Gordo	Ickis	Stanley
Bergman	Clark of Marion	Kent	Stoddard
Blackford	Clearman	Klemme	Tabor
Booth	Cochrane	Lange	Topping
Carden	Cole	Rigby	Wilson of Page
Carroll	Frailey	Shaff	Wilson of Polk
Christophel			

Absent or not voting, 6.

Beatty	Clark of Linn	MacDonald	Merritt
Benson	Gilchrist		

The amendment was lost.

Senator Anderson offered the following amendment and moved its adoption:

Amend by adding at the end of sub-section B of section 3, the following:

Sec. (c). Iowa labor shall be employed in the construction of these highways, and no contracts to pave shall be accepted by the Highway Commission which exceed a total cost of \$25,000 per mile.

By unanimous consent, on request of Senator Anderson, the words "a total" in the last of his amendment were changed to "an average". Also the figures "\$25,000" were changed to the figures "\$26,000".

Senator Stoddard invoked Rule 8.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 14.

Anderson	Gilchrist	McLeland	Stanley
Bissell	Gunderson	Moen	Thompson
Brookins	Lange	Patterson	Ulstad
Doran	Leonard		

Nays, 33.

Baird	Carroll	Hager	Rigby
Beatty	Christophel	Ickis	Shaff
Bennett	Clark of	Kent	Shane
Benson	Cerro Gordo	Kimberly	Stoddard
Bergman	Clark of Marion	Klemme	Tabor
Blackford	Clearman	Langfitt	Topping
Booth	Cochrane	Lowe	Wilson of Page
Brush	Cole	MacDonald	Wilson of Polk
Carden	Frailey		

Absent or not voting, 3.

Clark of Linn Merritt Rogers

The amendment was lost.

Senator Gunderson offered the following amendment and moved its adoption:

Amend by striking lines 75 and 76 and substituting therefor the following:

“Primary Road No. 15 from Ames by way of Blairsburg, Belmond, Forest City and Lake Mills to a point on the Minnesota line north of Lake Mills.”

On the question, “Shall the amendment be adopted?” the vote was:

Ayes, 12.

Anderson	Clark of	Gilchrist	McLeland
Bissell	Cerro Gordo	Gunderson	Patterson
Brookins	Doran	Leonard	Thompson
			Ulstad

Nays, 33.

Baird	Christophel	Ickis	Rogers
Beatty	Clark of Linn	Kent	Shaff
Bennett	Clark of Marion	Kimberly	Shane
Benson	Clearman	Klemme	Stanley
Bergman	Cochrane	Lange	Stoddard
Blackford	Cole	Langfitt	Tabor
Brush	Frailey	Lowe	Topping
Carden	Hager	Rigby	Wilson of Polk
Carroll			

Absent or not voting, 5.

Booth Merritt Moen Wilson of Page
MacDonald

The amendment was lost.

Senator Brookins offered the following amendment and moved its adoption:

Amend section 2 by striking from line 121 of the printed bill the word “and” and inserting in lieu thereof a comma. Also amend by striking

from lines 121 and 122 the words "to a point on Primary Road Number 10 east of Waverly," and inserting in lieu thereof the words "New Hampton and to a point on Number 59 on the Minnesota line".

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 10.

Anderson	Christophel	McLeland	Thompson
Bissell	Gunderson	Patterson	Ulstad
Brookins	Leonard		

Nays, 35.

Baird	Clark of	Ickis	Rogers
Beatty	Cerro Gordo	Kent	Shaff
Bennett	Clark of Linn	Kimberly	Shane
Benson	Clark of Marion	Klemme	Stanley
Bergman	Clearman	Lange	Stoddard
Blackford	Cochrane	Langfitt	Tabor
Booth	Cole	Lowe	Topping
Brush	Frailey	MacDonald	Wilson of Page
Carden	Hager	Rigby	Wilson of Polk
Carroll			

Absent or not voting, 4.

Doran	Gilchrist	Merritt	Moен
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The amendment was lost.

Senator Klemme offered the following amendment and moved its adoption:

Amend section 1 by striking from line 66 the words "West Union" and inserting in lieu thereof the word "Calmar".

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 8.

Anderson	Gilchrist	Klemme	Thompson
Brookins	Gunderson	Leonard	Ulstad

Nays, 36.

Baird	Carroll	Hager	Rogers
Beatty	Clark of	Ickis	Shaff
Bennett	Cerro Gordo	Kent	Shane
Benson	Clark of Linn	Kimberly	Stanley
Bergman	Clark of Marion	Lange	Stoddard
Bissell	Clearman	Langfitt	Tabor
Blackford	Cochrane	Lowe	Topping
Booth	Cole	McLeland	Wilson of Page
Brush	Frailey	Rigby	Wilson of Polk
Carden			

Absent or not voting, 6.

Christophel Doran	MacDonald Merritt	Moen	Patterson
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The amendment was lost.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by adding to section 1 the following:

"That Sears Roebuck Catalogue of the vintage of 1929 be added to section 1 of the bill at the close thereof and also those rules governing the play of the ancient and honorable game of golf as now practiced by the mud road men in Pocahontas County, Iowa.

By unanimous consent, on request of Senator Gilchrist, his amendment was withdrawn.

Senator Baird moved the previous question, which motion prevailed.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the joint resolution pass?" the vote was:

Ayes, 38.

Baird	Carroll	Frailey	Rogers
Beatty	Christophel	Hager	Shaff
Bennett	Clark of	Ickis	Shane
Benson	Cerro Gordo	Kent	Stanley
Bergman	Clark of Linn	Kimberly	Stoddard
Bissell	Clark of Marion	Klemme	Tabor
Blackford	Clearman	Lange	Topping
Booth	Cochrane	Langfitt	Wilson of Page
Brush	Cole	Lowe	Wilson of Polk
Carden	Doran	Rigby	

Nays, 10.

Anderson	Gunderson	McLeland	Thompson
Brookins	Leonard	Patterson	Ulstad
Gilchrist	MacDonald		

Absent or not voting, 2.

Merritt	Moen
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The joint resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE JOINT RESOLUTION NO. 6

A Joint Resolution proposing an amendment to the Constitution of the State of Iowa relating to the improvement of highways and making provision for the payment of the cost thereof.

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

Section 1. That the following amendment to the Constitution of the State of Iowa is hereby proposed as Article XIII:

"ARTICLE XIII".

"Section 1. Notwithstanding the provisions of Article VII or any other provision of the Constitution of Iowa, the State may, by act of the General Assembly, contract an indebtedness not to exceed one hundred million dollars (\$100,000,000.00) for the improvement of highways and for the payment or retirement of county primary road bonds and bonds issued to refund county primary road bonds; and for such purposes may issue bonds and provide ways and means for the payment of the same, and may pledge the credit of the state therefor. Such act shall pledge to the payment of such bonds and interest thereon such rates or amounts of motor license fees and/or gasoline or other motor fuel license fees as may be determined by the General Assembly to be sufficient to meet both principal and interest as they mature, and accrue; and shall provide for the levy, imposition, collection and pledge of such general property tax as may be required to supply the deficiency, if any, between the amount of principal and interest due on the bonds during any year or years and the funds produced by said pledged license fees during such year or years; and it shall be a sufficient statement of such tax that such act direct the Executive Council annually to compute such deficiency, if any, and fix the rate necessary to produce such amount. The provisions of such act pledging funds and levying taxes for the payment of principal and interest of bonds issued thereunder shall be irrevocable so long as any of such bonds are outstanding, unpaid and uncalled. Such bonds may be issued from time to time on such terms as the General Assembly shall by law provide; but each bond shall become due and payable not more than twenty years after its date.

"Sec. 2. After bonds in the total principal sum of one hundred million dollars (\$100,000,000.00) shall have been issued hereunder, all power to create an indebtedness hereunder shall cease.

"Sec. 3. No funds derived from the sale of any of the bonds provided for in Section one (1) of this Article XIII shall be used in the improvement of any other highways until after the following highways shall have

been improved in the following manner: (a) By grading, draining, bridging and paving:

Primary Road Number 1, from a point nine miles north of Fairfield, by way of Birmingham and Keosauqua, to a point on Primary Road Number 3 south of Keosauqua.

Primary Road Number 2, from a point on Primary Road Number 61 west of Grandview, by way of Columbus Junction, Washington, Sigourney, Oskaloosa, Knoxville, Indianola, Winterset, and Greenfield, to a point on Primary Road Number 71 south of Atlantic, and from a point on Primary Road Number 71 westerly to a point on Primary Road Number 32 near Lewis.

Primary Road Number 3, from a point on Primary Road Number 61 west of Fort Madison, by way of Farmington, Bloomfield, Centerville, Corydon, Leon, Mount Ayr, Bedford, Clarinda, Shenandoah, and Sidney, to Nebraska City.

Primary Road Number 4, from a point on the Missouri Line southeast of Hamburg, by way of Hamburg and Sidney, to a point on Primary Road Number 34 north of Hillsdale. Also from Avoca, by way of Harlan, Denison, and Odebolt, to a point on Primary Road Number 20 west of Early.

Primary Road Number 5, from Fort Dodge, by way of Manson, Storm Lake, and Cherokee, to LeMars.

Primary Road Number 6, from Centerville, by way of Albia, Knoxville, and Carlisle, to Des Moines.

Primary Road Number 7, from Des Moines, by way of Dallas Center, Guthrie Center, Hamlin, Harlan, and Avoca, to Council Bluffs.

Primary Road Number 9, from Lansing, by way of Waukon, Decorah, Cresco, Osage, Manly, Forest City, Swea City, Estherville, Spirit Lake, Sibley, and Rock Rapids, to a point on the South Dakota Line north of Larchwood.

Primary Road Number 10, from Strawberry Point, by way of Oelwein, Waverly, Shell Rock, Allison, Hampton, Clarion, Humboldt, Pocahontas, Havelock, Linn Grove, Paullina, and Orange City, to a point on Primary Road Number 75 west of Orange City.

Primary Road Number 11, from Cedar Rapids, by way of Independence and Oelwein, to West Union.

Primary Road Number 13, from Marion, by way of Central City, to Manchester. Also from Strawberry Point, by way of Elkader, to a point on Primary Road Number 18 west of McGregor.

Primary Road Number 14, between Corydon and Chariton. Also from its intersection with Primary Road Number 58 through Grundy Center to its intersection with Primary Road Number 57.

Primary Road Number 15, from Ames, by way of Blairsburg, Belmond, and Garner, to Forest City.

Primary Road Number 16, from Mount Ayr to Winterset. Also from Adel, by way of Ogden, Fort Dodge, Humboldt, and Algona, to its intersection with Primary Road Number 9.

Primary Road Number 17, from Estherville, by way of Emmetsburg and Pocahontas, to Rockwell City. Also from Perry to junction with Primary Road Number 16.

Primary Road Number 18, from McGregor, by way of Postville, West Union, New Hampton, Charles City, Mason City, Garner, Algona, Emmetsburg, Spencer, and Sheldon, to a point on Primary Road Number 75 near Perkins.

Primary Road Number 20, from Dubuque, by way of Manchester, Independence, Waterloo, Cedar Falls, Iowa Falls, Webster City, Fort Dodge, Rockwell City, Sac City, and Correctionville, to Sioux City.

Primary Road Number 21, from Primghar to a point on Primary Road Number 18 east of Sanborn. Also, from Ida Grove to a point on Primary Road Number 20 east of Holstein.

Primary Road Number 28, from Martensdale, by way of Fort Des Moines, to Des Moines.

Primary Road Number 30, from Clinton, by way of Lowden, Cedar Rapids, Belle Plaine, Tama, Marshalltown, Nevada, Boone, Jefferson, Carroll, Denison, and Missouri Valley to Council Bluffs.

Primary Road Number 32, from Davenport, by way of Iowa City, Marengo, Grinnell, Newton, Des Moines, Adel, Redfield, Dexter, Adair, Atlantic, and Oakland, to Council Bluffs.

Primary Road Number 34, from Burlington, by way of Mount Pleasant, Fairfield, Ottumwa, Albia, Chariton, Osceola, Creston, Corning, Red Oak, and Glenwood, to Council Bluffs.

Primary Road Number 38, from Muscatine to Wilton, also from Tipton to Stanwood.

Primary Road Number 48, from Red Oak, through Essex, to Shenandoah.

Primary Road Number 55, from Dubuque, by way of Luxemburg, Guttenburg, Postville, Calmar, and Decorah, to a point on the Minnesota Line north of Burr Oak.

Primary Road Number 57, from its intersection on Primary Road Number 14, by way of Dike to Cedar Falls.

Primary Road Number 58, from Eldora to a point on Primary Road Number 134 west of Eldora. Also east of Eldora to a point on Primary Road Number 14.

Primary Road Number 59, from Oskaloosa, by way of Montezuma, Tama, Traer, Hudson, and Waterloo, to a point on Primary Road Number 10 east of Waverly.

Primary Road Number 60, from a point on Primary Road Number 30 east of Boone, by way of Madrid, to Des Moines.

Primary Road Number 61, from Keokuk, by way of Fort Madison, Burlington, Wapello, Muscatine, Davenport, De Witt, and Maquoketa, to Dubuque.

Primary Road Number 63, from Des Moines, by way of Prairie City, Pella, Oskaloosa, Ottumwa, and Bloomfield, to a point on the Missouri Line southwest of Bloomfield.

Primary Road Number 65, from Leon, by way of Osceola, Indianola, Des Moines, Ames, Colo, Iowa Falls, Hampton, Mason City, and Northwood, to a point on the Minnesota Line north of Northwood.

Primary Road Number 69, from Leon, by way of Lamoni, to the Missouri Line south of Lamoni.

Primary Road Number 71, from the Missouri Line near Braddyville, by way of Clarinda, Villisca, Atlantic, Audubon, Carroll, Sac City, Storm Lake, Spencer, and Spirit Lake, to a point on the Minnesota Line northeast of Spirit Lake.

Primary Road Number 74, from Tipton, by way of New Liberty, to Davenport.

Primary Road Number 75, from Missouri Valley, by way of Onawa, Sioux City, Le Mars, Sioux Center, and Rock Rapids, to a point on the Minnesota Line north of Rock Rapids.

Primary Road Number 90, from Grundy Center, by way of Reinbeck, to a point on Primary Road Number 59 south of Hudson.

Primary Road Number 99, from Davenport, by way of Princeton and Camanche, to a point on Primary Road Number 30 west of Clinton.

Primary Road Number 134, from a point on Primary Road Number 58 west of Eldora, to a point on Primary Road Number 65 north of Hubbard.

Primary Road Number 117, from Anamosa to Maquoketa.

Primary Road Number 136, from Clinton, by way of Charlotte and Delmar, to a point on Primary Road Number 61 west of Delmar.

Primary Road Number 141, from Denison, by way of Mapleton, to Sioux City.

Primary Road Number 149, from a point on Primary Road Number 63 west of Hedrick, by way of Hedrick, Sigourney, and Williamsburg, to Primary Road Number 32 west of Homestead.

Primary Road Number 150, from a point on Primary Road Number 32 near Homestead, by way of Amana and Fairfax, to a point on Primary Road Number 30 west of Cedar Rapids.

Primary Road Number 161, from Dubuque, by way of Cascade, Anamosa, Cedar Rapids, Iowa City, Mount Pleasant, and Donnellson, to a point on Primary Road Number 61 southwest of Montrose.

Primary Road Number 218, from a point on Primary Road Number 30 south of Vinton, by way of Vinton, Waterloo, Cedar Falls, Waverly, Charles City, and Osage, to a point on the Minnesota Line north of St. Ansgar.

(b) By grading, draining, bridging and surfacing with gravel, sand clay, or other type of surfacing: all other primary roads.

Nothing herein shall prohibit the changing of the number of any road or part thereof, or the changing of the location of any primary road between the cities and towns named herein.

"Sec. 4. Any law adopted by the General Assembly authorizing the issuance of bonds under this Article XIII shall provide that the principal of all county primary road bonds and bonds issued to refund county primary road bonds, outstanding when said law becomes effective, shall be paid, as such bonds mature or become subject to call, from the proceeds of the state bonds. Upon the issuance of the first state bonds under such law the authority of the counties to issue county primary road bonds shall cease."

Section 2. Be it further resolved, that the foregoing proposed amendment be and the same is hereby referred to the Legislature to be chosen at the next general election for members of the next General Assembly, and that the Secretary of State cause the same to be published for three (3) months previous to the date of said election as provided by law.

By unanimous consent, on request of Senator Shaff, House Joint Resolution No. 6 as passed by the Senate was ordered printed in the Senate journal.

On motion of Senator Gilchrist, House File No. 267, a bill for an act to amend section seventy-eight hundred forty-one (7841) of the Code, 1927, relating to the trial of appeals from the awards of commissioners in condemnation proceedings; and to amend section seventy-eight hundred fifty-two (7852) of the Code, 1927, relating to the assessment of costs and attorney fees in condemnation proceedings, returned by the sifting committee, was taken up and considered.

The following amendments were recommended by the sifting committee for adoption:

Amend section one by striking out the following: "claimed to have resulted to him by reason of the condemnation to each forty acre tract or lesser area therein according to legal or other recognized sub-division."

Also amend section one by striking out the last sentence.

Also amend by striking out sections two and three.

Senator Wilson of Page offered the following as a substitute for all pending amendments and moved its adoption:

Amend Section one (1) by striking the capital letter "A" in line four (4) and inserting in lieu thereof the following:

"Provided, however, in all proceedings in which the State of Iowa is condemnor".

Further amend said section one (1) by changing the period at the end thereof to a comma and adding the following:

"and in such proceedings no attorneys fees shall be allowed notwithstanding the provisions of section seven thousand eight hundred fifty-two (7852) of the Code of 1927."

Further amend by striking therefrom section two (2) and re-numbering the sections of said bill accordingly.

President pro tempore Frank Shane took the chair at 11:54 a. m.

On motion of Senator Lange the Senate adjourned until 1:30 p. m., today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

INTRODUCTION OF BILLS

Senate File No. 501, by sifting committee, a bill for an act to repeal House File Eighty-six (86), Acts of the Forty-third General Assembly, and enact a substitute therefor, relating to life insurance and medical examinations therefor.

Read first and second times and placed on the calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 283, a bill for an act relating to the construction of extensions of primary roads in cities and towns.

Also: That the House has adopted the Conference Committee report on House File No. 322, a bill for an act to make an appropriation to compensate Kai Sommer for injury resulting from a collision with a tractor driven by an employee of the Iowa State Highway Commission.

Also: That the House has concurred in Senate amendment to House File No. 424, a bill for an act to provide for the supervision and regulation by the Board of Railroad Commissioners of this state, of all persons engaged in the public transportation of property for hire by motor vehicles, etc.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 301, a bill for an act relating to the propagation, and protection of fish, game, wild birds and animals, to provide for a license to trap fur-bearing animals, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 283, a bill for an act relating to and authorizing the construction and maintenance of bridges, etc.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 283

Amend Section One (1) by inserting in line eight (8) after the comma following the word 'lines', the words 'establishing grades'."

HOUSE AMENDMENTS TO SENATE FILE NO. 301

Amend section one (1) by striking lines twelve (12) to sixteen (16), inclusive.

Amend section six (6), line six (6), by inserting after the word "fishing" the following:

"at any time when the same shall be lawful".

Also, further amend section six (6) by adding thereto the following:

"Any person under twenty-one (21) years of age may by his own efforts capture and confine, for the purpose of training for pets, not more than two (2) of any game bird or fur-bearing animal. Any such person having birds or animals in his possession for that purpose is hereby exempted from securing the license required by section seventeen hundred six (1706) of the Code, 1927."

Amend section seven (7) by adding thereto the following:

“except that gophers and ground squirrels may be shot along the high-ways”.

Amend section ten (10) by adding thereto the following:

“No license shall be required to fish in unstocked streams nor in streams bordering the state.”

Amend section thirteen (13) by striking all of lines seven (7) to twenty (20), inclusive, and inserting in lieu thereof the following:

“1. Any game fish in the northern zone from December first to May fourteenth; except as provided in section 1757 when using licensed nets and seines.

“2. Any black bass, crappie, blue gill, or sun fish in the northern zone from December first to June fourteenth.

“3. Any game fish in the southern zone from November sixteenth to April thirtieth, except as provided in section 1757 when using licensed nets or seines.

“4. Any black bass, crappie, blue gill, or sun fish in the southern zone from November sixteenth to May thirty-first.”

Amend section fourteen (14) by striking all of line four (4) and the balance of the section and inserting in lieu the following:

“It shall be unlawful for any person at any time to take from the waters of the state in any one day more than fifteen salmon, trout, black bass, pike, crappie, pickerel, catfish, perch, sunfish, bluegills, in the aggregate, of which total number not more than eight shall be pike or bass, except as otherwise provided in this chapter when using licensed nets or seines; in addition to other fish taken, it shall be lawful to take not more than twenty-five bullheads by any one person in any one day.”

Amend section fifteen (15), line six (6) by inserting after the word “pike” the words “or pickerel”.

Also, further amend said section by striking from line seven (7) the words “pickerel or”.

Amend section seventeen (17), line fifteen (15) by inserting after the word “dog-fish” the words “suckers, sheepshead”.

Amend section nineteen (19), line four (4), by inserting after the word “market” the words “or peddlers”.

Amend section twenty-six (26), line twenty-nine (29), by inserting after the word “shoot” the words “with shotgun”; also by striking the comma (,) after the word “otter” in said line and inserting the word “or”.

Also, further amend said section, line thirty (30) by striking the words “opposum, skunk or civit”.

Also, further amend said section, line thirty-two (32) by striking the word “shot” and inserting in lieu the words “killed with shotgun”.

Amend section twenty-eight (28), line ten (10), by striking the word "thirty" and inserting in lieu "twenty-one".

Amend section twenty-nine (29), line six (6), by inserting after the word "conveyance" the words "except propelled by oar or paddle".

Also, further amend said section, line fifteen (15), by inserting after the word "and" the words "one-half hour before".

CONSIDERATION OF H. F. 267 RESUMED

By unanimous consent on request of Senator Wilson of Page, his amendments as offered this morning were withdrawn.

The first two amendments recommended by the sifting committee were adopted.

Senator Wilson of Page offered the following as a substitute for the amendment striking sections 2 and 3, and moved its adoption:

Amend by striking section two (2) therefrom and inserting in lieu thereof the following:

"Sec. 2. Section seven thousand eight hundred fifty-two (7852) of the Code, 1927, is amended by adding at the end of said section the following: Provided that in all cases in which the State of Iowa is the applicant, no attorney fee shall be taxed."

The substitute amendment was adopted.

The bill was read for information.

Senator Wilson of Page moved that the reading just had be considered the third reading, which motion prevailed.

Senator Wilson of Page invoked Rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Baird	Clark of Linn	Ickis	Rogers
Benson	Clark of Marion	Kent	Shaff
Bissell	Clearman	Klemme	Stanley
Blackford	Cochrane	Lange	Stoddard
Booth	Cole	Leonard	Tabor
Brookins	Doran	MacDonald	Topping
Brush	Gilchrist	Patterson	Wilson of Page
Carden	Hager	Rigby	Wilson of Polk

Nays, 11.

Anderson	Christophel	Gunderson	McLeland
Beatty	Clark of	Langfitt	Thompson
Bennett	Cerro Gordo	Low	Ulstad

Absent or not voting, 7.

Bergman	Frailey	Merritt	Shane
Carroll	Kimberly	Moen	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Page moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Stoddard called up for consideration Senate File No. 189, amended by the House, and moved that the Senate concur in the following amendments:

Amend Section seven (7) by striking from lines nine (9) and ten (10) the words and figures "one hundred fifty dollars (\$150.00)" and inserting in lieu thereof the words and figures "one hundred dollars (\$100.00)".

Amend Section Eight (8) by inserting the word "and" after the comma and before the word "three" in line three (3) of said section and by striking "and four (4)," in line four (4) of said section.

Also further amend Section Eight (8) by inserting at the end of line six (6) the following: "dentists, podiatrists,".

Amend Section Thirteen (13) by adding thereto the following: "without expense to the state".

On the question "Shall the Senate concur?" the vote was:

Ayes, 35.

Anderson	Carden	Gilchrist	Lowe
Baird	Christophel	Gunderson	Patterson
Bennett	Clark of	Hager	Rogers
Benson	Cerro Gordo	Ickis	Stanley
Bissell	Clark of Marion	Kimberly	Stoddard
Blackford	Clearman	Klemme	Tabor
Booth	Cochrane	Lange	Topping
Brookins	Cole	Langfitt	Wilson of Page
Brush	Doran	Leonard	Wilson of Polk

Nays, none.

Absent or not voting, 15.

Beatty	Frailey	Merritt	Shane
Bergman	Kent	Moen	Thompson
Carroll	MacDonald	Rigby	Ulstad
Clark of Linn	McLeland	Shaff	

The Senate concurred in House amendments to Senate File No. 189.

Senator Stoddard called up for consideration Senate File No. 10, amended by the House, and moved that the Senate concur in the amendments, as found on pages 1302 to 1315 of the Senate journal.

On the question "Shall the Senate concur?" the vote was:

Ayes, 5.

Anderson Leonard	Patterson	Ulstad	Wilson of Page
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Nays, 35.

Baird	Carden	Hager	Rogers
Bennett	Carroll	Ickis	Shaff
Benson	Clark of Linn	Kent	Stanley
Bergman	Clark of Marion	Kimberly	Stoddard
Bissell	Clearman	Klemme	Tabor
Blackford	Cochrane	Lange	Thompson
Booth	Cole	Langfitt	Topping
Brookins	Doran	Lowe	Wilson of Polk
Brush	Gilchrist	Rigby	

Absent or not voting, 10.

Beatty	Clark of	Gunderson	Merritt
Christophel	Cerro Gordo	MacDonald	Moen
	Frailey	McLeland	Shane

The House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

Senator Stoddard moved that the vote by which the Senate refused to concur in the House amendment be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

CONFERENCE REPORT ON HOUSE FILE NO. 322

MR. PRESIDENT: We, the Conference Committee, appointed to consider the difference between the House and Senate on House File No. 322, beg leave to report that we have had the same under consideration and report as follows:

We recommend that the amount appropriated to Kai Sommer be Fifteen Hundred Dollars (\$1,500) for personal injury and property

damage received by him as a result of a collision with a tractor driven by an employee of the Iowa State Highway Commission.

Respectfully submitted,

F. M. BEATTY, *Chairman,*

E. W. CLARK,

GEO. CLEARMAN,

OTTO F. LANGE,

On the Part of the Senate.

W. H. CROZIER, *Chairman,*

BENJ. JAYCOX,

JOHN R. IRWIN,

J. E. MCMILLAN,

On the Part of the House.

By unanimous consent, on request of Senator Beatty, the conference committee report was taken up and considered.

On the question "Shall the report be adopted?" the vote was:

Ayes, 39.

Anderson	Christophel	Hager	Rigby
Baird	Clark of	Ickis	Rogers
Beatty	Cerro Gordo	Kent	Stanley
Bennett	Clark of Linn	Kimberly	Stoddard
Benson	Clark of Marion	Klemme	Tabor
Bissell	Clearman	Lange	Thompson
Blackford	Cochrane	Langfitt	Topping
Booth	Cole	Leonard	Ulstad
Brookins	Doran	Lowe	Wilson of Page
Brush	Gilchrist	Patterson	Wilson of Polk
Carden	Gunderson		

Nays, none.

Absent or not voting, 11.

Bergman	MacDonald	Merritt	Shaff
Carroll	McLeland	Moen	Shane
Frailey			

The conference committee report was adopted and the amendment therein proposed concurred in by the Senate.

Senator Beatty moved that the vote by which the report was adopted by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 8 CONSIDERED

Senator Stoddard called up for consideration the following resolution and moved its adoption:

Whereas, The several states of the Union are prohibited from taxing the personal property of national banks and may tax their shares only as permitted by Congress, under the provisions of Section fifty-two hundred nineteen (5219) of the Revised Statutes of the United States, which in effect permits the taxation of such shares in the same manner as other moneyed capital within the state; and

Whereas, It is contended by said banks that notes and mortgages in the hands of individual citizens representing the investment of their personal funds for the purpose of deriving the interest upon such investment and in bonds and other security commonly known as moneys and credits, are within the meaning of section fifty-two hundred nineteen (5219), Revised Statutes of the United States, moneyed capital, and in competition with the shares of stock in national banks; and

Whereas, Every attempt at taxation of money and credits at more than a nominal rate has proved a failure, and the practice of taxing money and credits at a low rate has in each of the many states employing that method resulted in reaching enormously greater amounts of such property and in producing a larger revenue and in the better distribution and equalizing of the burden of maintaining government; and

Whereas, The Supreme Court of the United States and many courts of last resort in the several states have held taxes levied upon bank shares in states taxing money and credits, including money owned by individuals and invested by them in mortgages, bonds and other securities, to be invalid, on the ground that a substantial part of such investments are other moneyed capital in competition with such bank shares, and by reason of the failure of the owners to declare them for taxation at a relatively higher rate than that provided by statute; and

Whereas, The schemes contained in section fifty-two hundred nineteen (5219), Revised Statutes of the United States, as amended, providing for the taxing of bank shares by income or excise rather than by value, are neither practicable nor adaptable by the plans of taxation used in states raising their revenue by the ad valorem method of taxation, which method has always been and now is in use by substantially all the states in the Union; and

Whereas, The states find themselves faced with the choice of radically altering their taxation systems to meet the objections of owners of bank stock, or to virtually exempt such stock from taxation; and

Whereas, An effort is being made by the taxing officials to the various states of the Union to bring about the amendment of section fifty-two hundred nineteen (5219), Revised Statutes of the United States, so as to permit the continuation of the ad valorem method of taxation and the taxing of moneys and credits at a relatively low rate, also permitting the taxation of bank shares at a higher rate than moneys and credits, and upon a basis fair and equitable to the owners of bank stock and the general tax-paying public; Therefore

Be It Resolved by the Senate of the State of Iowa, the House of Representatives Concurring, That the Congress of the United States be and the same is hereby urgently petitioned and requested to amend section

fifty-two hundred nineteen (5219), Revised Statutes of the United States, so as to permit the taxation of the shares of national banks upon a fair and equitable basis, as contemplated by bills now pending before the Senate and House of Representatives of the Congress, and amendments proposed thereto.

Be It Further Resolved, That on the pasasge of this resolution, the Secretary of State shall certify a copy hereof to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States, and to each Senator and Representative of the State of Iowa at Washington, D. C.

The resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Stoddard, Senate File No. 500, a bill for an act to make appropriation for the expenses of members of the General Assembly, including the Lieutenant Governor, an appropriation committee bill, was taken up and considered.

By unanimous consent, on request of Senator Stoddard, the publication was changed from the Des Moines Register to the Telegraph-Herald and Times-Journal of Dubuque, Iowa.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass" the vote was:

Ayes, 35.

Anderson	Carden	Iekis	Rigby
Baird	Christophel	Kimberly	Shane
Bennett	Clark of Linn	Lange	Stanley
Benson	Clark of Marion	Langfitt	Tabor
Bergman	Cochrane	Lowe	Thompson
Bissell	Cole	MacDonald	Topping
Blackford	Doran	McLeland	Wilson of Page
Brookins	Gunderson	Merritt	Wilson of Polk
Brush	Hager	Patterson	

Nays, 5.

Booth	Gilchrist	Klemme	Stoddard
Clearman			

Absent or not voting, 10.

Beatty	Clark of	Frailey	Rogers
Carroll	Cerro Gordo	Leonard	Shaff
		Moen	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rogers, House File No. 361, a bill for an act to amend section seventy-two hundred eighty-six (7286) of the Code, 1927, relating to the execution and effect of tax deeds, returned by the sifting committee, was taken up and considered.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend by inserting after the word "issued" in line 6 of Section 1 the words "on tax sales held."

The amendment was adopted.

The bill was read for information.

Senator Rogers moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 14.

Benson	Clearman	Lowe	Shaff
Bergman	Doran	Merritt	Stanley
Blackford	Kimberly	Rogers	Stoddard
Booth	Langfitt		

Nays, 26.

Anderson	Christophel	Hager	McLeland
Beatty	Clark of Linn	Ickis	Shane
Bennett	Clark of Marion	Klemme	Tabor
Bissell	Cochrane	Lange	Thompson
Brush	Cole	Leonard	Ulstad
Carden	Gilchrist	MacDonald	Wilson of Page
Carroll	Gunderson		

Absent or not voting, 10.

Baird	Frailey	Patterson	Topping
Brookins	Kent	Rigby	Wilson of Polk
Clark of Cerro Gordo	Moen		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

HOUSE AMENDMENT CONSIDERED

Senator Clark of Linn called up for consideration Senate File No. 447, amended by the House, and moved that the Senate concur in the following amendment:

Amend section one (1) by striking from lines four (4) and eight (8) the word "shaling" and inserting in lieu thereof the words "use of shale or other surfacing material".

On the question "Shall the Senate concur?" the vote was:

Ayes, 40.

Anderson	Christophel	Kimberly	Rigby
Baird	Clark of Linn	Klemme	Rogers
Beatty	Clark of Marion	Lange	Shane
Bennett	Clearman	Langfitt	Stanley
Bergman	Cochrane	Leonard	Tabor
Bissell	Cole	Lowe	Thompson
Blackford	Doran	MacDonald	Topping
Booth	Hager	McLeland	Ulstad
Brush	Ickis	Moen	Wilson of Page
Carroll	Kent	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 10.

Benson	Clark of	Gilchrist	Shaff
Brookins	Cerro Gordo	Gunderson	Stoddard
Carden	Frailey	Merritt	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Moen, Senate File No. 469, a bill for an act to make an appropriation to George Burger, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Christophel	Kimberly	Rogers
Baird	Clark of Linn	Klemme	Shaff
Beatty	Clark of Marion	Lange	Shane
Bennett	Clearman	Langfitt	Stanley
Benson	Cochrane	Leonard	Stoddard
Bergman	Cole	Lowe	Tabor
Bissell	Doran	McLeland	Thompson
Blackford	Frailey	Merritt	Topping
Booth	Gilchrist	Moen	Ulstad
Brookins	Hager	Patterson	Wilson of Page
Brush	Ickis	Rigby	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 5.

Carden	Clark of Cerro Gordo	Gunderson Kent	MacDonald
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley, House File No. 243, a bill for an act to repeal section thirty-three hundred sixty-one (3361) to thirty-three hundred sixty-five (3365), inclusive, Code, 1927, and to enact a substitute therefor, relating to the sterilization of certain persons, to create a state board of eugenics, to define the powers and duties of said board, to fix the procedure in the sexual sterilization of persons, to provide for the expense attending such procedure and to make an appropriation therefor, returned by the sifting committee, was taken up and considered.

The following amendments were recommended by sifting committee:

Amend by striking from lines ten (10) and eleven (11) of Section two (2) the words, "or in his or her opinion are likely to become".

Further amend Section two (2) thereof by striking from line eleven (11) the word "of" and substituting the word "to".

The amendments were adopted.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Bennett	Clark of Linn	Ickis	Patterson
Bergman	Clark of Marion	Kent	Rigby
Bissell	Clearman	Kimberly	Shaff
Blackford	Cochrane	Langfitt	Shane
Brookins	Cole	MacDonald	Stanley
Brush	Doran	McLeland	Stoddard
Carden	Gilchrist	Leonard	Ulstad
Christophel	Gunderson	Klemme	Wilson of Page
Clark of Cerro Gordo	Hager	Lowe	Wilson of Polk

Nays, 5.

Baird	Carroll	Thompson	Topping
Beatty			

Absent or not voting, 3.

Anderson	Benson	Rogers
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Present, 6.

Booth	Lange	Moen	Tabor
Frailey	Merritt		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stanley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, House File No. 398, a bill for an act to amend sections twenty-nine hundred one (2901) and twenty-nine hundred two (2902) of the Code, 1927, relating to publication of financial statements and requirements for state aid to county and district fairs, returned by the sifting committee, was taken up and considered.

The following amendment was considered.

Amend by striking section two (2) thereof.

Senator Shane offered the following as a substitute for the pending amendment and moved its adoption:

Amend section 2 by striking from lines 2 and 3 the words "by amending by striking from sub-section two (2) thereof, all after the word 'amusements' and" and inserting in lieu thereof the words "is amended".

The substitute amendment was lost.

Senator Clark of Marion invoked Rule 8.

On the question, "Shall the sifting committee amendment be adopted?" the vote was:

Ayes, 15.

Beatty	Gilchrist	Lowe	Patterson
Booth	Lange	MacDonald	Rigby
Clark of Linn	Langfitt	McLeland	Stanley
Doran	Leonard	Moen	Ulstad

Nays, 32.

Anderson	Christophel	Gunderson	Shaff
Baird	Clark of	Hager	Shane
Bennett	Cerro Gordo	Ickis	Stoddard
Bergman	Clark of Marion	Kent	Tabor
Bissell	Clearman	Kimberly	Thompson
Blackford	Cochrane	Klemme	Topping
Brush	Cole	Lange	Wilson of Page
Carden	Frailey	Rogers	Wilson of Polk
Carroll			

Absent of not voting, 3.

Benson	Brookins	Merritt
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The amendment was lost.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Brush	Cole	Merritt
Baird	Carden	Doran	Shaff
Bennett	Carroll	Frailey	Shane
Bergman	Christophel	Gunderson	Stoddard
Bissell	Clark of	Hager	Tabor
Booth	Cerro Gordo	Ickis	Thompson
Blackford	Clark of Marion	Kent	Topping
Brookins	Clearman	Kimberly	Wilson of Page
	Cochrane	Klemme	Wilson of Polk

Nays, 13.

Clark of Linn	Leonard	McLeland	Rigby
Gilchrist	Lowe	Moen	Stanley
Lange	MacDonald	Patterson	Ulstad
Langfitt			

Absent or not voting, 3.

Beatty	Benson	Rogers
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Linn, Senate File No. 78, a bill for an act to amend section four thousand three hundred forty-five (4345) of the Code, 1927, relating to the establishing of a

pension and annuity retirement system for public school teachers in certain school districts, returned by the sifting committee, was taken up and considered.

The following committee amendments were recommended by the sifting committee:

Amend by striking the words "twenty-five thousand" in the last line thereof, and inserting the words "forty thousand".

Further amend by adding after the period (.) following the word "thousand" the following: "Provided said pension and annuity system be ratified by a vote of the people at a general election."

The amendments were adopted.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Clark of	Lange	Rogers
Baird	Cerro Gordo	Langfitt	Shaff
Beatty	Clark of Linn	Leonard	Shane
Bennett	Clearman	Lowe	Stoddard
Bergman	Cochrane	MacDonald	Tabor
Blackford	Doran	McLeland	Thompson
Booth	Fralley	Merritt	Topping
Brush	Gilchrist	Moen	Ulstad
Carden	Iekis	Patterson	Wilson of Page
Christophel	Kent	Rigby	Wilson of Polk
	Kimberly		

Nays, none.

Absent or not voting, 10.

Benson	Carroll	Gunderson	Klemme
Bissell	Clark of Marion	Hager	Stanley
Brookins	Cole		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, House File No. 9, a bill for an act to amend section fifty-six hundred thirty-nine (5639) of the Code, 1927, and to repeal sections fifty-six hundred thirty-two (5632)

and fifty-six hundred thirty-three (5633) of the Code, 1927, and to enact a substitute therefor, relating to the election of city solicitor and city engineer, and the appointment of police judge, returned by the sifting committee, was taken up and considered.

The following committee amendment was recommended by the sifting committee:

Amend section one (1) by striking the period (.) at the end of line five (5) and substituting a comma (,) and adding the following:

"provided, however, that the auditor, solicitor and engineer may be elected if it is so provided by ordinance."

The amendment was adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend by adding the following:

Sec. 4. The provisions of this act shall not apply to cities and towns organized under the provisions of chapter three hundred twenty-eight (328) of the Code, 1927.

Further amend the title by striking the period at the end thereof and adding the following:

"excepting in cities and towns organized under the provisions of chapter three hundred twenty-eight (328), of the Code, 1927."

The amendment was adopted.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend by adding thereto as Section 4 the following:

"Sec. 4. The provisions of this act shall not apply to cities organized under chapter 326 of the Code."

By unanimous consent, on request of Senator Clark of Linn, his amendment was changed to be added as section 5.

The amendment was adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

Senator Baird invoked Rule 8.

On the question, "Shall the bill pass?" the vote was:

Ayes, 22.

Baird	Carden	Cochrane	Rigby
Beatty	Christophel	Hager	Shaff
Bergman	Clark of	Kent	Thompson
Blackford	Cerro Gordo	Kimberly	Topping
Brookins	Clark of Marion	Klemme	Wilson of Page
Brush	Clearman	Lange	

Nays, 26.

Anderson	Doran	Lowe	Shane
Bennett	Frailey	MacDonald	Stanley
Bissell	Gilchrist	McLeland	Stoddard
Booth	Gunderson	Moen	Tabor
Carroll	Ickis	Patterson	Ulstad
Clark of Linn	Langfitt	Rogers	Wilson of Polk
Cole	Leonard		

Absent or not voting, 2.

Benson	Merritt
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Patterson, House File No. 289, a bill for an act to amend section forty-five hundred eighty-six (4586) of the Code of Iowa, 1927, relative to damages on the establishment, vacation or alteration of roads, returned by the sifting committee, was taken up and considered.

Senator Patterson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of Linn	Kent	Moen
Bennett	Clark of Marion	Kimberly	Patterson
Bergman	Clearman	Klemme	Rigby
Booth	Cochrane	Lange	Rogers
Brookins	Cole	Langfitt	Shaff
Brush	Doran	Leonard	Shane
Carden	Frailey	Lowe	Thompson
Carroll	Gilchrist	MacDonald	Topping
Christophel	Gunderson	McLeland	Ulstad
Clark of	Hager	Merritt	Wilson of Page
Cerro Gordo	Ickis		

Nays, none.

Absent or not voting, 7.

Baird	Benson	Stanley	Wilson of Polk
Beatty	Bissell	Stoddard	

Present, 2.

Blackford	Tabor
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Patterson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Merritt, House File No. 419, a bill for an act to amend the law as it appears in section fifty-one hundred thirty (5130), of the Code, 1927, relating to the powers of the board of supervisors, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Merritt moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 46.

Anderson	Clark of	Kent	Rigby
Baird	Cerro Gordo	Kimberly	Rogers
Beatty	Clark of Linn	Klemme	Shaff
Bennett	Clark of Marion	Lange	Shane
Bergman	Cochrane	Langfitt	Stanley
Bissell	Cole	Leonard	Tabor
Blackford	Doran	Lowe	Thompson
Booth	Fraily	MacDonald	Topping
Brush	Gilchrist	McLeland	Ulstad
Carden	Gunderson	Merritt	Wilson of Page
Carroll	Hager	Moen	Wilson of Polk
Christophel	Ickis	Patterson	

Nays, none.

Absent or not voting, 4.

Benson	Brookins	Clearman	Stoddard
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Merritt moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 490, a bill for an act to make an appropriation to the Iowa Industrial Commissioner for the purpose of paying for medical attention and hospitalization of Charles Lindwall, an employee of the Iowa State Highway Commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 495, a bill for an act to make appropriation to the 133rd Infantry, 168th Infantry and 113th Cavalry of the Iowa National Guard to reimburse said organizations for monies invested in permanent buildings at Camp Dodge, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 496, a bill for an act to make an appropriation to Julius Boeckh for expenses and services as a member of the Commission relative to the feasibility of constructing interstate bridges across the Mississippi River joining the state of Iowa with the state of Wisconsin.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 540, a bill for an act to make an appropriation to Emmet County, Iowa, for special assessment, drainage, and graveling taxes on state owned land.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 427, a bill for an act to make an appropriation to the Twin Lakes Protective Association for labor performed at East Twin Lake.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 430, a bill for an act to make an appropriation to Polk County, Iowa, for special assessment for oiling of Dean Avenue, city of Des Moines, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 425, a bill for an act to make appropriation to E. L. Rienschneider for the sum of six dollars (\$6.00) and to the Sunny Side School District for the sum of fourteen and 50/100 dollars (\$14.50).

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 431, a bill for an act to make an appropriation to Miss Lillian Bandy for injuries received while an employee of the Iowa Soldiers' Orphans' Home, Davenport, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 444, a bill for an act to make an appropriation to

Judge Edgar A. Morling as compensation for services from January 1, 1927, to March 1, 1929.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 429, a bill for an act to make an appropriation to the Des Moines Coliseum Company for armory rental.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 426, a bill for an act to make appropriation to John A. Stewart for compensation and traveling expenses while in the service of the Iowa National Guard.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 321, a bill for an act to make appropriation to Frank Melka for injuries received as an employee of the Iowa State Hospital for the Insane at Independence, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 428, a bill for an act to make appropriation to Ralph W. Pabst and Leslie E. Williams for injuries received while under orders at regular drill as members of the Iowa National Guard.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 407, a bill for an act to recognize the Iowa Sheep and Wool Breeders Association, to encourage the sheep and wool industry in the state of Iowa and provide practical and scientific instruction in production and marketing of sheep and wool products.

Read first and second times and referred to sifting committee.

House File No. 283, a bill for an act to authorize and empower cities, including cities under the commission plan, to acquire by purchase, condemnation, bargain and sale, lease, sub-lease, gift or otherwise, and to construct and contract for the construction of bridges within the city limits and five (5) miles outside thereof, within the State of Iowa and any adjoining state, and across any navigable or non-navigable stream forming the boundary between such states, and thereafter to repair, maintain, extend, renew, reconstruct, replace, extend, enlarge, mortgage, lease, use and operate such bridges as toll or free bridges for public use and travel of all kinds, and to fix the rates of toll and charges for use thereof, and grant franchises thereon or thereover, and to exercise

such powers through the governing body of the city or any committee thereof or through a bridge commission as provided for in this act; and to exercise such powers independently or in cooperation with or aid of similar action by any other city or county in Iowa or an adjoining state or by such states or the government of the United States; and granting the power to convey such bridges or assign such rights, subject to conditions set forth herein; and providing the method of acquiring existing bridges by purchase or condemnation; and authorizing the issuance of different kinds of bonds for the purposes authorized by this act in the manner and subject to the conditions set forth in this act; and providing for the protection of bond purchasers by restricting the power to amend, alter or repeal this act and by restricting the right to build competing bridges; and providing the method and extent of collecting tolls; and providing for the creation of bridge commissions for independent or joint exercise of powers herein conferred, and setting forth the powers, duties and method of proceeding and dissolution of such commissions; and providing the power and method of acquiring property by purchase or condemnation, the removal of obstructions, the payment of damages, the restoration of public works; and providing that the powers herein granted and procedure herein provided for are not exclusive but are supplementary; and declaring an emergency.

Read first and second times and referred to sifting committee.

House File No. 495, a bill for an act to make appropriation to the 133rd Infantry, 168th Infantry and the 113th Cavalry of the Iowa National Guard to reimburse said organizations for monies invested in permanent buildings at Camp Dodge, Iowa.

Read first and second times and referred to committee on appropriations.

House File No. 540, a bill for an act to make an appropriation to Emmet County, Iowa, for special assessment, drainage, and graveling taxes on state owned land.

Read first and second times and referred to committee on appropriations.

House File No. 490, a bill for an act to make an appropriation to the Iowa Industrial Commissioner for the purpose of paying for medical attention and hospitalization of Charles Lindwall, an employee of the Iowa State Highway Commission.

Read first and second times and referred to committee on appropriations.

House File No. 496, a bill for an act to make an appropriation to Julius Boeckh for expenses and services as a member of the commission to ascertain and report the facts relative to the feasibility of constructing interstate bridges across the Mississippi river joining the state of Iowa with the state of Wisconsin, under the provisions of chapter two hundred nine (209), Acts of the Forty-first General Assembly as amended.

Read first and second times and referred to committee on appropriations.

EXTRA COPIES S. F. NO. 169 ORDERED

By unanimous consent, on request of Senator Bergman, 10,000 extra copies of Senate File No. 169, as passed by the House and Senate, were ordered printed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 310 by inserting after section 1 thereof the following:

"Sec. 2. That section six thousand one hundred forty-three (6143), Code of Iowa, 1927, be and the same is hereby amended by inserting after the word "power" in line 8 thereof the following:

'at uniform rates to all similarly situated.'"

Also by numbering Sec. 2 of the bill as Sec. 3.

C. F. CLARK

MR. PRESIDENT: I move to amend Senate Joint Resolution No. 10 by striking from section two (2) thereof, lines four (4) to thirty-four (34), inclusive, and by substituting in lieu thereof the following:

"Sec. 5. The state may by act of the General Assembly contract those debts specifically permitted by the Constitution; but no other debt in excess of two hundred fifty thousand dollars shall be hereafter contracted, by or on behalf of the state, unless such debt shall be authorized by some law for some single work or object distinctly specified therein, and such law shall not take effect until it shall have been submitted to the people at a general or special election as the General Assembly shall provide, and shall have received a majority of all the votes cast for and against it at such election. The law shall be published in at least one newspaper in each county, if one is published therein, throughout the state, once each week for six weeks preceding the election at which it is submitted to the people. Such law submitted to the people shall make provision for the payment of the interest as it comes due and of the principal of each particular bond or other evidence of such debt within twenty years from the time of the issuance thereof, and the payment shall be provided for by such tax imposed and/or from such other sources of revenue pledged as the General Assembly determines will be sufficient for the purpose.

Any subsequent General Assembly may provide from revenues, other than those previously pledged, additional funds, if needed to fully pay the interest as it comes due and the principal as it matures. Such law submitted to the people shall also, without stating the millage, impose, and authorize and direct the tax levying body of the state to levy and collect, for any year such direct property tax as may be required to pay the interest and/or the principal of the debt as it matures, after all other funds, made available for the purpose by such law and subsequent laws, have been applied to such payment."

I also move to amend Senate Joint Resolution No. 10 by striking from line forty-two (42) of section two (2) the word "the" and by substituting in lieu thereof the word "be".

I also move to amend Senate Joint Resolution No. 10 by striking from lines three (3) and four (4) of section three (3) thereof, the following:

"for members of the next General Assembly".

F. M. BEATTY

C. A. BENSON

MR. PRESIDENT: I move to amend House File No. 276 by inserting after the word "any" and before the word "dairy" in line seven (7), the words "cattle for".

Further amend by striking the word "cattle" from said line seven (7) and inserting the word "purposes".

C. A. BENSON

MR. PRESIDENT: I move to amend Senate File No. 38 by striking all after the word "that" in line six (6) of section two (2) and inserting in lieu thereof the following:

"Such hotel, inn, rooming house or eating house keeper or owner shall not be liable to the guest in an amount in excess of fifty dollars (\$50.00) unless said guest shall have listed with said hotel, inn, rooming house or eating house, the personal property contained in said automobile or conveyance, at the time the same is left in said garage so owned by and operated by the said hotel, inn, rooming house or eating house.

Also strike out section 3 and insert the following:

Sec. 3. Except as provided in the last preceding section no keeper or owner of any hotel, inn, rooming house or eating house shall be liable for the loss of or damage to the conveyance or personal property kept therein of any guest, while the said conveyance is in transit between the said hotel, inn, rooming house or eating house and any garage in which the same is temporarily stored, nor for any damage done by said conveyance while in transit, unless in said transit the same is being driven or operated by an employee or agent of the said hotel, inn, rooming house or eating house."

C. A. BENSON, *Chairman Sifting Committee.*

On motion of Senator Wilson of Page the Senate adjourned until 9:00 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 10, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. F. L. Provan, pastor of Presbyterian Church, New London, Iowa.

The journal of April 9th was corrected and approved.

EXTRA COPIES H. F. 402 ORDERED

By unanimous consent on request of Senator Lange, 1,000 extra copies of House File No. 402 were ordered printed.

APRIL 10, 1929.

MR. PRESIDENT: The Sifting Committee reports the following bills for passage:

S. F. Nos. 73, 474, 453, as amended, 302, H. F. Nos. 293, 501, 338, 339, S. F. No. 482.

C. A. BENSON, *Chairman Sifting Committee.*

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 15, relating to authority to select such assistants as may be necessary to close up the work of the Forty-third General Assembly.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 450, a bill for an act relating to the disqualification of the members of the board of control of state institutions.

Also: That the House has passed the following bill, in which the concurrence of the Senate is asked:

House File No. 503, a bill for an act to direct the superintendent of Public Instruction to make research study of certain features of the public school system and to make an appropriation to defray the expenses.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 111, a bill for an act relating to statements to be published in certain cities under the Commission Form of Government.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 408, a bill for an act to authorize the levy by municipalities of a tax for an emergency fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 526, a bill for an act to make an appropriation to Patricia Jones, a minor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 104, a bill for an act to make an appropriation to purchase additional real estate by the Board of Control for the Iowa Training School for Boys at Eldora, Iowa.

Also: That the House has concurred in Senate amendments to House File No. 267, a bill for an act relating to the trial of appeals from the awards of commissioners in condemnation proceedings.

Also: That the House insists on the amendments to Senate File No. 10, a Bill for an Act to establish the general fund for the state of Iowa for the biennium beginning July 1, 1929, and ending June 30, 1931, and providing for an appropriation therefor, and requests a Conference Committee and the Speaker appoints as such Committee on the part of the House: Representatives Hansen of Scott, Byers of Linn, Heald, Dean, Lamb, and Hush.

A. C. GUSTAFSON, *Chief Clerk.*

CONFERENCE COMMITTEE ON S. F. NO. 10

The President appointed as conference committee on Senate File No. 10, Senators Stoddard, Baird, Gilchrist, Shaff, McLeland and Brush.

HOUSE AMENDMENT CONSIDERED

Senator Shaff called up for consideration Senate File No. 283, amended by the House, and moved that the Senate concur in the following amendment:

Amend Section One (1) by inserting in line eight (8) after the comma following the word 'lines', the words 'establishing grades'."

On the question "Shall the Senate concur?" the vote was:

Ayes, 37.

Anderson	Carroll	Kimberly	Rigby
Baird	Christophel	Klemme	Rogers
Beatty	Clark of Linn	Lange	Shaff
Bennett	Clearman	Langfitt	Shane
Bergman	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Tabor
Blackford	Doran	MacDonald	Thompson
Booth	Frailey	McLeland	Ulstad
Brookins	Hager	Merritt	Wilson of Page
Brush	Ickis		

Nays, none.

Absent or not voting, 13.

Benson	Clark of	Kent	Stanley
Carden	Marion	MacDonald	Topping
Clark of	Gilchrist	Moen	Wilson of Polk
Cerro Gordo	Gunderson	Patterson	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

There being a call of the Senate on Senate File No. 310, the roll was called and revealed the presence of all Senators except Senators Clark of Cerro Gordo, Clark of Marion, Stanley and Topping.

On motion of Senator Shane, Senate File No. 310 was made a special order for 1:30 p. m. today.

THIRD READING OF BILLS

On motion of Senator Brookins, House File No. 346, a bill for an act permitting the state department of health to accept financial aid from the government of the United States for public health work in the state of Iowa, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Carroll	Ickis	McLeland
Baird	Christophel	Kimberly	Merritt
Beatty	Clearman	Klemme	Rogers
Bennett	Cochrane	Lange	Shane
Bergman	Cole	Langfitt	Stoddard
Bissell	Doran	Leonard	Thompson
Blackford	Frailey	Lowe	Ulstad
Booth	Gilchrist	MacDonald	Wilson of Polk
Brookins	Hager		

Nays, none.

Absent or not voting, 16.

Benson	Clark of Linn	Moen	Stanley
Brush	Clark of Marion	Patterson	Tabor
Carden	Gunderson	Rigby	Topping
Clark of Cerro Gordo	Kent	Shaff	Wilson of Page

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 9 CONSIDERED

Senator Hager called up for consideration the following resolution and moved its adoption:

To memorialize Congress to establish a National Park along the upper Mississippi River in northeastern Iowa upon the Federal Game Preserve:

Whereas, The United States now owns considerable land located in northeastern Iowa along the Mississippi River and along the head waters of the Mississippi River, which is devoted to and used by the Federal Government as a game preserve; and

Whereas, There is now no National Park located in the upper Mississippi Valley, such as the National Parks located elsewhere in the United States; and

Whereas, It is desirable that there be a National Park located in the upper Mississippi River Valley on the land already owned by the Federal Government in the vicinity of the head waters of the Mississippi River and on some of the high land adjacent to said Federal Preserve which could be easily acquired by the Government; therefore

Be It Resolved by the House, the Senate Concurring, That the Congress of the United States is hereby memorialized and requested to authorize the establishment of a new National Park upon the lands now owned by the Federal Government and located adjacent to and along the head waters of the Mississippi River, which is now used and devoted to the purposes of a Federal Game Preserve, and also to acquire such additional high lands adjacent and adjoining said Federal lands as will be necessary and desirable for a National Park. Said new park when so established to embrace and include that portion of northeastern Iowa located along the upper Mississippi River.

Be It Further Resolved, That copies of this resolution be forwarded by the Secretary of State of Iowa to the Secretary of the Interior of the United States and to the upper committees of the respective houses of the Congress of the United States.

The resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Stoddard, Senate File No. 494, a bill for an act making an appropriation for the payment of typewriter rental, fees of legislative chaplains and other expenses of the General Assembly, an appropriations committee bill, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Clark of Linn	Kimberly	Patterson
Bennett	Clearman	Klemme	Rigby
Benson	Cochrane	Lange	Rogers
Bergman	Cole	Langfitt	Shane
Bissell	Doran	Leonard	Stoddard
Blackford	Frailey	Lowe	Tabor
Brookins	Gunderson	MacDonald	Thompson
Brush	Hager	McLeland	Ulstad
Carden	Ickis	Merritt	Wilson of Page
Carroll	Kent	Moen	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 9.

Anderson	Clark of	Clark of	Shaff
Beatty	Cerro Gordo	Marion	Stanley
Booth		Gilchrist	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 443, a bill for an act to make an appropriation to James A. Devitt for legal services rendered in the case of City of Washington vs. Leach, Superintendent of Banking, with report of appropriations committee recommending passage, was taken up and considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Brush	Hager	Moen
Baird	Carden	Ickis	Rigby
Beatty	Carroll	Kent	Rogers
Bennett	Christophel	Kimberly	Shaff
Benson	Clark of Linn	Klemme	Shane
Bergman	Clearman	Langfitt	Stoddard
Bissell	Cole	Leonard	Tabor
Blackford	Doran	Lowe	Thompson
Booth	Frailey	MacDonald	Ulstad
Brookins	Gilchrist	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 10.

Clark of	Cochrane	McLeland	Topping
Cerro Gordo	Gunderson	Patterson	Wilson of Page
Clark of Marion	Lange	Stanley	

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 485, a bill for an act to repeal the law as it appears in sections four hundred three (403), four hundred four (404), and four hundred five (405), of the Code of Iowa, 1927, relating to unallowable claims and to

enact a substitute therefor, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cole moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Carroll	Kent	Rigby
Beatty	Christophel	Kimberly	Rogers
Bennett	Clark of Linn	Klemme	Shane
Bissell	Clearman	Langfitt	Stoddard
Blackford	Cole	Leonard	Tabor
Booth	Doran	Lowe	Thompson
Brookins	Gilchrist	MacDonald	Ulstad
Brush	Gunderson	McLeland	Wilson of Page
Carden	Hager	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 14.

Baird	Clark of	Frailey	Patterson
Benson	Cerro Gordo	Ickis	Shaff
Bergman	Clark of Marion	Lange	Stanley
	Cochrane	Merritt	Topping

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Cole moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 492, a bill for an act to make an appropriation to the Jaeger Manufacturing Company, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Christophel	Kent	Rogers
Baird	Clearman	Kimberly	Shane
Beatty	Cole	Klemme	Stoddard
Bennett	Doran	Langfitt	Tabor
Bissell	Frailey	Leonard	Thompson
Blackford	Gilchrist	Lowe	Ulstad
Booth	Gunderson	McLeland	Wilson of Page
Carden	Hager	Moen	Wilson of Polk
Carroll	Ickis	Rigby	

Nays, none.

Absent or not voting, 15.

Benson	Clark of	Cochrane	Patterson
Bergman	Cerro Gordo	Lange	Shaff
Brookins	Clark of Linn	MacDonald	Stanley
Brush	Clark of Marion	Merritt	Topping

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, Senate File No. 501, a bill for an act to repeal House File Eighty-six (86), Acts of the Forty-third General Assembly, and enact a substitute therefor, relating to life insurance and medical examinations therefor, a sifting committee bill, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark of Marion	Kent	Shaff
Bennett	Clearman	Kimberly	Shane
Bergman	Cole	Klemme	Stanley
Bissell	Doran	Leonard	Stoddard
Blackford	Frailey	Lowe	Tabor
Booth	Gilchrist	McLeland	Thompson
Carden	Gunderson	Moen	Topping
Carroll	Hager	Rigby	Wilson of Page
Christophel	Ickis	Rogers	Wilson of Polk

Nays, none.

Absent or not voting, 14.

Anderson	Brush	Cochrane	Patterson
Beatty	Clark of	Lange	Stanley
Benson	Cerro Gordo	MacDonald	Ulstad
Brookins	Clark of Linn	Merritt	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 497, a bill for an act to make an appropriation to Charles M. Dutcher and W. E. Mitchell, an appropriations committee bill, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Brush	Hager	Rogers
Baird	Carden	Ickis	Shaff
Beatty	Carroll	Kent	Shane
Bennett	Christophel	Kimberly	Stoddard
Benson	Clark of Marion	Klemme	Tabor
Bergman	Clearman	Lange	Thompson
Bissell	Doran	Leonard	Topping
Blackford	Frailey	Lowe	Wilson of Page
Booth	Gunderson	Moen	Wilson of Polk
Brookins			

Nays, none.

Absent or not voting, 13.

Clark of	Cole	McLeland	Rigby
Cerro Gordo	Gilchrist	Merritt	Stanley
Clark of Linn	Langfitt	Patterson	Ustad
Cochrane	MacDonald		

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE FILES NOS. 137 AND 272 WITHDRAWN

By unanimous consent on request of Senator McLeland, Senate File No. 137 was withdrawn from further consideration.

By unanimous consent on request of Senator Wilson of Polk, Senate File No. 272 was withdrawn from further consideration.

THIRD READING OF BILLS

On motion of Senator Gilchrist, Senate File No. 499, a bill for an act providing for the payment of actual expenses of judges of the district court for a certain period, a sifting committee bill, was taken up and considered.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Carroll	Ickis	Rogers
Beatty	Christophel	Kent	Shaff
Bennett	Clark of Marion	Kimberly	Shane
Benson	Clearman	Klemme	Stoddard
Bergman	Cole	Leonard	Tabor
Bissell	Doran	Lowe	Thompson
Blackford	Frailey	MacDonald	Topping
Booth	Gilchrist	Moen	Wilson of Page
Brush	Hager	Rigby	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 13.

Anderson	Clark of Linn	Langfitt	Patterson
Brookins	Cochrane	McLeland	Stanley
Clark of	Gunderson	Merritt	Ulstad
Cerro Gordo	Lange		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, Senate File No. 273, a bill for an act to repeal section five hundred sixteen (516) of the Code, 1927, relating to the election of railroad commissioners, and to enact a substitute therefor, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Brush	Gilchrist	Moen
Baird	Carden	Hager	Rigby
Beatty	Carroll	Ickis	Rogers
Bennett	Christophel	Kent	Shane
Benson	Clark of Marion	Kimberly	Stoddard
Bergman	Clearman	Klemme	Tabor
Bissell	Cole	Lange	Topping
Blackford	Doran	Lowe	Wilson of Page
Booth	Frailey	McLeland	Wilson of Polk
Brookins			

Nays, none.

Absent or not voting, 13.

Clark of	Gunderson	Merritt	Stanley
Cerro Gordo	Langfitt	Patterson	Thompson
Clark of Linn	Leonard	Shaff	Ulstad
Cochrane	MacDonald		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE FILES NOS. 490, 495, 496 ON CALENDAR

By unanimous consent, on request of Senator Stoddard, House Files Nos. 490, 495 and 496, House appropriations committee bills, were placed on the calendar without further consideration by the Senate appropriations committee.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, Senate File No. 38, a bill for an act fixing and determining the liability of an innkeeper or the owner or keeper of a hotel, rooming house, or eating house, for loss of or injury to the conveyance of a guest and the personal property of such guest contained in such conveyance, returned by the sifting committee, was taken up and considered.

President pro tem Frank Shane took the chair at 10:44 a. m.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 1 by inserting after the word "liable" in line 2 the following: "by reason of his inn keeper's liability or his responsibility as innkeeper".

Senator Wilson of Page offered the following as a substitute for the pending amendment and moved its adoption:

Amend by striking section 1.

The substitute amendment was lost.

The amendment was adopted.

The following amendments were recommended by the sifting committee:

Amend by striking all after the word "that" in line eleven (11) of the bill and inserting in lieu thereof the following:

"Such hotel, inn, rooming house or eating house keeper or owner shall not be liable to the guest in an amount in excess of fifty dollars (\$50.00) unless said guest shall have listed with said hotel, inn, rooming house or eating house, the personal property contained in said automobile or conveyance, at the time the same is left in said garage so owned by and operated by the said hotel, inn, rooming house or eating house.

Also strike out section 3 and insert the following:

Sec. 3. Except as provided in the last preceding section no keeper or owner of any hotel, inn, rooming house or eating house shall be liable for the loss of or damage to the conveyance or personal property kept therein of any guest, while the said conveyance is in transit between the said hotel, inn, rooming house or eating house and any garage in which the same is temporarily stored, nor for any damage done by said conveyance while in transit, unless in said transit the same is being driven or operated by an employee or agent of the said hotel, inn, rooming house or eating house."

The amendments were adopted.

Senator Gilchrist offered the following amendment to the amendment just passed and moved its adoption:

Amend by inserting after the figures "\$50.00" the following: "for loss or damage to personal property so left in the conveyance".

The amendment was adopted.

By unanimous consent on request of Senator Gilchrist the words "conveyance or" were stricken from section 3 of the committee amendment as adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Carden	Hager	Merritt
Bennet	Carroll	Ickis	Rigby
Benson	Christophel	Kent	Shaff
Bergman	Clark of Linn	Kimberly	Shane
Bissell	Clark of Marion	Klemme	Stanley
Blackford	Cole	Lange	Stoddard
Booth	Doran	Langfitt	Topping
Brookins	Frailey	Lowe	Wilson of Polk
Brush	Gilchrist	McLeland	

Nays, 5.

Moen	Tabor	Thompson	Wilson of Page
Patterson			

Absent or not voting, 10.

Anderson	Clark of	Cochrane	MacDonald
Beatty	Cerro Gordo	Gunderson	Rogers
	Clearman	Leonard	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE FILE NO. 9 RECONSIDERED

Senator Frailey moved to reconsider the vote by which House File No. 9 failed to pass the Senate on April 9, 1929.

The motion prevailed.

Senator Frailed moved to reconsider the vote by which House File No. 9 passed to its third reading.

The motion prevailed.

Senator Frailey offered the following amendment and moved its adoption:

Amend by adding thereto as the last section the following:

"The provisions of this act shall not apply to any city or town with a population of less than forty thousand."

The amendment was adopted.

The bill was read for information.

Senator Frailey moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Carden	Kimberly	Shane
Baird	Carroll	Klemme	Stanley
Beatty	Clark of Marion	Lange	Stoddard
Bennett	Clearman	Langfitt	Tabor
Benson	Doran	Leonard	Thompson
Bergman	Frailey	Lowe	Topping
Bissell	Gilchrist	Merritt	Ulstad
Blackford	Hager	Patterson	Wilson of Page
Booth	Ickis	Rigby	Wilson of Polk
Brush	Kent	Shaff	

Nays, none.

Absent or not voting, 11.

Brookins	Clark of	Gunderson	Moen
Cerro Gordo	Christophel	MacDonald	Rogers
Clark of Linn	Cochrane	McLeland	
Cole			

President Arch W. McFarlane took the chair at 11:24 a. m.

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent, on request of Senator Baird, the title was corrected as follows:

In line 5 the words "city solicitor and city engineer," were stricken and the words "city solicitor, city engineer, and auditor," were inserted in lieu thereof.

Also the period at the end was stricken, a comma inserted in lieu thereof and the following added:

"cities organized under chapter three hundred twenty-six (326) of the Code, 1927, and cities with a population of less than forty thousand (40,000)."

The title as amended was agreed to.

Senator Frailey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Beatty, Senate Joint Resolution No. 10, a joint resolution proposing an amendment to Article Seven (VII) of the Constitution of the State of Iowa, returned by the sifting committee, was taken up and considered.

Senator Beatty offered the following amendments and moved their adoption:

Amend by striking from section one (1), lines six (6) to thirty-six (36), inclusive, and by substituting in lieu thereof the following:

"Sec. 5. The state may by act of the General Assembly contract those debts specifically permitted by the Constitution; but no other debt in excess of two hundred fifty thousand dollars shall be hereinafter contracted, by or on behalf of the state, unless such debt shall be authorized by some law for some single work or object distinctly specified therein, and such law shall not take effect until it shall have been submitted to the people at a general or special election as the General Assembly provide, and shall have received a majority of all the votes cast for and against it at such election. The law shall be published in at least one newspaper in each county, if one is published therein, throughout the state, once each week for six weeks preceding the election at which it is submitted to the people. Such law submitted to the people shall make provision for the payment of the interest as it comes due and of the principal of each particular bond or other evidence of such debt within twenty years from the time of the issuance thereof, and the payment shall be provided for by such tax imposed and/or from such other sources of revenue pledged as the General Assembly determines will be sufficient for the purpose. Any subsequent General Assembly may provide from revenues, other than those previously pledged, additional funds, if needed to fully pay the interest as it comes due and the principal as it matures. Such law submitted to the people shall also, without stating the millage, impose, and authorize and direct the tax levying body of the state to levy and collect, for any year such direct property tax as may be required to pay the interest and/or the principal of the debt as it matures, after all other funds, made available for the purpose by such law and subsequent laws, have been applied to such payment."

Also amend by striking from line forty-four (44) of section one (1) of the resolution the word "the" and by substituting in lieu thereof the word "be".

Also amend by striking from lines three (3) and four (4) of section two (2) of the resolution the following:

"for members of the next General Assembly".

By unanimous consent, on request of Senator Beatty, the following corrections were made in that part of the amendment appearing as section 5:

The word "state" in lines one (1), five (5) and twelve (12) were made to begin with a capital S.

The word "single" in line six (6) was stricken.

That part of the proposed amendment to line forty-four (44) of section one (1) was withdrawn.

The amendments were adopted.

By unanimous consent, on request of Senator Beatty, the word "legislature" in line 37 of Sec. 1 of the resolution was changed to begin with a capital.

Senator Beatty offered the following amendment and moved its adoption:

Amend the title by changing the final period to a comma and adding the following: "relating to contracting of debt by the State."

The amendment was adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 1 of the resolution as amended by striking the punctuation and words "if needed" from line twenty-eight (28).

The amendment was adopted.

Senator Beatty moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Beatty moved that Senate Joint Resolution No. 10 as it passed the Senate be entered on the Senate Journal.

The motion prevailed.

SENATE JOINT RESOLUTION

Joint Resolution proposing an amendment to Article Seven (VII) of the Constitution of the State of Iowa, relating to contracting of debt by the State.

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

Section 1. That the following amendment to the Constitution of the State of Iowa is hereby proposed:

Section 1. That Sections Five (5) and Six (6) of Article Seven (VII) of the Constitution of Iowa are repealed and the following is adopted in lieu thereof:

"Section 5. The State may by act of the General Assembly contract those debts specifically permitted by the Constitution; but no other debt in excess of two hundred fifty thousand dollars shall be hereafter contracted, by or on behalf of the State, unless such debt shall be authorized by some law for some work or object distinctly specified therein, and such

law shall not take effect until it shall have been submitted to the people at a general or special election as the General Assembly shall provide, and shall have received a majority of all the votes cast for and against it at such election. The law shall be published in at least one newspaper in each county, if one is published therein, throughout the State, once each week for six weeks preceding the election at which it is submitted to the people. Such law submitted to the people shall make provision for the payment of the interest as it comes due and of the principal of each particular bond or other evidence of such debt within twenty years from the time of the issuance thereof, and the payment shall be provided for by such tax imposed and/or from such other sources of revenue pledged as the General Assembly determines will be sufficient for the purpose. Any subsequent General Assembly may provide from revenues, other than those previously pledged, additional funds to fully pay the interest as it comes due and the principal as it matures. Such law submitted to the people shall also, without stating the millage, impose, and authorize and direct the tax levying body of the state to levy and collect, for any year such direct property tax as may be required to pay the interest and/or the principal of the debt as it matures, after all other funds, made available for the purpose by such law and subsequent laws, have been applied to such payment."

Section 6. The Legislature may, at any time, after the approval of such law by the people, if no debt shall have been contracted in pursuance thereof, repeal the same or may, at any time, forbid the contracting of any further debt or liability, under such law; but the tax imposed and/or the pledge of revenue by such law, in proportion to the debt or liability which may have been contracted in pursuance thereof, shall remain in force and be irrepealable until the principal and interest are fully paid."

Section 2. Be it further resolved, that the foregoing proposed amendment be and the same is hereby referred to the Legislature to be chosen at the next general election, and that the Secretary of State cause the same to be published for three (3) months previous to the date of said election as provided by law.

On the question, "Shall the joint resolution pass?" the vote was:

Ayes, 36.

Baird	Carden	Kent	Rogers
Beatty	Carroll	Kimberly	Shaff
Bennett	Clark of Linn	Klemme	Shane
Benson	Clearman	Lange	Stanley
Bergman	Cole	Langfitt	Stoddard
Bissell	Doran	Lowe	Tabor
Blackford	Frailey	MacDonald	Topping
Booth	Hager	Merritt	Wilson of Page
Brush	Ickis	Rigby	Wilson of Polk

Nays, 6.

Anderson	Gunderson	Patterson	Thompson
Gilchrist	McLeland		

Absent or not voting, 8.

Brookins	Clark of	Cochrane	Moen
Christophel	Cerro Gordo	Leonard	Ulstad
	Clark of Marion		

The joint resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Beatty moved that the vote by which the joint resolution passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 484, a bill for an act to make an appropriation to Noah Wood, Jonas M. Poweshiek, Douglas Miller, J. J. Carron, Emily Johnson, L. P. Hall, J. S. Jones, and A. J. Gay, with report of appropriations committee recommending indefinite postponement, was taken up and considered, and the report of the committee adopted.

On motion of Senator Gilchrist, House File No. 160, a bill for an act to amend section ten thousand four hundred six (10406), Code, 1927, relating to the legalization of certain conveyances of real estate as to extend the provisions of such legalization to the year nineteen hundred fifteen (1915) and providing a statute of limitations, returned by the sifting committee, was taken up and considered.

The following amendment was recommended by the sifting committee:

Amend by inserting the word "adversely" immediately before the word "affected" in line one (1) of Section two (2) thereof.

The amendment was adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass" the vote was:

Ayes, 42.

Anderson	Blackford	Clearman	Ickis
Baird	Booth	Cole	Kent
Beatty	Brookins	Doran	Kimberly
Bennett	Brush	Frailey	Klemme
Benson	Carroll	Gilchrist	Langfitt
Bergman	Christophel	Gunderson	Leonard
Bissell	Clark of Linn	Hager	Lowe

MacDonald	Rigby	Tabor	Ulstad
McLeland	Rogers	Thompson	Wilson of Page
Merritt	Shane	Topping	Wilson of Polk
Patterson	Stoddard		

Nays, none.

Absent or not voting, 8.

Carden	Clark of Marion	Lange	Shaff
Clark of	Clearman	Moen	Stanley
Cerro Gordo			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 531, a bill for an act to amend section eighty-nine hundred forty (8940) of the Code, 1927, to permit insurance of buildings and other property against loss or damage caused by airplanes, seaplanes, dirigibles, or other aircraft, returned by the sifting committee, was taken up and considered.

The following amendment was recommended by the sifting committee:

Amend by inserting after the word "end" in line three (3) the following: "of sub-section one (1)".

The amendment was adopted.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Klemme	Rogers
Baird	Cerro Gordo	Langfitt	Shane
Bennett	Clearman	Leonard	Stanley
Benson	Cole	Lowe	Stoddard
Bergman	Doran	MacDonald	Tabor
Bissell	Frailey	McLeland	Thompson
Blackford	Gunderson	Merritt	Topping
Booth	Hager	Moen	Ulstad
Brush	Ickis	Patterson	Wilson of Page
Carroll	Kent	Rigby	Wilson of Polk
Christophel	Kimberly		

Nays, none.

Absent or not voting, 9.

Beatty	Clark of Linn	Cochrane	Lange
Brookins	Clark of Marion	Gilchrist	Shaff
Carden			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, Senate File No. 472, a bill for an act to make an appropriation to James L. Armstrong, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark of Cerro Gordo moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of	Kimberly	Rogers
Baird	Cerro Gordo	Klemme	Shane
Bennett	Clearman	Leonard	Stanley
Benson	Cochrane	Lowe	Stoddard
Bergman	Cole	McLeland	Tabor
Blackford	Doran	Merritt	Thompson
Booth	Frailey	Moen	Topping
Brookins	Hager	Patterson	Ulstad
Brush	Ickis	Rigby	Wilson of Polk
	Kent		

Nays, none.

Absent or not voting, 14.

Beatty	Christophel	Gunderson	MacDonald
Bissell	Clark of Linn	Lange	Shaff
Carden	Clark of Marion	Langfitt	Wilson of Page
Carroll	Gilchrist		

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

HOUSE MESSAGES CONSIDERED

House File No. 104, a bill for an act to make an appropriation for the purpose of purchasing additional real estate by the board

of control of state institutions for the Iowa Training School for boys at Eldora, Iowa, and to authorize the purchase thereof.

Read first and second times and referred to committee on appropriations.

House File No. 503, a bill for an act to direct the Superintendent of Public Instruction to make research study of certain features of the public school system, and as to the number of physically and mentally handicapped children of school age in the state, and to make an appropriation to defray the expense of such survey.

Read first and second times and referred to committee on appropriations.

House File No. 526, a bill for an act to make an appropriation to Patricia Jones, a minor.

Read first and second times and referred to committee on appropriations.

On motion of Senator Shane the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. MacFarlane presiding.

ACTION ON SENATE FILE 310 DEFERRED

By unanimous consent, on request of Senator Lange, action on Senate File No. 310 was deferred and the bill placed at the foot of the calendar.

HOUSE FILE NOS. 526, 503 AND 104 ON CALENDAR

By unanimous consent on request of Senator Stoddard the rules were suspended and House Files Nos. 526, 503 and 104, House appropriations committee bills, were placed on the calendar without further consideration by the appropriations committee in the Senate.

CALL OF THE SENATE

MR. PRESIDENT: We the undersigned members of the Senate hereby ask a call of the Senate on the motion to draw from the Sifting Committee, Senate File No. 446.

A. T. BROOKINS
D. L. WILSON
LEW MACDONALD
G. W. PATTERSON
C. E. ANDERSON
J. W. KENT
OTTO F. LANGE

H. B. CARROLL
GEORGE A. WILSON
J. N. LANGFITT
WESLEY C. LOWE
RALPH U. THOMPSON
GEORGE W. CHRISTOPHEL
F. D. ICKIS

The roll was called and revealed the presence of all Senators except Senator Stanley.

Senator Stanley appeared in the Senate chamber and the call was declared complete.

Senator MacDonald moved that Senate File No. 446 by the Code Revision Committee, being an act to amend, revise and codify the law as it appears in section seventy-one hundred sixty-one (7161), Code of 1927, relating to the discovery of unlisted or unassessed property for taxation purposes, be withdrawn from the sifting committee, and placed before this Senate for immediate action.

Senator Baird moved the previous question, which motion prevailed.

On the question, "Shall the motion prevail?" the vote was:

Ayes, 28.

Anderson	Clark of	Gunderson	Patterson
Beatty	Cerro Gordo	Kent	Stanley
Bissell	Clark of Linn	Langfitt	Tabor
Booth	Clark of Marion	Leonard	Thompson
Brookins	Cole	Lowe	Ulstad
Carden	Doran	MacDonald	Wilson of Page
Carroll	Gilchrist	McLeland	Wilson of Polk
Christophel			

Nays, 22.

Baird	Clearman	Klemme	Rogers
Bennett	Cochrane	Lange	Shaff
Benson	Frailey	Merritt	Shane
Bergman	Hager	Moen	Stoddard
Blackford	Ickis	Rigby	Topping
Brush	Kimberly		

Absent or not voting, none.

The motion was lost, having failed to receive the necessary two-thirds majority.

Senator Lange moved that Senate File No. 132 be withdrawn from the sifting committee and placed on the calendar.

Senator Lange invoked Rule 8.

On the question, "Shall the motion prevail?" the vote was:

Ayes, 4.

Ickis	Lange	Tabor	Thompson
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Nays, 46.

Anderson	Carroll	Gunderson	Patterson
Baird	Christophel	Hager	Rigby
Beatty	Clark of	Kent	Rogers
Bennett	Cerro Gordo	Kimberly	Shaff
Benson	Clark of Linn	Klemme	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Leonard	Stoddard
Blackford	Cochrane	Lowe	Topping
Booth	Cole	MacDonald	Ulstad
Brookins	Doran	McLeland	Wilson of Page
Brush	Frailey	Merritt	Wilson of Polk
Carden	Gilchrist	Moen	

Absent or not voting, none.

The motion was lost.

Senator Thompson moved that Senate File No. 101 be withdrawn from the sifting committee, and placed on the calendar.

Senator Thompson invoked Rule 8.

On the question, "Shall the motion prevail?" the vote was:

Ayes, 8.

Doran	Kimberly	Stanley	Ulstad
Gunderson	Lange	Thompson	Wilson of Page

Nays, 40.

Anderson	Christophel	Hager	Moen
Baird	Clark of	Ickis	Patterson
Beatty	Cerro Gordo	Kent	Rigby
Bennett	Clark of Linn	Klemme	Rogers
Benson	Clark of Marion	Langfitt	Shaff
Bergman	Clearman	Leonard	Shane
Bissell	Cochrane	Lowe	Stoddard
Blackford	Cole	MacDonald	Tabor
Booth	Frailey	McLeland	Topping
Brush	Gilchrist	Merritt	Wilson of Polk
Carden			

Absent or not voting, 2.

Brookins Carroll

The motion was lost.

On motion of Senator Doran the rules were suspended and Senate File No. 482, a bill for an act to amend section six hundred thirty-nine (639) of the Code, 1927, relating to nominations by political parties in cities and towns, and to provide the way in which political parties in cities and towns may make nominations of candidates for all municipal offices to be filled by direct vote of the people, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Doran moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Christophel	Kent	Rigby
Baird	Clark of	Kimberly	Rogers
Bennett	Cerro Gordo	Klemme	Shane
Benson	Clark of Linn	Langfitt	Stoddard
Bergman	Cole	Leonard	Tabor
Bissell	Doran	Lowe	Thompson
Blackford	Frailey	MacDonald	Topping
Booth	Gilchrist	McLeland	Ulstad
Brookins	Gunderson	Moen	Wilson of Page
Carden	Hager	Patterson	Wilson of Polk
Carroll	Iekis		

Nays, 1.

Brush

Absent or not voting, 8.

Beatty	Clearman	Lange	Shaff
Clark of Marion	Cochrane	Merritt	Stanley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doran moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 535, a bill for an act to amend an Act duly passed by the Forty-third (43rd) General Assembly as Senate File No. Two Hundred Eighty-four (284),

and signed by the Governor on March 21, 1929, and now on file in the office of the Secretary of State, and entitled "An Act concerning the licensing of aircraft and airmen, the establishment of air traffic rules, and to make uniform the law with reference thereto, a sifting committee bill, was taken up and considered.

The bill was read for information.

Senator Topping moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 44.

Anderson	Christophel	Hager	Merritt
Baird	Clark of	Ickis	Moen
Beatty	Cerro Gordo	Kent	Patterson
Bennett	Clark of Linn	Kimberly	Rogers
Benson	Clearman	Klemme	Stanley
Bergman	Cochrane	Lange	Stoddard
Bissell	Cole	Langfitt	Tabor
Blackford	Doran	Leonard	Thompson
Booth	Fraily	Lowe	Topping
Brush	Gilchrist	MacDonald	Ulstad
Carden	Gunderson	McLeland	Wilson of Page
Carroll			

Nays, none.

Absent or not voting, 6.

Brookins	Rigby	Shane	Wilson of Polk
Clark of Marion	Shaff		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Topping moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Patterson, House File No. 149, a bill for an act to amend section seventy-three hundred eight (7308) of the Code, 1927, by adding thereto an additional paragraph relating to the reciprocal exemption of intangible personal property from inheritance taxation, returned by the sifting committee, was taken up and considered.

Senator Frailey offered the following amendment and moved its adoption:

Amend as follows: Strike out of the said amendment all following the figure (4) therein and insert in lieu thereof the following:

"This paragraph shall apply to estates of decedents dying subsequent to the first day of January, 1929. For the purpose of this section the District of Columbia and possessions of the United States shall be considered territories of the United States."

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 17.

Baird	Carden	Kimberly	Rogers
Beatty	Clark of Linn	Lange	Shaff
Blackford	Cochrane	Leonard	Topping
Booth	Frailey	MacDonald	Wilson of Polk
Brush			

Nays, 26.

Anderson	Clearman	Klemme	Patterson
Bennett	Cole	Langfitt	Stanley
Benson	Doran	Lowe	Stoddard
Bissell	Gilchrist	McLeland	Tabor
Brookins	Gunderson	Merritt	Thompson
Carroll	Hager	Moen	Wilson of Page
Christophel	Kent		

Absent or not voting, 7.

Bergman	Clark of Marion	Rigby	Ulstad
Clark of Cerro Gordo	Ickis	Shane	

The amendment was lost.

The bill was read for information.

Senator Patterson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Clark of	Kent	Patterson
Baird	Cerro Gordo	Kimberly	Rogers
Beatty	Clark of Linn	Klemme	Shaff
Bennett	Clearman	Lange	Shane
Benson	Cochrane	Langfitt	Stanley
Bissell	Cole	Leonard	Stoddard
Blackford	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Thompson
Brookins	Gilchrist	McLeland	Topping
Brush	Gunderson	Merritt	Wilson of Page
Carroll	Hager	Moen	Wilson of Polk
Christophel	Ickis		

Nays, none.

Absent or not voting, 5.

Bergman	Clark of Marion	Rigby	Ulstad
Carden			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Patterson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 291

Senator Baird called up for consideration the following report and moved its adoption:

MR. PRESIDENT: Your Conference Committee appointed to consider the differences between the Senate and House on Senate File 291 beg leave to recommend as follows:

1. That the House recede from its amendment striking Section four (4) of the bill.

2. That Section two (2) of the bill be amended by striking the word "section" in line thirty (30) and by inserting in lieu thereof the word "chapter".

3. That there be inserted at the end of section three (3) of the bill the following:

"The council of any city having a population in excess of seventy-five thousand (75,000) shall adopt such ordinance before extending mains and assessing costs thereof as provided in this chapter."

W. F. BAIRD
 GEORGE A. WILSON
 CHARLES T. ROGERS
 A. H. BERGMAN

On the part of the Senate.

F. B. FORSLING
 H. C. PATTISON
 WALTER B. RENO
 H. M. GREENE

On the part of the House.

On the question, "Shall the report be adopted and the Senate concur in the amendments proposed therein?" the vote was:

Ayes, 37.

Baird	Clark of	Klemme	Rogers
Bennett	Cerro Gordo	Lange	Shane
Benson	Clark of Marion	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Thompson
Brookins	Hager	McLeland	Topping
Carden	Ickis	Merritt	Wilson of Page
Carroll	Kent	Moen	Wilson of Polk
Christophel	Kimberly		

Nays, none.

Absent or not voting, 13.

Anderson	Clark of Linn	Gilchrist	Rigby
Beatty	Clearman	Gunderson	Shaff
Bergman	Frailey	Patterson	Ulstad
Brush			

The conference committee report was adopted and the Senate concurred in the amendments therein proposed.

Senator Baird moved that the vote by which the report was adopted by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 226, a bill for an act to amend section three thousand seventy-six (3076), of the Code, 1927, relating to the pasteurization of skimmed milk and buttermilk, returned by the sifting committee, was taken up and considered.

The following amendment was recommended by the sifting committee:

Amend by striking out the word "pasturization" in lines two (2) and three (3) of the title and inserting in lieu thereof the word "pasteurization".

The amendment was adopted.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of	Kimberly	Rogers
Baird	Cerro Gordo	Klemme	Shaff
Bennett	Clark of Marion	Lange	Shane
Benson	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	McLeland	Tabor
Booth	Frailey	Merritt	Topping
Brush	Hager	Moen	Wilson of Page
Carden	Kent	Patterson	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 14.

Beatty	Clark of Linn	Ickis	Rigby
Bergman	Doran	Lowe	Thompson
Brookins	Gilchrist	MacDonald	Ulstaad
Carroll	Gunderson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brush, House File No. 234, a bill for an act to amend section forty-four hundred twenty-eight (4428) and section forty-four hundred twenty-nine (4429) of the Code, 1927, relating to procedure in cases of compulsory education, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Brush moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clark of	Ickis	Moen
Bennett	Cerro Gordo	Kent	Patterson
Benson	Clark of Marion	Kimberly	Rogers
Bissell	Clearman	Klemme	Shane
Blackford	Cochrane	Lange	Stanley
Booth	Cole	Langfitt	Stoddard
Brookins	Doran	MacDonald	Thompson
Brush	Frailey	McLeland	Topping
Carden	Gilchrist	Merritt	Wilson of Page
Christophel	Hager		

Nays, none.

Absent or not voting, 12.

Anderson	Clark of Linn	Lowe	Tabor
Beatty	Gunderson	Rigby	Ulstaad
Bergman	Leonard	Shaff	Wilson of Polk
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brush moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Anderson, House File No. 410, a bill for an act to amend the law as it appears in section seventeen hundred one (1701), of the Code, 1927, relating to life preservers required to be carried by passenger boats, returned by the sifting committee, was taken up and considered.

Senator Anderson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Carden	Hager	Merritt
Baird	Carrroll	Ickis	Moen
Beatty	Christophel	Kent	Patterson
Bennett	Clark of Marion	Kmberly	Rogers
Benson	Clearman	Klemme	Shane
Bergman	Cochrane	Lange	Stanley
Bissell	Cole	Langfitt	Stoddard
Blackford	Doran	Lowe	Thompson
Booth	Frailey	MacDonald	Wilson of Polk
Brookins	Gilchrist		

Nays, none.

Absent or not voting, 12.

Brush	Gunderson	Rigby	Topping
Clark of	Leonard	Shaff	Ulstad
Cerro Gordo	McLeland	Tabor	Wilson of Page
Clark of Linn			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Anderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Anderson, House File No. 382, a bill for an act to amend chapter thirty-nine B-1 (39-B1) and section five hundred and sixty-eight (568), of the Code, 1927, relating to permanent registration of voters, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Anderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Carroll	Kent	Moen
Baird	Christophel	Kimberly	Patterson
Bennett	Clark of	Klemme	Rogers
Benson	Cerro Gordo	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Cochrane	Leonard	Stoddard
Blackford	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Topping
Brookins	Frailey	McLeland	Ulstad
Brush	Gilchrist	Merritt	Wilson of Polk
Carden	Hager		

Nays, none.

Absent or not voting, 9.

Beatty	Gunderson	Rigby	Thompson
Clark of Linn	Ickis	Shaff	Wilson of Page
Clearman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Anderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 83, a bill for an act to amend section ten thousand four hundred ten (10410) of the Code, 1927, relating to renewals of charters for private corporations, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Kimberly	Shaff
Baird	Cerro Gordo	Klemme	Shane
Bennett	Clark of Marion	Lange	Stanley
Benson	Clearman	Langfitt	Stoddard
Bergman	Cochrane	Leonard	Tabor
Bissell	Cole	Lowe	Thompson
Blackford	Frailey	MacDonald	Topping
Booth	Gilchrist	Merritt	Ulstad
Brush	Hager	Patterson	Wilson of Page
Carroll	Ickis	Rogers	Wilson of Polk
Christophel	Kent		

Nays, 1.

Doran

Absent or not voting, 8.

Beatty	Carden	Gunderson	Moen
Brookins	Clark of Linn	McLeland	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kimberly moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Klemme, House File No. 465, a bill for an act to amend the law as it appears in section ten hundred ninety a-thirteen (1090-a13) of the Code, 1927, relating to liability of depository, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Cole moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Bennett	Clark of	Kimberly	Patterson
Benson	Cerro Gordo	Klemme	Rigby
Bergman	Clark of Marion	Lange	Shane
Bissell	Clearman	Langfitt	Stanley
Blackford	Cochrane	Leonard	Tabor
Booth	Cole	Lowe	Thompson
Brookins	Doran	MacDonald	Topping
Carden	Hager	Merritt	Ulstad
Carroll	Ickis	Moen	Wilson of Page
Christophel			

Nays, 1.

Rogers

Absent or not voting, 13.

Anderson	Clark of Linn	Gunderson	Shaff
Baird	Frailey	Kent	Stoddard
Beatty	Gilchrist	McLeland	Wilson of Polk
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Klemme moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 276, a bill for an act to amend the law as it appears in section twenty-six hundred fifty-three (2653) of the Code of Iowa, 1927, relating to importation of livestock into the state, returned by the sifting committee, was taken up and considered.

The following amendments were recommended by the sifting committee:

Amend by inserting after the word "any" and before the word "dairy" in line seven (7), the words "cattle for".

Further amend by striking the word "cattle" from said line seven (7) and inserting the word "purposes".

The amendments were adopted.

Senator Wilson of Page moved the previous question, which motion prevailed.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Bennett	Clark of	Ickis	Merritt
Benson	Cerro Gordo	Kent	Rigby
Bergman	Clark of Linn	Kimberly	Shane
Bissell	Clark of Marion	Klemme	Stanley
Blackford	Clearman	Lange	Tabor
Booth	Cochrane	Langfitt	Topping
Carden	Cole	Lowe	Wilson of Page
Christophel	Doran	MacDonald	Wilson of Polk
	Hager	McLeland	

Nays, 3.

Brookins	Moen	Thompson
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Absent or not voting, 15.

Anderson	Carroll	Leonard	Shaff
Baird	Frailey	Patterson	Stoddard
Beatty	Gilchrist	Rogers	Ulstad
Brush	Gunderson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Ickis called up for consideration Senate File No. 301, amended by the House, and moved that the Senate consider the following amendments:

Amend section one (1) by striking lines twelve (12) to sixteen (16), inclusive.

Amend section six (6), line six (6), by inserting after the word "fishing" the following:

"at any time when the same shall be lawful".

Also, further amend section six (6) by adding thereto the following:

"Any person under twenty-one (21) years of age may by his own efforts capture and confine, for the purpose of training for pets, not more than two (2) of any game bird or fur-bearing animal. Any such person having birds or animals in his possession for that purpose is hereby exempted from securing the license required by section seventeen hundred six (1706) of the Code, 1927."

Amend section seven (7) by adding thereto the following:

"except that gophers and ground squirrels may be shot along the highways".

Amend section ten (10) by adding thereto the following:

"No license shall be required to fish in unstocked streams nor in streams bordering the state."

Amend section thirteen (13) by striking all of lines seven (7) to twenty (20), inclusive, and inserting in lieu thereof the following:

"1. Any game fish in the northern zone from December first to May fourteenth; except as provided in section 1757 when using licensed nets and seines.

"2. Any black bass, crappie, blue gill, or sun fish in the northern zone from December first to June fourteenth.

"3. Any game fish in the southern zone from November sixteenth to April thirtieth, except as provided in section 1757 when using licensed nets or seines.

"4. Any black bass, crappie, blue gill, or sun fish in the southern zone from November sixteenth to May thirty-first."

Amend section fourteen (14) by striking all of line four (4) and the balance of the section and inserting in lieu the following:

"It shall be unlawful for any person at any time to take from the waters of the state in any one day more than fifteen salmon, trout, black bass, pike, crappie, pickerel, catfish, perch, sunfish, bluegills, in the aggregate, of which total number not more than eight shall be pike or bass, except as otherwise provided in this chapter when using licensed nets or seines; in addition to other fish taken, it shall be lawful to take not more than twenty-five bullheads by any one person in any one day."

Amend section fifteen (15), line six (6) by inserting after the word "pike" the words "or pickerel".

Also, further amend said section by striking from line seven (7) the words "pickerel or".

Amend section seventeen (17), line fifteen (15) by inserting after the word "dog-fish" the words "suckers, sheephead".

Amend section nineteen (19), line four (4), by inserting after the word "market" the words "or peddlers".

Amend section twenty-six (26), line twenty-nine (29), by inserting after the word "shoot" the words "with shotgun"; also by striking the comma (,) after the word "otter" in said line and inserting the word "or".

Also, further amend said section, line thirty (30) by striking the words "opossum, skunk or civit".

Also, further amend said section, line thirty-two (32) by striking the word "shot" and inserting in lieu the words "killed with shotgun".

Amend section twenty-eight (28), line ten (10), by striking the word "thirty" and inserting in lieu "twenty-one".

Amend section twenty-nine (29), line six (6), by inserting after the word "conveyance" the words "except propelled by oar or paddle".

Also, further amend said section, line fifteen (15), by inserting after the word "and" the words "one-half hour before".

Senator Ickis moved that the Senate concur in House amendments to sections 6, 7, 13, 14, 15, 19, 26 and 29.

On the question "Shall the Senate concur?" the vote was:

Ayes, 38.

Anderson	Clark of	Kimberly	Rigby
Bennett	Cerro Gordo	Klemme	Rogers
Benson	Clark of Linn	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Leonard	Tabor
Blackford	Cole	Lowe	Thompson
Booth	Doran	MacDonald	Topping
Brookins	Hager	Merritt	Ulstad
Christophel	Ickis	Moen	Wilson of Page
	Kent	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 12.

Baird	Carden	Frailey	McLeland
Beatty	Carroll	Gilchrist	Shaff
Brush	Cochrane	Gunderson	Stoddard

The House amendments to sections 6, 7, 13, 14, 15, 19, 26 and 29 having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in House amendment to section 16?" the vote was:

Ayes, 2.

Anderson	Carroll
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Nays, 36.

Bennett	Clark of Linn	Klemme	Rigby
Benson	Clearman	Lange	Rogers
Bergman	Cochrane	Langfitt	Shaff
Bissell	Cole	Leonard	Shane
Booth	Doran	Lowe	Stanley
Brookins	Hager	MacDonald	Stoddard
Brush	Ickis	Merritt	Tabor
Carden	Kent	Moen	Wilson of Page
Clark of Cerro Gordo	Kimberly	Patterson	Wilson of Polk

Absent or not voting, 12.

Baird	Christophel	Gilchrist	Thompson
Beatty	Clark of Marion	Gunderson	Topping
Blackford	Frailey	McLeland	Ulstad

The House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

Senator Ickis offered the following amendments to the House amendments and moved their adoption:

Amend House Amendment to Section 1 by striking "lines twelve (12) to sixteen (16) inclusive" and inserting in lieu thereof "all after the word 'prohibited' in line fourteen (14)".

Amend second House amendment to Section 6 by striking the words and figures "twenty-one (21)" and inserting in lieu thereof the words and figure "ten (10)".

Amend House amendment to Section 10 by striking therefrom "nor in streams bordering the state".

Amend House amendment to Section 17 by striking "words 'suckers, sheepshead'" and inserting "word 'suckers'".

Amend House amendment to Section 28 by striking the word "twenty-one" and inserting in lieu thereof the word "twenty-five".

The amendments were adopted.

On the question "Shall the Senate concur in the House amendments to sections 1, 6, 10, 17 and 28 as amended?" the vote was:

Ayes, 33.

Anderson	Clark of	Klemme	Patterson
Bennett	Cerro Gordo	Lange	Rigby
Benson	Clark of Linn	Langfitt	Rogers
Bissell	Cochrane	Leonard	Shane
Blackford	Cole	Low	Stanley
Booth	Doran	MacDonald	Topping
Brookins	Hager	Merritt	Ulstad
Carden	Ickis	Moen	Wilson of Page
Carroll	Kent		

Nays, none.

Absent or not voting, 17.

Baird	Clark of Marion	Gunderson	Stoddard
Beatty	Clearman	Kimberly	Tabor
Bergman	Frailey	McLeland	Thompson
Brush	Gilchrist	Shaff	Wilson of Polk
Christophel			

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend S. F. 453 by inserting after the word "commission" and before the word "is" in line one (1) of Section one (1) the following:

"with the approval of the Attorney General and the State Board of Audit."

C. A. BENSON, *Chairman Sifting Committee.*

MR. PRESIDENT: I move to amend House File No. 293 by inserting after the word "general" where it appears in line 6 of Section one (1), the following: ", subject to the approval of the Iowa State Highway Commission,".

J. O. SHAFF.

MR. PRESIDENT: I move to amend Senate File No. 73 by adding Section 2 thereto, as follows:

Sec. 2. No officer or employee of the League of Iowa Municipalities shall be interested, directly or indirectly, in any contract with any city or town, or in any work done or materials furnished any city or town, or the profits thereof, nor shall any such officer or employee directly

or indirectly receive any profit, commission or compensation of any kind or nature arising or growing out of the sale or the furnishing of any supplies, equipment, material, or any other article or thing to any city or town, or for any work of public improvement.

A violation of the foregoing provision shall invalidate the contract or sale, and shall be a complete defense to any action to recover any consideration due under the contract or for the furnishing of such labor, material, equipment, supplies, or other article or thing.

J. O. SHAFF.

On motion of Senator Carden the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 11, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. James E. Coons, president of Iowa Wesleyan College, Mt. Pleasant, Iowa.

The journal of April 10th was corrected and approved.

April 11th, 1929.

MR. PRESIDENT: The Sifting Committee reports the following bills for passage:

H. F. Nos. 283, 227, 427, 392, 262, 111, as amended.

C. A. BENSON, *Chairman Sifting Committee.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 199, 213, 216, 217, 332, 404, 413, 185, 215, 403, 425, 426, 460, 124, 230, 534 and House Joint Resolution No. 6, and Senate Files Nos. 153, 168, 281 and 463.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files Nos. 153, 168, 281 and 463; House Joint Resolution No. 6; House Files Nos. 199, 213, 216, 217, 332, 404, 413, 185, 215, 403, 425, 426, 124, 230, 534 and 460.

BILLS SENT TO THE GOVERNOR

Senator Rogers from, the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 11th day of April, 1929, sent to the governor for his approval, Senate Files Nos. 153, 168, 281 and 463.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 164, a bill for an act to define, regulate, and license real estate brokers and real estate salesmen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 389, a bill for an act relating to the inspection and sale of petroleum products.

Also: That the House has refused to adopt the Conference Committee report on Senate File No. 125, a bill for an act relating to the practice of barbering, and requests a second conference and the speaker appoints as such committee on the part of the House, Representatives Paulson, Albert, Baker and Johnson of Dickinson.

Also: That the House has concurred in Senate amendments to House File No. 243, relating to the creation of a state board of eugenics.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 500, a bill for an act making an appropriation for the expenses of the members of the General Assembly and the Lieutenant Governor.

Also: That the House has amended and passed the following resolution in which the concurrence of the House was asked:

Senate Joint Resolution No. 9, providing for a committee to investigate the matter of a State Park upon the west bank of Spirit Lake, Iowa.

Also: That the House has adopted the conference committee report on Senate File No. 291, a bill for an act relating to installation and contracts, method of petitioning and notice of proposed water extensions, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 356, a bill for an act to reimburse the Monroe County Agricultural Society for fees erroneously paid for recording articles of incorporation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 380, a bill for an act permitting a referendum to the voters in cities under commission form of government of ordinances fixing the compensation of city employees.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 164

SECTION 2

Amend section two (2) by striking lines one (1) to ten (10), inclusive.

Also, by striking lines nineteen (19) to twenty-seven (27), inclusive.

Also, by striking lines forty (40) and forty-one (41) and inserting in lieu the following:

"this act to apply to an attorney admitted to practice in Iowa".

Also, by striking from line forty-two (42) the words "attorney-at-law".

SECTION 8

Amend section eight (8), lines forty-seven (47) and fifty (50), by striking the word and figures "twenty-five (\$25.00)" and inserting in lieu "ten (\$10.00)".

Also, by striking from lines forty-eight (48) and fifty-five (55) the word and figures "ten (\$10.00)" and inserting in lieu "five (\$5.00)".

SECTION 10

Amend section ten (10), line sixty-two (62) by striking the word "Supreme" and inserting in lieu "District".

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION NO. 9

Amend section one (1), line eight (8), by inserting after the comma following the word "Representatives" the following:

"one of whom shall be from the minority party,".

THIRD READING OF BILLS

On motion of Senator Stanley, House File No. 503, a bill for an act to direct the Superintendent of Public Instruction to make research study of certain features of the public school system, and as to the number of physically and mentally handicapped children of school age in the state, and to make an appropriation to defray the expense of such survey, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Clark of Linn'	Klemme	Rogers
Bennett	Clark of Marion	Lange	Shane
Benson	Cochrane	Langfitt	Stanley
Bissell	Cole	Leonard	Tabor
Booth	Doran	Lowe	Topping
Carroll	Hager	Moen	Ulstad
Christophel	Ickis	Patterson	Wilson of Page
Clark of	Kent	Rigby	Wilson of Polk
Cerro Gordo	Kimberly		

Nays, none.

Absent or not voting, 18.

Baird	Brush	Gunderson	Patterson
Beatty	Carden	MacDonald	Shaff
Bergman	Clearman	McLeland	Stoddard
Blackford	Frailey	Merritt	Thompson
Brookins	Gilchrist		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stanley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Stanley, Senate Joint Resolution No. 4, a companion bill, was withdrawn from further consideration.

On motion of Senator Klemme, Senate File No. 474, a bill for an act to amend section thirty-nine hundred twenty-six (3926),

Code, 1927, relating to the acceptance of gifts for the state educational institutions and the investment of the money derived therefrom, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Klemme moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Beatty	Clark of	Kimberly	Rogers
Bennett	Cerro Gordo	Klemme	Shane
Benson	Cochrane	Langfitt	Stanley
Bissell	Cole	Leonard	Tabor
Booth	Doran	Lowe	Topping
Brookins	Hager	MacDonald	Ulstad
Brush	Ickis	Moen	Wilson of Page
Carroll	Kent	Rigby	Wilson of Polk
Christophel			

Nays, 1.

Lange

Absent or not voting, 17.

Anderson	Clark of Linn	Gilchrist	Patterson
Baird	Clark of Marion	Gunderson	Shaff
Bergman	Clearman	McLeland	Stoddard
Blackford	Frailey	Merritt	Thompson
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Klemme moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. NO. 493 RE-REFERRED

By unanimous consent, on request of Senator Moen, Senate File No. 493 was re-referred to the committee on appropriations.

President pro tempore Frank Shane took the chair at 10:09 a. m.

THIRD READING OF BILLS

On motion of Senator Brookins, House File No. 455, a bill for an act to give the fire marshal or his assistants the power of

peace officers, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 30.

Anderson	Brookins	Kimberly	Rogers
Beatty	Christophel	Klemme	Shane
Bennett	Clark of Marion	Lange	Tabor
Benson	Cochrane	Langfitt	Topping
Bergman	Doran	Leonard	Ulstad
Bissell	Hager	Lowe	Wilson of Page
Blackford	Ickis	MacDonald	Wilson of Polk
Booth	Kent		

Nays, none.

Absent or not voting, 20.

Baird	Clark of Linn	Gunderson	Rigby
Brush	Clearman	McLeland	Shaff
Carden	Cole	Merritt	Stanley
Carroll	Frailey	Moen	Stoddard
Clark of Cerro Gordo	Gilchrist	Patterson	Thompson

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, House File No. 209, a bill for an act to amend the law as it appears in section five thousand six hundred sixty-nine (5669) of the Code of 1927 relating to the compensation of assessors and deputies, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson	Carden	Hager	Merritt
Beatty	Christophel	Ickis	Moen
Bennett	Clark of	Kent	Rigby
Benson	Cerro Gordo	Kimberly	Rogers
Bergman	Clark of Marion	Klemme	Shane
Bissell	Clearman	Lange	Topping
Blackford	Cochrane	Langfitt	Ulstad
Booth	Cole	Lowe	Wilson of Page
Brookins	Doran	MacDonald	Wilson of Polk

Nays, none.

Absent or not voting, 14.

Baird	Frailey	McLeland	Stanley
Brush	Gilchrist	Patterson	Stoddard
Carroll	Gunderson	Shaff	Thompson
Clark of Linn	Leonard		

Present, 1.

Tabor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 433, a bill for an act to amend the law as it appears in Section eighty-four hundred sixteen (8416), Code, 1927, relative to the filing of a certificate of issuance of stock, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 32.

Anderson	Clark of	Kent	Rigby
Beatty	Cerro Gordo	Kimberly	Rogers
Bennett	Clark of Marion	Klemme	Shane
Benson	Clearman	Lange	Stanley
Bergman	Cochrane	Langfitt	Topping
Bissell	Doran	Lowe	Ulstad
Blackford	Hager	Merritt	Wilson of Page
Booth	Ickis	Moen	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 18.

Baird	Clark of Linn	Leonard	Shaff
Brookins	Cole	MacDonald	Stoddard
Brush	Frailey	McLeland	Tabor
Carden	Gilchrist	Patterson	Thompson
Carroll	Gunderson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, House File No. 338, a bill for an act to amend the law as it appears in sections fifty-seven hundred sixty-six (5766), fifty-seven hundred sixty-seven (5767) of the Code of Iowa, 1927, relating to the power of cities and towns to maintain a fire department and to levy a tax therefor, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of Linn	Kimberly	Rigby
Merritt	Clark of Marion	Klemme	Rogers
Benson	Clearman	Lange	Shane
Bergman	Cochrane	Langfitt	Stanley
Bissell	Cole	Leonard	Tabor
Blackford	Doran	Low	Topping
Booth	Hager	MacDonald	Ulstad
Christophel	Ickis	Bennett	Wilson of Page
Clark of	Kent	Moen	Wilson of Polk
Cerro Gordo			

Nays, none.

Absent or not voting, 14.

Baird	Carden	Gunderson	Shaff
Beatty	Carroll	McLeland	Stoddard
Brookins	Frailey	Patterson	Thompson
Brush	Gilchrist		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lange, House File No. 339, a bill for an act to authorize the township trustees to purchase, own and maintain fire apparatus or equipment jointly with any city or town in the state of Iowa, returned by sifting committee, was taken up and considered.

The bill was read for information.

President Arch W. McFarlane returned to the chair at 10.31 a. m.

Senator Lange moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clark of	Kent	Moen
Beatty	Cerro Gordo	Kimberly	Rigby
Bennett	Clark of Linn	Klemme	Rogers
Benson	Clark of Marion	Lange	Shane
Bergman	Clearman	Langfitt	Stanley
Bissell	Cochrane	Leonard	Topping
Booth	Cole	Lowe	Ulstad
Christophel	Hager	MacDonald	Wilson of Polk
	Ickis	Merritt	

Nays, none.

Absent or not voting, 16.

Baird	Carroll	Gunderson	Stoddard
Brookins	Doran	McLeland	Tabor
Brush	Frailey	Patterson	Thompson
Carden	Gilchrist	Shaff	Wilson of Page

Present, 1.

Blackford

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lange moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 74, a bill for an act to amend section sixty-nine hundred fifteen(6915) of the Code, 1927, relating to the ordering of street improvements or sewers in cities acting under special charter, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Clark of	Kent	Moen
Beatty	Cerro Gordo	Kimberly	Rogers
Bennett	Clark of Linn	Klemme	Shane
Benson	Clearman	Lange	Tabor
Bergman	Cochrane	Langfitt	Topping
Bissell	Cole	Leonard	Ulstad
Blackford	Doran	Lowe	Wilson of Page
Booth	Hager	MacDonald	Wilson of Polk
Christophel	Ickis		

Nays, none.

Absent or not voting, 17.

Baird	Clark of Marion	McLeland	Shaff
Brookins	Frailey	Merritt	Stanley
Brush	Gilchrist	Patterson	Stoddard
Carden	Gunderson	Rigby	Thompson
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Wilson of Polk, House File No. 220, a bill for an act to repeal Section four thousand eight hundred twenty-five (4825) of the Code, 1927, relating to notice of assessment for cutting noxious weeds, and to enact a substitute for the section repealed, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Bergman	Carroll	Clark of Marion
Beatty	Bissell	Clark of	Cochrane
Bennett	Booth	Cerro Gordo	Cole
Benson	Brookins	Clark of Linn	Doran

Hager	Lange	Moen	Thompson
Kent	Langfitt	Rigby	Topping
Kimberly	Lowe	Shane	Ulstad
Klemme	MacDonald	Tabor	Wilson of Polk

Nays, none.

Absent or not voting, 19.

Baird	Clearman	Leonard	Shaff
Blackford	Fralley	McLeland	Stanley
Brush	Gilchrist	Merritt	Stoddard
Carden	Gunderson	Patterson	Wilson of Page
Christophel	Ickis	Rogers	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Benson, his statement regarding House File No. 107 was ordered printed in the journal.

REGARDING HOUSE FILE NO. 107

MR. PRESIDENT: As chairman of the Senate Sifting Committee I desire to make the following statement and announcement with respect to House File No. 107, by Elliott of Polk, a bill for an act to provide for the boarding, lodging, waiting on, washing for, and care of, prisoners in the county jail in counties having a population of one hundred twenty-five thousand (125,000) or over, to fix the duties of public officers and employees with reference to such work, to provide and pay assistants in carrying on such work, to punish the wrongful use of supplies purchased in connection with such work, and to amend section fifty-two hundred twenty-six (5226), Code, 1927, relating to the salary of the sheriff.

The said House File No. 107 came into my hands as chairman of the sifting committee on March 25th, 1929. At that time the bill included on the last page thereof sub-section six (6), seven (7), eight (8), nine (9), ten (10), eleven (11) and twelve (12) of section fourteen (14). This morning an individual who stated that she was an employee of the House of Representatives came to my desk and told me that she had taken the said House File No. 107 from the files of the Senate Sifting Committee and had made an alteration to the bill.

On examining the bill I now find that this individual representing the House had drawn five (5) lines such as are usually used in striking

parts of a bill through the said sub-section six (6), seven (7), eight (8), nine (9), ten (10), eleven (11) and twelve (12) of section fourteen (14).

Inasmuch as considerable publicity has been given to this bill in various newspapers in which the statement made by myself to the effect that this bill did include the provisions found in the sub-section referred to, I desire that the Senate know that the bill when it came into my hands did include the said sub-sections, and the only thing that I could consider was the bill as a whole in the form in which it came into my hands as chairman of the Senate Sifting Committee. I have no right nor authority to go behind the bill and I did not attempt to do so, and the statements which I have heretofore made, some of which have been given newspaper publicity, were based upon the bill in the form in which it came into my hands, and in that form it included the paragraphs referred to.

The said paragraphs six (6), seven (7), eight (8), nine (9), ten (10), eleven (11) and twelve (12) of the bill which have been stricken from the bill since it came into my hands are the paragraphs which would increase the salary of sheriffs in all counties of the state of a population of 40,000 and more.

This alteration was made without the knowledge or consent of the Senate or of the Sifting Committee or any member of the Senate or of the Sifting Committee at a time when the bill was in the custody of the Senate and the Senate Sifting Committee. No information had been received by the Senate that the bill needed correction, and no request had been made by the House for the return of the bill for that purpose.

C. A. BENSON, *Chairman Sifting Committee.*

THIRD READING OF BILLS

On motion of Senator Moen, House File No. 490, a bill for an act to make an appropriation to the Iowa Industrial Commissioner for the purpose of paying for medical attention and hospitalization of Charles Lindwall, an employee of the Iowa State Highway Commission, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

Senator Clearman invoked Rule 8.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Carroll	Doran	Merritt
Bennett	Christophel	Gunderson	Moen
Benson	Clark of	Hager	Patterson
Bergman	Cerro Gordo	Ickis	Rigby
Bissell	Clark of Linn	Kent	Rogers
Blackford	Clark of Marion	Kimberly	Shane
Booth	Clearman	Lange	Tabor
Brookins	Cochrane	Langfitt	Ulstad
Brush	Cole	Lowe	Wilson of Polk
Carden			

Nays, 1.

MacDonald

Absent or not voting, 13.

Baird	Klemme	Shaff	Thompson
Beatty	Leonard	Stanley	Topping
Frailey	McLeland	Stoddard	Wilson of Page
Gilchrist			

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Clearman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 495, a bill for an act to make appropriation to the 133rd Infantry, 168th Infantry and the 113th Cavalry of the Iowa National Guard to reimburse said organizations for monies invested in permanent buildings at Camp Dodge, Iowa, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark of Cerro Gordo moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Brookins	Clark of Marion	Hager
Beatty	Carden	Clearman	Ickis
Bennett	Carroll	Cochrane	Kent
Bergman	Christophel	Cole	Kimberly
Bissell	Clark of	Doran	Klemme
Blackford	Cerro Gordo	Frailey	Lange
Booth	Clark of Linn	Gunderson	Langfitt

Lowe
MacDonald
Merritt
Moen

Patterson
Rigby
Rogers
Shane

Stanley
Tabor
Thompson

Ulstad
Wilson of Page
Wilson of Polk

Nays, none.

Absent or not voting, 9.

Baird
Benson
Brush

Gilchrist
Leonard

McLeland
Shaff

Stoddard
Topping

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Merritt, House File No. 261, a bill for an act to amend section four hundred forty-six (446) of the Code, 1927, relating to the duties of the adjutant general, so as to provide for permanent registration of the graves of all persons who shall have served in the military or naval forces of the United States and whose remains may rest in Iowa, returned by the sifting committee, was taken up and considered.

Senator Merritt moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Anderson
Bennett
Bergman
Bissell
Blackford
Booth
Brookins
Carden
Carroll

Christophel
Clark of
Cerro Gordo
Clark of Linn
Clark of Marion
Clearman
Cochrane
Cole
Doran

Frailey
Gunderson
Hager
Ickis
Kent
Kimberly
Klemme
Leonard
Lowe

Merritt
Rigby
Rogers
Shane
Tabor
Thompson
Wilson of Page
Wilson of Polk

Nays, none.

Absent or not voting, 15.

Baird
Beatty
Benson
Brush

Gilchrist
Lange
Langfitt
MacDonald

McLeland
Moen
Patterson
Shaff

Stanley
Stoddard
Topping
Ulstad

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Merritt moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 496, a bill for an act to make an appropriation to Julius Boeckh for expenses and services as a member of the commission to ascertain and report the facts relative to the feasibility of constructing interstate bridges across the Mississippi river joining the state of Iowa with the state of Wisconsin, under the provisions of chapter two hundred nine (209), Acts of the Forty-first General Assembly, as amended, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Clark of	Ickis	Patterson
Bennett	Cerro Gordo	Kent	Rigby
Bergman	Clark of Linn	Kimberly	Rogers
Bissell	Clark of Marion	Klemme	Shane
Blackford	Clearman	Langfitt	Tabor
Booth	Cochrane	Leonard	Thompson
Brookins	Cole	Lowe	Topping
Carden	Frailey	MacDonald	Wilson of Page
Carroll	Gunderson	Merritt	Wilson of Polk
Christophel	Hager	Moen	

Nays, none.

Absent or not voting, 12.

Baird	Brush	Lange	Stanley
Beatty	Doran	McLeland	Stoddard
Benson	Gilchrist	Shaff	Ulstad

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 540, a bill for an act to make an appropriation to Emmet County, Iowa, for special assessment, drainage, and graveling taxes on state owned land, was taken up and considered, it having been substituted for Senate File No. 495, a companion bill recommended by appropriations committee for passage, the report of the committee having been adopted.

The bill was read for information.

Senator Cole moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kent	Rogers
Benson	Clark of Linn	Kimberly	Shane
Bissell	Clark of Marion	Klemme	Tabor
Blackford	Clearman	Langfitt	Thompson
Booth	Cochrane	Leonard	Topping
Brookins	Cole	Lowe	Ulstad
Carden	Doran	Merritt	Wilson of Page
Carroll	Gunderson	Moen	Wilson of Polk
Christophel	Hager	Patterson	

Nays, none.

Absent or not voting, 12.

Baird	Brush	Lange	Shaff
Beatty	Frailey	MacDonald	Stanley
Bergman	Gilchrist	McLeland	Stoddard

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Moen, Senate File No. 495 was withdrawn from further consideration.

On motion of Senator Moen, House File No. 327, a bill for an act to make an appropriation for the payment of the expenses incurred in the election contest of Ditto vs. Hattendorf, with report of appropriations committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Christophel	Frailey	MacDonald
Bennett	Clark of	Gunderson	Merritt
Benson	Cerro Gordo	Hager	Moen
Bergman	Clark of Linn	Iekis	Rigby
Bissell	Clark of Marion	Kent	Rogers
Blackford	Clearman	Kimberly	Shane
Booth	Cochrane	Klemme	Topping
Brookins	Cole	Langfitt	Ulstad
Carden	Doran	Low	Wilson of Polk
Carroll			

Nays, none.

Absent or not voting, 14.

Baird	Lange	Shaff	Tabor
Beatty	Leonard	Stanley	Thompson
Brush	McLeland	Stoddard	Wilson of Page
Gilchrist	Patterson		

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bennett, Senate File No. 302, a bill for an act providing for the regulation of all persons, co-partnerships, associations or corporations engaged in the business or occupation of soliciting or accepting contributions, gifts or donations of any kind or character for any purpose whatsoever, except for religious, charitable, benevolent, educational, recreational, historical or memorial purposes, and acquiring a permit therefor, and fixing a penalty for violation thereof, returned by the sifting committee, was taken up and considered.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 1 by inserting after the word "purposes" in line 7 the words "or for municipal or community enterprises or purposes".

The amendment was adopted.

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Clark of	Ickis	Rigby
Baird	Cerro Gordo	Kent	Rogers
Bennett	Clark of Marion	Kimberly	Shane
Benson	Clearman	Klemme	Stanley
Bergman	Cochrane	Langfitt	Stoddard
Bissell	Cole	Leonard	Thompson
Blackford	Doran	Lowe	Topping
Booth	Frailey	MacDonald	Ulstad
Brush	Gilchrist	McLeland	Wilson of Page
Carden	Gunderson	Moen	Wilson of Polk
Carroll	Hager	Patterson	

Nays, none.

Absent or not voting, 8.

Beatty	Christophel	Lange	Shaff
Brookins	Clark of Linn	Merritt	Tabor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE MESSAGES CONSIDERED

House File No. 389, a bill for an act to repeal sections thirty-one hundred ninety-one (3191) to thirty-one hundred ninety-six (3196), inclusive, and fifty hundred ninety-three-a three (5093-a3), Code, 1927, and to enact substitutes therefor, relating to the inspection and sale of petroleum products, fixing a fee therefor and providing a penalty for the violation thereof.

Read first and second times and referred to sifting committee.

House File No. 380, a bill for an act to amend the law as it appears in section sixty-five hundred fifty-six (6556) of the Code, 1927, so as to permit a referendum to the voters in cities under the commission form of government of ordinances fixing the compensation of city employees.

Read first and second times and referred to sifting committee.

House File No. 356, a bill for an act to reimburse the Monroe County Agricultural Society for fees erroneously paid for recording articles of incorporation, May 19, 1927.

Read first and second times and referred to committee on appropriations.

CONFERENCE REPORT ON SENATE FILE 200

MR. PRESIDENT: Your Conference Committee appointed to consider the differences between the Senate and House on Senate File No. 200 beg leave to report that we are unable to agree and ask for the appointment of another conference committee.

A. V. BLACKFORD

WILLIAM GARDEN,

GEO. W. CHRISTOPHEL,

J. G. MERRITT,

On the Part of the Senate.

E. J. COLE,

On the Part of the House.

CONFERENCE COMMITTEE ON S. F. 200

The President appointed as the second conference committee on the part of the Senate, on Senate File No. 200, Senators Blackford, Shane, Rigby and Merritt.

CONFERENCE COMMITTEE ON S. F. 125

The President appointed as the second conference committee on the part of the Senate on Senate File No. 125, Senators Wilson of Polk, Topping, Clark of Cerro Gordo, and Bergman.

On motion of Senator Benson the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Arch W. McFarlane presiding.

INTRODUCTION OF BILLS

Senate File No. 502, by sifting committee, a bill for an act to amend section 9278 of the Code, 1927, relating to banks and trust companies.

Read first and second times and placed on the calendar.

Senate File No. 503, by committee on appropriations, a bill for an act making an appropriation for the purpose of aiding in defraying the expenses of a national encampment of the Grand Army of the Republic to be held in this state.

Read first and second times and placed on the calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files Nos. 111, 283, 321, 408, 425, 426, 427, 428, 429, 431, 444 and 450.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 111, 283, 321, 408, 425, 426, 427, 428, 429, 431, 444 and 450.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports they have on this 11th day of April, 1929, sent to the governor for his approval, Senate Files Nos. 111, 283, 321, 408, 425, 426, 427, 428, 429, 431, 444 and 450.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 40, a bill for an act relating to the levying of a tax to pay pensions to widowed mothers.

Also: That the House has appointed as a Second Conference Committee on Senate File No. 200 the following: Representatives Dayton of Washington, Lamb of Dallas, Lomas of Howard, and Mounce of Van Buren.

Also: That the House refuses to concur in Senate amendments to House amendments to Senate File No. 301, a bill for an act relating to the propagation and protection of fish, game, wild birds and animals, and insists upon its amendment to strike section sixteen (16) from the bill and request that a Conference Committee be appointed and the Speaker has appointed as a Conference Committee from the House the following: Wearin of Mills, Holmgren of Palo Alto, Nelson of Hancock and Whiting of Johnson.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 476, a bill for an act relating to sureties on bonds and to authorize either the principal or surety to petition for release under such bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 388, a bill for an act relating to the salary of the members of the State Highway Commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 541, a bill for an act to make an appropriation to Minnie E. Johnson and Emma McNulty.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 280, a bill for an act relating to payment of benefits in aid of blind persons.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 480, a bill for an act relating to limitation of indebtedness for County Primary Road Bonds.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 480

Strike all of section one (1) and substitute in lieu thereof the following:

“Section 1. That section four thousand seven hundred fifty-three-a-seventeen (4753-a17) of the Code, 1927, be and it is hereby amended by

adding after the word "indebtedness" in line nine (9) of said section the following: 'except in the case of primary road construction and in which case not to exceed four and one-half per cent (4½%)'."

Amend the title by striking out the words "County Primary Road Bonds" and inserting in lieu the following: "the financing of primary and secondary roads".

HOUSE AMENDMENT TO SENATE FILE NO. 40

Strike all after the enacting clause and substitute in lieu thereof the following:

Section 1. That section three thousand six hundred forty-one-b one (3641-b1) of the Code, 1927, is hereby amended by striking out of lines two (2) and three (3) thereof the words "one hundred forty thousand" and inserting in lieu thereof the words "eighty thousand".

REQUEST FOR RETURN OF HOUSE FILE NO. 107

MR. PRESIDENT: I am directed to inform your honorable body that the House requests the return of House File No. 107, a bill for an act relating to the salary of sheriff, for correction.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 388, a bill for an act to amend section forty-six hundred twenty-five (4625) of the Code, 1927, relating to the salary of the members of the Highway Commission.

Read first and second times and referred to committee on appropriations.

House File No. 541, a bill for an act to make an appropriation to Minnie E. Johnson and Emma McNulty.

Read first and second times and referred to committee on appropriations.

CONFERENCE COMMITTEE ON S. F. 301

The President appointed as the conference committee on the part of the Senate, on Senate File No. 301, Senators Ickis, Hager, Patterson and Booth.

S. F. NO. 292 RECONSIDERED

Senator Clark of Linn moved to reconsider the vote by which the motion to reconsider Senate File No. 292 was laid on the table, which motion prevailed.

Senator Clark of Linn moved to reconsider the vote by which Senate File No. 292 passed the Senate.

On the question "Shall the motion prevail?" the vote was:

Ayes, 41.

Anderson	Clark of	Hager	Rigby
Baird	Cerro Gordo	Ickis	Rogers
Bennett	Clark of Linn	Kent	Shane
Benson	Clearman	Lange	Stanley
Bergman	Cochrane	Langfitt	Stoddard
Bissell	Cole	Leonard	Tabor
Blackford	Doran	Lowe	Thompson
Brookins	Frailey	MacDonald	Topping
Brush	Gilchrist	McLeland	Ulstad
Christophel	Gunderson	Moen	Wilson of Page
		Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 9.

Beatty	Carroll	Kimberly	Merritt
Booth	Clark of Marion	Klemme	Shaff
Carden			

The motion prevailed.

Senator Clark of Linn moved to reconsider the vote by which Senate File No. 292 passed to its third reading, which motion prevailed.

Senator Clark of Linn offered the following amendment and moved its adoption:

Amend by striking sections 1 and 2 of the bill and renumbering section 3 as section 1.

The amendment was adopted.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Brush	Clearman	Hager
Baird	Christophel	Cochrane	Ickis
Bergman	Clark of	Cole	Kent
Bissell	Cerro Gordo	Frailey	Klemme
Blackford	Clark of Linn	Gilchrist	Lange
Brookins	Clark of Marion	Gunderson	Langfitt

Leonard	Merritt	Rogers	Thompson
Lowe	Moen	Shane	Topping
MacDonald	Patterson	Stanley	Wilson of Page
McLeland	Rigby	Stoddard	Wilson of Polk

Nays, none.

Absent or not voting, 11.

Beatty	Booth	Doran	Tabor
Bennett	Carden	Kimberly	Ulstad
Benson	Carroll	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate.

By unanimous consent on request of Senator Clark of Linn, the Secretary was instructed to correct the title, and the title as corrected was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Doran moved that Senate File No. 349 be withdrawn from the sifting committee and placed on the calendar.

Senator Lange invoked Rule 8.

On the question "Shall the motion prevail?" the vote was:

Ayes, 16.

Anderson	Christophel	Langfitt	Patterson
Bissell	Doran	Leonard	Tabor
Brookins	Gilchrist	MacDonald	Thompson
Carroll	Gunderson	McLeland	Ulstad

Nays, 31.

Baird	Clark of Linn	Kent	Rogers
Beatty	Clark of Marion	Kimberly	Shaff
Bennett	Clearman	Klemme	Shane
Benson	Cochrane	Lange	Stoddard
Bergman	Cole	Lowe	Topping
Blackford	Frailey	Merritt	Wilson of Page
Brush	Hager	Moen	Wilson of Polk
Clark of Cerro Gordo	Ickis	Rigby	

Absent or not voting, 3.

Booth	Carden	Stanley
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The motion was lost, having failed to receive a two-thirds majority.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, Senate File No. 73, a bill for an act to repeal section fifty-six hundred eighty-three and to enact a substitute therefor, relating to authority of cities and towns to appropriate funds to pay dues in municipal leagues, and to pay expenses of delegates attending the meetings of the league, returned by the sifting committee, was taken up and considered.

Senator Shaff offered the following amendments as substitute for his amendment filed April 10th, and moved their adoption:

Amend by adding as sections two (2) and three (3) the following:

Sec. 2. Annual Report. The League of Iowa Municipalities shall make an annual public report which shall contain an accurate statement in summarized form of all collections made, or receipts from all sources, and all expenditures for every purpose and file same with the State Auditor.

Sec. 3. No officer or employee of the League of Iowa Municipalities shall be interested, directly or indirectly, in any contract with any city or town, for materials furnished any city or town, or the profits thereof, nor shall any such officer or employee directly or indirectly receive any profit, commission or compensation of any kind or nature arising or growing out of the sale or the furnishing of any supplies, equipment, or material, to any city or town, or for any work of public improvement.

A violation of the foregoing provision shall invalidate the contract or sale, and shall be a complete defense to any action to recover any consideration due under the contract or for the furnishing of such labor, material, equipment, supplies, or other article or thing.

The amendments were adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend section 1 by striking out all after the period in line 19.

The amendment was adopted.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

Senator Wilson of Polk invoked Rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Clark of Marion	Kimberly	Rogers
Baird	Clearman	Klemme	Shaff
Bennett	Cochrane	Langfitt	Shane
Benson	Cole	Leonard	Stanley
Bergman	Doran	Lowe	Tabor
Brookins	Frailey	MacDonald	Thompson
Brush	Gunderson	McLeland	Topping
Carroll	Hager	Merritt	Ulstad
Christophel	Ickis	Patterson	Wilson of Page
Clark of	Kent	Rigby	Wilson of Polk
Cerro Gordo			

Nays, 8.

Beatty	Blackford	Gilchrist	Moen
Bissell	Clark of Linn	Lange	Stoddard

Absent or not voting, 2.

Booth	Carden
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The bill having received a constitutional majority was declared to have passed the Senate.

Senator Wilson of Polk offered the following amendments to the title and moved their adoption:

Amend by striking therefrom the words "and to pay expenses of delegates attending the meetings of the league."

Also amend by adding the following to the title:

"and provide for an annual report and restrictions on officers or employees of the league."

The amendments to the title were adopted and the title as amended was agreed to.

Senator Wilson of Polk moved to reconsider the vote by which the bill passed the Senate and lay the motion on the table, which motion prevailed.

On motion of Senator Bergman, House File No. 501, a bill for an act to repeal section twelve thousand seven hundred seventy-two (12772) of the Code, 1927, and to enact a substitute therefor relating to investment of funds by trustees, executors, administrators and guardians, returned by the sifting committee, was taken up and considered.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 1 by inserting after the word "approval" where it first appears the words "and be approved".

The amendment was adopted.

Senator Lange offered the following amendment and moved its adoption:

Amend section 1 by striking the words "or any adjoining" from lines 49 and 50.

The amendment was adopted.

The bill was read for information.

Senator Bergman moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Baird	Clearman	Lange	Shane
Bennett	Cochrane	Lowe	Stoddard
Benson	Cole	Merritt	Tabor
Bergman	Frailey	Moen	Topping
Brush	Gunderson	Rigby	Wilson of Page
Carden	Ickis	Rogers	Wilson of Polk
Clark of Cerro Gordo	Kimberly	Shaff	

Nays, 16.

Anderson	Doran	Langfitt	Patterson
Beatty	Gilchrist	Leonard	Stanley
Bissell	Hager	MacDonald	Thompson
Clark of Linn	Klemme	McLeland	Ulstad

Absent or not voting, 7.

Blackford	Brookins	Christophel	Kent
Booth	Carroll	Clark of Marion	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bergman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, House File No. 293, a bill for an act to amend the law as it appears in section one hundred fifty-one (151) of the Code of Iowa, 1927, relating to assistant attorneys

general, returned by the sifting committee, was taken up and considered.

The following amendments were recommended by the sifting committee:

Amend by adding at the end thereof after the period the following: "The assistant attorney general provided for in this act shall have his principal office in the Iowa State Highway Commission Building at Ames, Iowa; and his compensation and traveling expenses shall be paid from the support fund of the Iowa State Highway Commission."

Amend by adding as section 2 the following: "Section 2. Publication Clause. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Laurens Sun, a newspaper published at Laurens, Iowa, and the Cherokee Daily Times, a newspaper published at Cherokee, Iowa."

The amendments were adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend by inserting after the word "general" where it appears in line 6 of Section one (1), the following: ", subject to the approval of the Iowa State Highway Commission,".

Senator Anderson moved the previous question on the amendment, which motion prevailed.

On the question, "Shall the amendment be adopted?" the vote was:

Ayes, 25.

Baird	Christophel	Hager	Shaff
Beatty	Clark of Marion	Kimberly	Shane
Benson	Clearman	Lange	Stanley
Bergman	Cochrane	Lowe	Stoddard
Blackford	Cole	Rigby	Topping
Brush	Doran	Rogers	Wilson of Page
Carden	Frailey		

Nays, 21.

Anderson	Clark of	Klemme	Moen
Bennett	Cerro Gordo	Langfitt	Patterson
Bissell	Gilchrist	Leonard	Tabor
Brookins	Gunderson	MacDonald	Thompson
Carroll	Ickis	McLeland	Ulstad
	Kent		Wilson of Polk

Absent or not voting, 4.

Booth	Clark of Linn	Doran	Merritt
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The amendment was adopted.

Senator Doran offered the following amendment and moved its adoption:

Amend by striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. The state highway commission may employ an attorney as a part of its regular organization. Said attorney may represent the commission in any proceedings to which the commission may be a party, and shall perform such other duties as the commission may require. His compensation and traveling expenses shall be paid by the commission from its support fund, as provided for in section forty-seven fifty-five-b-thirty-one (4755-b31), Code, 1927.

Sec. 2. Said attorney, before entering upon his duties, shall be approved by the Attorney General, and in his conduct of legal work for the commission he shall be under the direction and supervision of the Attorney General.

Sec. 3. This Act being deemed of immediate importance shall be in full force and effect from and after its publication in two newspapers of general circulation in the state of Iowa.

The amendment was adopted.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Clark of	Ickis	Rogers
Baird	Cerro Gordo	Kent	Shaff
Bennett	Clark of Linn	Kimberly	Shane
Benson	Clark of Marion	Klemme	Stanley
Bergman	Clearman	Lange	Stoddard
Bissell	Cochrane	Leonard	Tabor
Blackford	Cole	Lowe	Thompson
Brookins	Doran	McLeland	Topping
Brush	Frailey	Moen	Ulstad
Carden	Gilchrist	Patterson	Wilson of Page
Carroll	Hager	Rigby	

Nays, none.

Absent or not voting, 8.

Beatty	Christophel	Langfitt	Merritt
Booth	Gunderson	MacDonald	Wilson of Polk

The bill having received a constitutional majority, was declared to have passed the Senate.

Senator Doran moved to reconsider the vote by which House File No. 293 just passed the Senate.

On the question, "Shall the motion to reconsider prevail?" the vote was:

Ayes, 36.

Baird	Clark of	Gilchrist	Lowe
Bennett	Cerro Gordo	Hager	McLeland
Benson	Clark of Linn	Ickis	Rigby
Bissell	Clark of Marion	Kent	Rogers
Blackford	Clearman	Kimberly	Shane
Brookins	Cochrane	Klemme	Tabor
Carden	Cole	Lange	Thompson
Carroll	Doran	Langfitt	Topping
Christophel	Frailey	Leonard	Ulstad
			Wilson of Page

Nays, none.

Absent or not voting, 14.

Anderson	Brush	Moen	Stanley
Beatty	Gunderson	Patterson	Stoddard
Bergman	MacDonald	Shaff	Wilson of Polk
Booth	Merritt		

The motion to reconsider prevailed.

Senator Doran moved to reconsider the vote by which House File No. 293 passed to its third reading, which motion prevailed.

Senator Doran moved to reconsider the vote by which his amendment to House File No. 293 was adopted, which motion prevailed.

Senator Doran offered the following amendment to his amendment and moved its adoption:

Amend by striking section 2. Also amend section 3 by striking the words "two newspapers of general circulation in the state of Iowa" from line 3 and substituting in lieu thereof the words "the Rolfe Arrow, a newspaper published at Rolfe, Iowa, and the Ogden Reporter, a newspaper published at Ogden, Iowa."

The amendment to the amendment was adopted.

The amendment as amended was adopted.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Clark of Linn	Kent	Rogers
Beatty	Clark of Marion	Kimberly	Shaff
Bennett	Cochrane	Lange	Shane
Benson	Cole	Langfitt	Stanley
Bergman	Doran	Lowe	Stoddard
Bissell	Frailey	McLeland	Tabor
Brush	Gilchrist	Merritt	Topping
Carden	Hager	Moen	Wilson of Page
Carroll	Ickis	Rigby	

Nays, 4.

Anderson	Patterson	Thompson	Wilson of Polk
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Absent or not voting, 11.

Blackford	Christophel	Clearman	Leonard
Booth	Clark of	Gunderson	MacDonald
Brookins	Cerro Gordo	Klemme	Ulstad

The bill having received a constitutional majority was declared to have passed the Senate.

Senator Shaff offered the following amendment to the title and moved its adoption:

Amend by striking the title and substituting in lieu thereof the following: "A bill for an act to provide special legal services for the state highway commission."

The amendment was adopted.

The title as amended was agreed to.

Senator Doran moved to reconsider the vote by which the bill passed the Senate, and that the motion to reconsider be laid on the table, which motion prevailed.

H. F. 107 RETURNED TO THE HOUSE FOR CORRECTION

By unanimous consent on request of Senator Wilson of Polk, at the request of the House, House File No. 107 was returned to the House for correction.

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE NO. 10

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, your conference committee appointed to consider the differences between the Senate and the House on Senate File No. 10, beg leave to report that we have had the same under consideration and desire to report as follows:

We recommend that the Senate concur in the House amendment to section 2, line 44-a.

Also, that the Senate concur in the House amendment to section 5, line 23.

Also, that the Senate concur in the House amendment to section 9, line 12.

Also, that the Senate concur in the House amendment to section 9, line 14a.

Also that the Senate concur in the House amendment to section 9, lines 15 and 16.

Also, that the Senate concur in the House amendment to section 9, line 19.

Also, that the Senate concur in the House amendment to section 9, line 24.

Also, that the Senate concur in the House amendment to section 9, line 24a.

Also, that the Senate concur in the House amendment to section 9, line 29.

Also, that the Senate concur in the House amendment to section 9, line 31.

Also, that the Senate concur in the House amendment to section 9, line 45.

Also, that the Senate concur in the House amendment to section 10, line 19a.

Also, that the Senate concur in the House amendment to section 11, line 7.

Also, that the Senate concur in the House amendment to section 12, line 27.

Also that the Senate concur in the House amendment to Section 14a, line 11.

Also that the House recede from its amendment to Section 17, line 7.

Also, that the Senate concur in the House amendment to section 18, line 9.

Also, that the Senate concur in the House amendment to section 18, line 13.

Also, that the House recede from its amendment to section 18, line 13a.

Also, that the Senate concur in the House amendment to section 18, line 13b, and that said line be amended by inserting the following:

("The total of six thousand dollars (\$6,000.00), under this item to be available at any time during the biennium.")

Also, that the House recede from its amendment to section 19, line 8.

Also, that the House recede from its amendment to section 19, line 12.

Also, that the House recede from its amendment to section 21, line 19.

Also, that the Senate concur in the House amendment to section 22, line 14.

Also that the Senate concur in the House amendment to Section 22, line 25.

Also, that the Senate concur in the House amendment to section 25, line 28.

Also, that the House recede from its amendment to section 26, line 19.

Also, that the Senate concur in the House amendment to section 28, line 21.

Also, that the Senate concur in the House amendment to section 29, line 9.

Also, that the Senate concur in the House amendment to section 29, line 15.

Also, that the Senate concur in the House amendment to section 29, line 29.

Also, that the Senate concur in the House amendment to section 29, line 52.

Also, that the House recede from its amendment to section 37, line 11.

Also, that line 11a, section 37, be stricken and the following inserted in lieu thereof:

"11a. Mining camp schools emergency fund.....\$30,000.00."

Also, that section 37 be amended by striking from lines one and two of sub-paragraph (a), the words and figures "ten thousand dollars (\$10,000.00)", and inserting in lieu thereof the following: "thirty thousand dollars (\$30,000.00)".

Also, that the Senate concur in the House amendment to section 39, line 9.

Also, that the House recede from its amendment to section 39, line 11.

Also, that the House recede from its amendment to section 40, line 8.

Also, that the Senate concur in the House amendment to section 40, line 16a.

Also, that the House recede from its amendment to section 45, line 25a.

Also that the Senate concur in the House amendment to section 46, line 33.

Also, that the Senate concur in the House amendment to section 46, line 61.

Also, that the Senate concur in the House amendment to section 46, line 62.

Also, that section 46 be further amended by striking line 62a.

Also, that the Senate concur in the House amendment to section 46, line 76.

Also, that the Senate concur in the House amendment to section 46, line 78.

Also, that the Senate concur in the House amendment to section 46, line 84.

Also, that the Senate concur in the House amendment to section 46, line 84a.

Also, that the Senate concur in the House amendment to section 46, lines 89 to 91a, inclusive.

Also, that the Senate concur in the House amendment to section 46, line 99.

Also, that the Senate concur in the House amendment to section 46, line 111.

Also, that the Senate concur in the House amendment to section 46, lines 134 and 135.

Also, that the Senate concur in the House amendment to section 46, line 148.

Also, that the Senate concur in the House amendment to section 46, line 151a.

Also, that the House recede from its amendment to section 46, subsection (8a).

Also, that the Senate concur in the House amendment to section 46, lines 180a and 181.

Also, that the Senate concur in the House amendment to section 46, line 182.

Also, that the Senate concur in the House amendment to section 46, lines 187 to 192, inclusive.

Also, that the Senate concur in the House amendment to section 46, line 232a.

Also, that the Senate concur in the House amendment to section 46, line 245.

Also, that the Senate concur in the House amendment to section 46, lines 252 and 253.

Also, that the Senate concur in the House amendment to section 46, lines 259 to 263, inclusive.

Also, that the Senate concur in the House amendment to section 46, line 273a.

Also, that the Senate concur in the House amendment to section 46, line 290a.

Also, that the House recede from its amendment to section 47, line 21.

Also, that the Senate concur in the House amendment to section 47, line 29.

Also, that the House recede from its amendment to section 47, line 41.

Also, that the House recede from its amendment to section 47, line 51.

Also, that the Senate concur in the House amendment to section 47, line 51b, and that same be amended as follows:

"51-b. Research for onion; sugar beet; nursery propagation, cultural problems and disease control; and melon disease control and vegetable crops for melon district.....\$30,000.00".

Also, that the Senate concur in the House amendment to section 47, line 51-c.

Also, that the Senate concur in the House amendment to section 47, line 53.

Also, that the Senate concur in the House amendment to section 47, line 54.

Also, that the Senate concur in the House amendment to section 47, line 64.

Also, that the Senate concur in the House amendment to section 47, line 66.

Also, that section 47 be further amended by striking line 66a.

Also, that the House recede from its amendment to section 47, lines 68 and 69.

Also that the Senate concur in the House amendment to section 47, line 81.

Also, that the House recede from its amendment to section 47, sub-section (6).

Also, that the Senate concur in the House amendment to section 54, lines 2 and 2a.

Also, that the Secretary of the Senate and the Chief Clerk of the House, cooperating with the office of the Budget Director, be authorized to make such changes in the bill as are necessary to correct the totals in the various sections to correspond with the changes made.

B. M. STODDARD
 W. S. BAIRD
 F. C. GILCHRIST
 J. O. SHAFF
 W. E. MCLELAND
 S. A. BRUSH

On the Part of the Senate.

JOHN T. HANSEN
 FRANK C. BYERS
 J. M. HEALD
 WM. M. DEAN
 C. W. LAMB

On the Part of the House.

On the question "Shall the Senate adopt the report of the conference committee and concur in the amendments proposed therein?" the vote was:

Ayes, 50.

Anderson	Christophel	Ickis	Rigby
Baird	Clark of	Kent	Rogers
Beatty	Cerro Gordo	Kimberly	Shaff
Bennett	Clark of Linn	Klemme	Shane
Benson	Clark of Marion	Lange	Stanley
Bergman	Clearman	Langfitt	Stoddard
Bissell	Cochrane	Leonard	Tabor
Blackford	Cole	Lowe	Thompson
Booth	Doran	MacDonald	Topping
Brookins	Frailey	McLeland	Ulstad
Brush	Gilchrist	Merritt	Wilson of Page
Carden	Gunderson	Moen	Wilson of Polk
Carroll	Hager	Patterson	

Nays, none.

Absent or not voting, none.

The report of the conference committee was adopted and the amendments proposed therein concurred in.

Senator Stoddard moved that the vote by which the report of the conference committee was adopted be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

AMENDMENT FILED

MR. PRESIDENT: I move to amend House File No. 388 by striking from line four of section one (1) the words "a salary of" and substituting in lieu thereof the following: "twenty dollars (\$20.00) per day for each day actually employed in the work of the commission, not to exceed".

Also amend by inserting a period (.) after the word "annum" in line five (5) and striking from said line five (5) the words "for full time service".

PETITIONS AND MEMORIALS

The following petition was presented and referred to the sifting committee:

By Senator Doran, from citizens of Ames, Iowa, opposing Senate File No. 467.

J. O. SHAFF.

On motion of Senator Ickis the Senate adjourned until 9:00 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 12, 1929.

The Senate met in regular session, President Arch W. McFarlane presiding.

Prayer was offered by Rev. Erwin H. Jahr, pastor of the Lutheran Church, Alford, Iowa, also by Rev. Frederic Carnine Edwards of Methodist Episcopal Church, Des Moines, Iowa.

April 12th, 1929.

MR. PRESIDENT: The Sifting Committee reports the following bills for passage:

H. F. Nos. 388, 132, 252, S. F. No. 31, H. F. No. 279.

C. A. BENSON, *Chairman Sifting Committee.*

The journal of April 11th was corrected and approved.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 204, 205, 207, 424, 289, 346, 398, 419, 267, 322 and 402.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, House Files Nos. 204, 205, 207, 424, 267, 322, 402, 289, 346, 398, and 419.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 181, a bill for an act relating to the investment in public utility bonds of funds of life insurance companies and associations.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 416, a bill for an act relating to motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 94, a bill for an act relating to the collection of delinquent taxes.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 13, relating to the care of disabled veterans of the World War.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 397, a bill for an act relating to the use of the public highway and to the maximum weight of vehicles and loads which may be carried thereon.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 424, a bill for an act to provide for the licensing of employment agencies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 429, a bill for an act to prohibit the manufacture and possession of punch boards and all other devices, generally used in connection and as a part of any game of chance, lottery or gambling device.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 250, a bill for an act relating to liberty memorial bonds.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 254, a bill for an act relating to distribution of Codes and session laws.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 290, a bill for an act relating to organizations which solicit public donations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 328, a bill for an act to provide for and regulate the issue of shares of stock of corporations without nominal or par value.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 351, a bill for an act to authorize the expenditure and investment of tax funds raised for the erection and maintenance of memorial buildings and monuments when such funds have remained unexpended for a period of five years or more.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 33, a bill for an act concerning the guardianship of incompetent veterans and minor children of disabled or deceased veterans.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 412, a bill for an act to repeal sections 8752 and 8969 of the Code, relating to fixing of reciprocal requirements as to taxes, fines, penalties, license, fees, certificates of authority, certificates of solvency, and otherwise of insurance companies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 251, a bill for an act to amend sections 9556 and 9609, Code, 1927, relating to negotiable instruments.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 252, a bill for an act to amend, revise, and codify section 10102 of the Code, 1927, relating to acknowledgments.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 139, a bill for an act relating to general exemptions from executions to heads of families.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 253, a bill for an act relating to the annulment of marriages.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 474, a bill for an act relating to the acceptance of gifts for the state educational institutions, and the investment of money derived therefrom.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 482, a bill for an act relating to nominations by political parties in cities and towns.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 415, a bill for an act relating to the improvement, maintenance, relocation or establishment of primary roads, the purchase or condemnation of right of way therefor and the filing of right of way maps.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 311, a bill for an act relating to the construction of the tracks of street railway companies.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 390, a bill for an act relating to assessments for the construction of main sewers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 356, a bill for an act relating to the lien of personal taxes upon real estate.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 181

Amend section one (1) by striking from line ten (10) the word "funded" and inserting in lieu thereof the word "mortgage".

Amend said section one (1) by striking therefrom all of lines twenty-one (21) and twenty-two (22).

Further amend section one (1) by striking lines twenty-three (23), twenty-four (24) and twenty-five (25) and inserting in lieu thereof the following:

"6. Amend paragraph four (4), subsection C, by striking from line nine (9) and from line twelve (12) the word "funded" and inserting in lieu thereof the word 'mortgage'."

Further amend section one (1) by striking the figure "8" at the beginning of line twenty-six (26) and inserting in lieu thereof the figure "7".

Further amend section one (1) by adding and inserting after line twenty-eight (28) and before line one (1) of section two (2) the following:

"8. Amend paragraph four (4), sub-section F, by striking from lines one (1) and nine (9), the word "funded" and inserting in lieu thereof the word "mortgage".

Further amend section one (1) by inserting before section two (2) the following:

"9. Amend paragraph four (4), sub-section F, by striking from lines three (3) and four (4), the words "as shown by the books of the corporation".

Further amend section one (1) by striking from line twenty (20) the word "sixty-five" and inserting in lieu thereof the word "fifty-five".

Further amend section one (1) by striking from line twenty-eight (28) the word "sixty-five" and inserting in lieu thereof the word "fifty-five".

HOUSE AMENDMENTS TO SENATE FILE NO. 416

Amend section four (4) by adding immediately after the word "treads" in line thirteen (13) the words "except horse drawn vehicles".

Also amend said section by striking the period (.) at the end of sub-section "C" and inserting in lieu thereof the following:

" , and the stopping of vehicles on any portion of primary roads for service at wayside markets or filling stations."

Further amend said section by striking sub-section "D".

HOUSE AMENDMENT TO SENATE FILE NO. 397

Amend section one (1) by striking all preceding the word "order" in line eight (8) and inserting in lieu the following:

"Section 1. The Board of Supervisors acting with respect to secondary roads within the county, when in the judgment of the Board on account of weather or other conditions any road or part thereof is incapable of bearing without undue damage the customary traffic thereon, may".

HOUSE AMENDMENT TO SENATE FILE NO. 415

Amend section one (1) by inserting after the period in line eleven (11) the following:

"No such roads shall be established through any cemetery or burying ground without the consent of all of the parties affected by the same, nor shall any ground be taken for the rounding of a corner where the dwelling house, lawn and ornamental trees connected therewith are located at such corner, except by consent of the owner thereof."

HOUSE AMENDMENTS TO SENATE FILE NO. 311

Amend section one (1), line twenty-three (23) by inserting after the period (.) following the word "paid" the following:

"Separate bids shall be taken in case of single track upon that portion of the street between the rails and one foot outside of each rail and in case of double track upon the entire portion of the street included between lines parallel to and one foot outside of the outer rail of each track. The street railway company shall be permitted to bid upon this portion of the pavement and, if the lowest bidder thereupon shall be awarded the contract therefor. One-third of the remaining cost of the improvement for the area between the rails of the tracks of the street railway company and one foot outside thereof shall be assessed against the street railway company, one-third thereof shall be assessed against the abutting property and the owner thereof, and one-third thereof shall be paid for by the city either out of the improvement fund or general fund of the city."

Also further amend said section by striking all after the word "thereof" in line thirty-one (31).

HOUSE AMENDMENT TO SENATE FILE NO. 390

Strike all of section one (1) and insert in lieu thereof the following:

"Section 1. That section fifty-nine hundred eighty-six (5986) of the Code, 1927, be amended by inserting after the word "thousand" in line three the following: "and cities having a population in excess of one hundred twenty-five thousand".

HOUSE AMENDMENTS TO SENATE FILE NO. 356

Amend by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. That the law as it appears in section seventy-one hundred ninety (7190) of the Code, 1927, be and the same is hereby amended as follows:

(1) By inserting after the word "taxes" in line six (6) thereof the words "and delinquent poll taxes."

(2) By striking the period at the end of said section and adding the following words "which do not appear thereon."

Sec. 2. That the law as it appears in section seventy-one hundred ninety-two (7192) of the Code, 1927, be and the same is hereby repealed.

Sec. 3. That the law as it appears in section seventy-two hundred three (7203) of the Code, 1927, be amended as follows:

(1) By inserting at the beginning of said section the following words "All poll taxes and".

(2) By changing the period after the word "title" in line six (6) of said section to a comma and adding the words "and situated in the county in which the tax is levied."

(3) And by inserting after the word "all" in line eight (8) of said section the words "poll taxes and all".

Strike all of the title and substitute therefor the following:

"A bill for an act to amend the law as it appears in sections seventy-one hundred ninety (7190) and seventy-two hundred three (7203) of the Code, 1927, and to repeal section seventy-one hundred ninety-two (7192) of the Code, 1927, relating to the delinquent poll tax list, and the lien of poll taxes and personal taxes on real estate."

HOUSE AMENDMENTS CONSIDERED

Senator Wilson of Polk called up for consideration Senate File No. 164, amended by the House, and moved that the Senate concur in the following amendments:

SECTION 2

Amend section two (2) by striking lines one (1) to ten (10), inclusive.

Also, by striking lines nineteen (19) to twenty-seven (27), inclusive.

Also, by striking lines forty (40) and forty-one (41) and inserting in lieu the following:

"this act to apply to an attorney admitted to practice in Iowa".

Also, by striking from line forty-two (42) the words "attorney-at-law".

SECTION 8

Amend section eight (8), lines forty-seven (47) and fifty (50), by striking the word and figures "twenty-five (\$25.00)" and inserting in lieu "ten (\$10.00)".

Also, by striking from lines forty-eight (48) and fifty-five (55) the word and figures "ten (\$10.00)" and inserting in lieu "five (\$5.00)".

SECTION 10

Amend section ten (10), line sixty-two (62) by striking the word "Supreme" and inserting in lieu "District".

On the question "Shall the Senate concur?" the vote was:

Ayes, 34.

Baird	Clark of	Kent	Rogers
Bennett	Cerro Gordo	Klemme	Shaff
Benson	Clark of Linn	Lange	Shane
Bergman	Clark of Marion	Langfitt	Stanley
Bissell	Clearman	Lowe	Tabor
Blackford	Cochrane	McLeland	Ulstad
Brush	Cole	Merritt	Wilson of Page
Carden	Gunderson	Moen	Wilson of Polk
Christophel	Ickis	Rigby	

Nays, none.

Absent or not voting, 16.

Anderson	Carroll	Hager	Patterson
Beatty	Doran	Kimberly	Stoddard
Booth	Frailey	Leonard	Thompson
Brookins	Gilchrist	MacDonald	Topping

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Wilson of Polk moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Rigby called up for consideration Senate Joint Resolution No. 9, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1), line eight (8), by inserting after the comma following the word "Representatives" the following:

"one of whom shall be from the minority party,".

On the question "Shall the Senate concur?" the vote was:

Ayes, 30.

Anderson	Christophel	Kent	Shaff
Baird	Clark of	Klemme	Shane
Bennett	Cerro Gordo	Lange	Stanley
Benson	Clark of Linn	Langfitt	Tabor
Bissell	Clark of Marion	Lowe	Ulstad
Blackford	Clearman	Moen	Wilson of Page
Brush	Cochrane	Rigby	Wilson of Polk
Carden	Cole	Rogers	

Nays, none.

Absent or not voting, 20.

Beatty	Doran	Ickis	Merritt
Bergman	Frailey	Kimberly	Patterson
Booth	Gilchrist	Leonard	Stoddard
Brookins	Gunderson	MacDonald	Thompson
Carroll	Hager	McLeland	Topping

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Rigby moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SECOND CONFERENCE REPORT CONSIDERED

MR. PRESIDENT: Your Conference Committee appointed to consider differences between the Senate and House on Senate File No. 200, beg leave to report as follows:

We recommend that the House recede from its amendments to Senate File No. 200.

A. V. BLACKFORD

C. L. RIGBY,

FRANK SHANE,

J. G. MERRITT,

On the Part of the Senate.

C. O. DAYTON,

F. B. LOMAS,

A. H. MOUNCE,

On the Part of the House.

Senator Blackford moved the adoption of the report.

On the question "Shall the report be adopted?" the vote was:

Ayes, 30.

Anderson	Carden	Gunderson	Rigby
Baird	Christophel	Kent	Rogers
Beatty	Clark of	Klemme	Shaff
Bennett	Cerro Gordo	Lange	Shane
Benson	Clark of Linn	Langfitt	Stanley
Bissell	Clark of Marion	Lowe	Tabor
Blackford	Cochrane	McLeland	Wilson of Page
Brush	Cole	Moen	

Nays, none.

Absent or not voting, 20.

Bergman	Doran	Kimberly	Stoddard
Booth	Frailey	Leonard	Thompson
Brookins	Gilchrist	MacDonald	Topping
Carroll	Hager	Merritt	Ulstad
Clearman	Ickis	Patterson	Wilson of Polk

The report of the conference committee was adopted.

THIRD READING OF BILLS

On motion of Senator Moen, House File No. 541, a bill for an act to make an appropriation to Minnie E. Johnson and Emma McNulty, with report of committee recommending amendment and passage, was taken up and considered, it having been substituted for Senate File No. 483, a companion bill, returned by the sifting committee.

President pro tem Frank Shane took the chair at 9:31 a. m.

By unanimous consent on request of Senator Moen action was deferred temporarily.

On motion of Senator Rogers, House File No. 104, a bill for an act to make an appropriation for the purpose of purchasing additional real estate by the board of control of state institutions for the Iowa Training School for Boys at Eldora, Iowa, and to authorize the purchase thereof, was taken up and considered, which was by motion of chairman of committee on appropriations placed on the calendar.

President Arch W. McFarlane returned to the chair at 9:40 a. m.

The bill was read for information.

Senator Rogers moved that the reading just had be considered the third reading, which motion prevailed.

Senator Rogers invoked Rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 18.

Baird	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Topping
Brush	Gilchrist	Merritt	Ulstad
Clark of Linn	Kimberly	Rogers	Wilson of Polk
Clearman	Lange		

Nays, 21.

Anderson	Clark of	Klemme	Rigby
Bennett	Cerro Gordo	Langfitt	Shaff
Bergman	Clark of Marion	MacDonald	Tabor
Blackford	Doran	McLeland	Thompson
Carden	Gunderson	Moen	Wilson of Page
Christophel	Kent		

Absent or not voting, 11.

Beatty	Brookins	Hager	Shane
Benson	Carroll	Ickis	Stanley
Booth	Frailey	Patterson	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator MacDonald moved that the vote by which the bill failed to pass the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Lange called up for consideration Senate File No. 181, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1) by striking from line ten (10) the word "funded" and inserting in lieu thereof the word "mortgage".

Amend said section one (1) by striking therefrom all of lines twenty-one (21) and twenty-two (22).

Further amend section one (1) by striking lines twenty-three (23), twenty-four (24) and twenty-five (25) and inserting in lieu thereof the following:

"6. Amend paragraph four (4), subsection C, by striking from line nine (9) and from line twelve (12) the word "funded" and inserting in lieu thereof the word "mortgage"."

Further amend section one (1) by striking the figure "8" at the beginning of line twenty-six (26) and inserting in lieu thereof the figure "7".

Further amend section one (1) by adding and inserting after line twenty-eight (28) and before line one (1) of section two (2) the following:

"8. Amend paragraph four (4), subsection F, by striking from lines one (1) and nine (9) the word "funded" and inserting in lieu thereof the word "mortgage"."

Further amend section one (1) by inserting before section two (2) the following:

"9. Amend paragraph four (4), subsection F, by striking from lines three (3) and four (4), the words "as shown by the books of the corporation"."

Further amend section one (1) by striking from line twenty (20) the word "sixty-five" and inserting in lieu thereof the word "fifty-five".

Further amend section one (1) by striking from line twenty-eight (28) the word "sixty-five" and inserting in lieu thereof the word "fifty-five".

On the question "Shall the Senate concur?" the vote was:

Ayes, 34.

Anderson	Carden	Kent	Rigby
Baird	Christophel	Kimberly	Shane
Bennett	Clark of	Klemme	Tabor
Benson	Cerro Gordo	Lange	Thompson
Bergman	Clearman	Langfitt	Topping
Bissell	Cochrane	Lowe	Ulstad
Blackford	Cole	MacDonald	Wilson of Page
Brookins	Gilchrist	McLeland	Wilson of Polk
Brush	Gunderson	Merritt	

Nays, none.

Absent or not voting, 16.

Beatty	Clark of Marion	Ickis	Rogers
Booth	Doran	Leonard	Shaff
Carroll	Frailey	Moen	Stanley
Clark of Linn	Hager	Patterson	Stoddard

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Lange moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Shaff called up for consideration Senate File No. 416, amended by the House, and moved that the Senate concur in the following amendments:

Amend section four (4) by adding immediately after the word "treads" in line thirteen (13) the words "except horsedrawn vehicles".

Also amend said section by striking the period (.) at the end of subsection "C" and inserting in lieu thereof the following:

" , and the stopipng of vehicles on any portion of primary roads for service at wayside markets or filling stations."

Further amend said section by striking subsection "D".

On the question "Shall the Senate concur?" the vote was:

Ayes, 35.

Anderson	Christophel	Kimberly	Shane
Baird	Clark of Linn	Lange	Stanley
Beatty	Clark of Marion	Langfitt	Stoddard
Benson	Clearman	Leonard	Thompson
Bergman	Cole	McLeland	Topping
Blackford	Doran	Moen	Ulstad
Brookins	Frailey	Rigby	Wilson of Page
Brush	Gilchrist	Rogers	Wilson of Polk
Carden	Kent	Shaff	

Nays, none.

Absent or not voting, 15.

Bennett	Clark of	Hager	MacDonald
Bissell	Cerro Gordo	Ickis	Merritt
Booth	Cochrane	Klemme	Patterson
Carroll	Gunderson	Lowe	Tabor

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Shaff moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Shaff called up for consideration Senate File No. 415, amended by the House, and moved that the Senate concur in the following amendment:

Amend section one (1) by inserting after the period in line eleven (11) the following:

"No such roads shall be established through any cemetery or burying ground without the consent of all of the parties affected by the same, nor shall any ground be taken for the rounding of a corner where a dwelling house, lawn and ornamental trees connected therewith are located at such corner, except by consent of the owner thereof."

On the question "Shall the Senate concur?" the vote was:

Ayes, 38.

Anderson	Clark of Linn	Kimberly	Shaff
Baird	Clark of Marion	Klemme	Shane
Benson	Clearman	Lange	Stanley
Bergman	Cochrane	Langfitt	Stoddard
Bissell	Cole	Lowe	Tabor
Blackford	Doran	McLeland	Thompson
Booth	Frailey	Merritt	Topping
Christophel	Hager	Moen	Wilson of Page
Clark of	Ickis	Rigby	Wilson of Polk
Cerro Gordo	Kent	Rogers	

Nays, none.

Absent or not voting, 12.

Beatty	Brush	Gilchrist	MacDonald
Bennett	Carden	Gunderson	Patterson
Brookins	Carroll	Leonard	Ulstad

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Shaff moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Moen called up for consideration Senate File No. 397, amended by the House, and moved that the Senate concur in the following amendment:

Amend section one (1) by striking all preceding the word "order" in line eight (8) and inserting in lieu thereof the following:

"Section 1. The Board of Supervisors acting with respect to secondary roads within the county, when in the judgment of the Board on account of weather or other conditions any road or part thereof is incapable of bearing without undue damage the customary traffic thereon, may".

On the question "Shall the Senate concur?" the vote was:

Ayes, 44.

Anderson	Clark of Linn	Kent	Rigby
Baird	Clark of Marion	Klemme	Rogers
Bennett	Clearman	Lange	Shane
Benson	Cochrane	Langfitt	Stanley
Bergman	Cole	Leonard	Stoddard
Bissell	Doran	Lowe	Tabor
Blackford	Frailey	MacDonald	Thompson
Booth	Gilchrist	McLeland	Topping
Brookins	Gunderson	Merritt	Ulstad
Carroll	Hager	Moen	Wilson of Page
Christophel	Ickis	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 6.

Beatty	Carden	Kimberly	Shaff
Brush	Clark of Cerro Gordo		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Moen moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Lange called up for consideration Senate File No. 311, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1), line twenty-three (23) by inserting after the period (.) following the word "paid" the following:

"Separate bids shall be taken in case of single track upon that portion of the street between the rails and one foot outside of each rail and in case of double track upon the entire portion of the street included between lines parallel to and one foot outside of the outer rail of each track. The street railway company shall be permitted to bid upon this portion of the pavement and, if the lowest bidder thereupon shall be awarded the contract therefor. One-third of the remaining cost of the improvement for the area between the rails of the tracks of the street railway company and one foot outside thereof shall be assessed against the street railway company, one-third thereof shall be assessed against the abutting property and the owner thereof, and one-third thereof shall be paid for by the city either out of the improvement fund or general fund of the city."

Also further amend said section by striking all after the word "thereof" in line thirty-one.

On the question "Shall the Senate concur?" the vote was:

Ayes, 38.

Anderson	Clark of	Ickis	Patterson
Bennett	Cerro Gordo	Kent	Rigby
Benson	Clark of Linn	Kimberly	Rogers
Bergman	Clark of Marion	Klemme	Shaff
Bissell	Clearman	Lange	Shane
Blackford	Cochrane	Langfitt	Stanley
Brookins	Doran	Leonard	Stoddard
Brush	Frailey	Lowe	Thompson
Carden	Gunderson	Merritt	Wilson of Polk
Christophel	Hager	Moen	

Nays, none.

Absent or not voting, 12.

Baird	Carroll	MacDonald	Topping
Beatty	Cole	Merritt	Ulstad
Booth	Gilchrist	Tabor	Wilson of Page

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Lange moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Wilson of Polk called up for consideration Senate File No. 390, amended by the House, and moved that the Senate concur in the following amendment:

Strike all of section one (1) and insert in lieu thereof the following:

"Section 1. That section fifty-nine hundred eighty-six (5986) of the Code, 1927 be amended by inserting after the word "thousand" in line three the following: "and cities having a population in excess of one hundred twenty-five thousand".

On the question "Shall the Senate concur?" the vote was:

Ayes, 42.

Anderson	Clark of Linn	Kimberly	Rigby
Baird	Clark of Marion	Klemme	Rogers
Bennett	Clearman	Lange	Shaff
Benson	Cochrane	Langfitt	Shane
Bissell	Cole	Leonard	Stoddard
Blackford	Doran	Lowe	Tabor
Booth	Frailey	MacDonald	Thompson
Brush	Gunderson	McLeland	Topping
Carden	Hager	Merritt	Wilson of Page
Christophel	Ickis	Moen	Wilson of Polk
Clark of Cerro Gordo	Kent	Patterson	

Nays, none.

Absent or not voting, 8.

Beatty	Brookins	Clark of Linn	Stanley
Bergman	Carroll	Gilchrist	Ulstad

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Wilson of Polk moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Clark of Linn called up for consideration Senate File No. 40, amended by the House, and moved that the Senate concur in the following amendment:

Strike all after the enacting clause and substitute in lieu thereof the following:

Section 1. That section three thousand six hundred forty-one-b one (3641-b1) of the Code 1927 is hereby amended by striking out of lines two (2) and three (3) thereof the words "one hundred forty thousand" and inserting in lieu thereof the words "eighty thousand".

On the question "Shall the Senate concur?" the vote was:

Ayes, 41.

Anderson	Clark of	Gunderson	Merritt
Baird	Cerro Gordo	Hager	Moen
Beatty	Clark of Linn	Ickis	Rigby
Bennett	Clark of Marion	Kent	Rogers
Benson	Clearman	Kimberly	Shaff
Bissell	Cochrane	Lange	Stanley
Booth	Cole	Langfitt	Stoddard
Brookins	Doran	Leonard	Topping
Carden	Frailey	Lowe	Ulstad
Christophel	Gilchrist	MacDonald	Wilson of Page
		McLeland	Wilson of Polk

Nays, none.

Absent or not voting, 9.

Bergman	Carroll	Patterson	Tabor
Blackford	Klemme	Shane	Thompson
Brush			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Clark of Linn moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Shaff called up for consideration Senate File No. 480, amended by the House, and moved that the Senate concur in the following amendments:

Strike all of section one (1) and substitute in lieu thereof the following:

"Section 1. That section four thousand seven hundred fifty-three-a-seventeen (4753-a17) of the Code, 1927, be and it is hereby amended by adding after the word "indebtedness" in line nine (9) of said section the following: 'except in the case of primary road construction and in which case not to exceed four and one-half per cent (4½%)'."

Amend the title by striking out the words "County Primary Road Bonds" and inserting in lieu the following: "the financing of primary and secondary roads".

Senator Shaff offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Section 1 by substituting therefor the following:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section forty-seven hundred fifty-three-a seventeen (4753-a17) of the Code, 1927, is amended by inserting in line three (3) after the word "county" the words "to pay for primary road construction.;" and by striking the word "three" in line five (5) and inserting the words "four and one-half".

Sec. 2. Section forty-seven hundred fifty-three-a seventeen (4753-a17) is further amended by adding thereto the following: "The amount of bonds issued for secondary road construction when added to all other indebtedness of the county shall not exceed in the aggregate three per cent on the actual value of the taxable property within such county to be ascertained as above specified."

The amendment to the amendment was adopted.

By unanimous consent, on request of Senator Shaff, the period after the word "construction" in section 1 was stricken and a comma inserted in lieu thereof, and the following added:

"or bonds issued to refund county primary road bonds,".

On the question "Shall the Senate concur in the House amendment as amended?" the vote was:

Ayes, 38.

Baird	Clark of	Ickis	Rigby
Bennett	Cerro Gordo	Kent	Rogers
Benson	Clark of Linn	Kimberly	Shaff
Bergman	Clark of Marion	Klemme	Shane
Bissell	Clearman	Lange	Stanley
Blackford	Cochrane	Langfitt	Tabor
Booth	Cole	Low	Thompson
Carden	Doran	MacDonald	Topping
Christophel	Frailey	Moen	Wilson of Page
	Hager	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 12.

Anderson	Brush	Gunderson	Merritt
Beatty	Carrroll	Leonard	Stoddard
Brookins	Gilchrist	McLeland	Ulstad

The House amendment as amended having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Shaff moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Clark of Linn called up for consideration Senate File No. 356, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. That the law as it appears in section seventy-one hundred ninety (7190) of the Code, 1927, be and the same is hereby amended as follows:

(1) By inserting after the word "taxes" in line six (6) thereof the words "and delinquent poll taxes".

(2) By striking the period at the end of said section and adding the following words "which do not appear thereon."

Sec. 2. That the law as it appears in section seventy-one hundred ninety-two (7192) of the Code, 1927, be and the same is hereby repealed.

Sec. 3. That the law as it appears in section seventy-two hundred three (7203) of the Code, 1927, be amended as follows:

(1) By inserting at the beginning of said section the following words "All poll taxes and".

(2) By changing the period after the word "title" in line six (6) of said section to a comma and adding the words "and situated in the county in which the tax is levied."

(3) And by inserting after the word "all" in line eight (8) of said section the words "poll taxes and all".

Strike all of the title and substitute therefor the following:

"A bill for an act to amend the law as it appears in sections seventy-one hundred ninety (7190) and seventy-two hundred three (7203) of the Code, 1927, and to repeal section seventy-one hundred ninety-two (7192) of the Code, 1927, relating to the delinquent poll tax list, and the lien of poll taxes and personal taxes on real estate."

On the question "Shall the Senate concur?" the vote was:

Ayes, 35.

Anderson	Carden	Kent	Rogers
Baird	Carroll	Kimberly	Shane
Bennett	Clark of Linn	Langfitt	Stanley
Benson	Clearman	Leonard	Stoddard
Bergman	Cochrane	Lowe	Topping
Bissell	Cole	MacDonald	Ulstad
Blackford	Doran	Merritt	Wilson of Page
Booth	Frailey	Moen	Wilson of Polk
Brush	Ickis	Patterson	

Nays, none.

Absent or not voting, 15.

Beatty	Clark of Marion	Klemme	Shaff
Brookins	Gilchrist	Lange	Tabor
Christophel	Gunderson	McLeland	Thompson
Clark of Cerro Gordo	Hager	Rigby	

The House amendments having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Clark of Linn moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Baird, House File No. 283, a bill for an act to authorize and empower cities, including cities under the commission plan, to acquire by purchase, condemnation, bargain and sale, lease, sub-lease, gift or otherwise, and to construct and contract for the construction of bridges within the city limits and five (5) miles outside thereof, within the State of Iowa and any adjoining state, and across any navigable or non-navigable stream forming the boundry between such states, and thereafter to repair, maintain, extend, renew, reconstruct, replace, extend, enlarge, mortgage, lease, use and operate such bridges as toll or free bridges for public use and travel of all kinds, and to fix the rates of toll and charges for use thereof, and grant franchises thereon or thereover, and to exercise such powers through the governing body of the city or any committee thereof or through a bridge commission as provided for in this act; and to exercise such powers independently or in cooperation with or aid of similar action by any other city or county in Iowa or an adjoining state or by such states or the government of the United States; and granting the power to convey such bridges or assign such rights, subject to conditions set forth herein; and providing the method of acquiring existing bridges by purchase or condemnation; and authorizing the issuance of different kinds of bonds for the purposes authorized by this act in the manner and subject to the conditions set forth in this act; and providing for the protection of bond purchasers by restricting the power to amend, alter or repeal this act and by restricting the right to build competing bridges; and

providing the method and extent of collecting tolls; and providing for the creation of bridge commissions for independent or joint exercise of powers herein conferred, and setting forth the powers, duties and method of proceeding and dissolution of such commissions; and providing the power and method of acquiring property by purchase or condemnation, the removal of obstructions, the payment of damages, the restoration of public works; and providing that the powers herein granted and procedure herein provided for are not exclusive but are supplementary; and declaring an emergency, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Clark of	Kimberly	Rigby
Baird	Cerro Gordo	Klemme	Rogers
Bennett	Clark of Linn	Lange	Shaff
Benson	Clark of Marion	Langfitt	Shane
Bissell	Clearman	Leonard	Stanley
Blackford	Cochrane	Lowe	Stoddard
Booth	Frailey	MacDonald	Tabor
Brookins	Gilchrist	McLeland	Topping
Brush	Hager	Merritt	Wilson of Page
Carden	Ickis	Patterson	Wilson of Polk
Christophel	Kent		

Nays, none.

Absent or not voting, 9.

Beatty	Cole	Gunderson	Thompson
Bergman	Doran	Moен	Ulstad
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 392, a bill for an act to amend the law as it appears in section fifty-seven hundred forty-four (5744) of the Code, 1927, with reference to the power of cities and towns and to authorize cities and towns to restrain

and prohibit the deposit and removal of refuse and junk, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Anderson	Clark of Marion	Klemme	Rogers
Baird	Clearman	Lange	Shaff
Bennett	Cochrane	Langfitt	Shane
Benson	Cole	Lowe	Stanley
Bergman	Doran	MacDonald	Stoddard
Bissell	Frailey	McLeland	Tabor
Blackford	Gilchrist	Merritt	Thompson
Booth	Gunderson	Moen	Topping
Carden	Hager	Patterson	Wilson of Page
Christophel	Kent	Rigby	Wilson of Polk
Clark of Linn	Kimberly		

Nays, none.

Absent or not voting, 8.

Beatty	Carroll	Ickis	Ulstad
Brookins	Clark of	Leonard	
Brush	Cerro Gordo		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 526, a bill for an act to make an appropriation to Patricia Jones, a minor, was taken up and considered, it having been placed on the calendar by motion of the chairman of the appropriations committee.

Senator Doran offered the following amendment and moved its adoption:

Amend section 1 by striking the words and figures "one thousand dollars (\$1,000.00)" in lines 3 and 4 and inserting in lieu thereof the words and figures "fifteen hundred dollars (\$1,500.00)".

The amendment was adopted.

The bill was read for information.

Senator Doran moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Brush	Frailey	Moen
Baird	Carden	Hager	Rogers
Beatty	Carroll	Ickis	Shane
Bennett	Clark of	Kent	Stanley
Benson	Cerro Gordo	Kimberly	Stoddard
Bergman	Clark of Linn	Lange	Topping
Bissell	Clearman	Langfitt	Ulstad
Blackford	Cochrane	Lowe	Wilson of Page
Booth	Cole	MacDonald	Wilson of Polk
Brookins	Doran	McLeland	

Nays, none.

Absent or not voting, 12.

Christophel	Gunderson	Merritt	Shaff
Clark of Marion	Klemme	Patterson	Tabor
Gilchrist	Leonard	Rigby	Thompson

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Doran moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, House File No. 388, a bill for an act to amend section forty-six hundred twenty-five (4625) of the Code, 1927, relating to the salary of the members of the Highway Commission, returned by the sifting committee, was taken up and considered.

By unanimous consent, on request of Senator Shaff, his amendment filed April 11th was withdrawn.

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

Senator Shaff moved to reconsider the vote by which the bill passed to its third reading, which motion prevailed.

Senator Shaff offered the following amendment and moved its adoption:

Amend section 1 by striking from line 5 the words "full time".

The amendment was adopted.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Carroll	Gilchrist	Rigby
Beatty	Christophel	Hager	Rogers
Bennett	Clark of Linn	Ickis	Shaff
Benson	Clark of Marion	Kent	Shane
Bergman	Clearman	Kimberly	Stoddard
Blackford	Cochrane	Klemme	Tabor
Booth	Cole	Lange	Thompson
Brush	Doran	Leonard	Topping
Carden	Frailey	Merritt	Wilson of Page

Nays, 10.

Anderson	Clark of	MacDonald	Patterson
Bissell	Cerro Gordo	McLeland	Ulstad
	Gunderson	Moen	Stanley

Absent or not voting, 4.

Brookins	Langfitt	Lowe	Wilson of Polk
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

PRESENTATION OF GIFT TO PRESIDENT MCFARLANE

Senator Frailey, on behalf of the Senate, spoke in part as follows:

MR. PRESIDENT: In after life, we will look back on the associations that we have had here as one of the dearest memories of our life. We all know that we can't always agree on all questions, but are all broad-minded enough to realize that there have to be differences of opinion or else we would all be fighting a duel over the same woman.

After your wonderful record as presiding officer and in a kind of surprise party way, this Senate thought in some way, we could express our appreciation to you for your record here, your fairness in all things and in the manner in which you have expedited business.

I don't like to act like an old settler, but I could say without any qualifications, sir, that you have been the best presiding officer, bar none, that it has been my privilege to work with in this Senate. I am not saying you are the handsomest one, but that you are the most efficient one.

I think I am joined by the sentiment of many members of the Senate, that none of us want you to stop here. In your career, this is only the stepping stone to something else.

You being a Scotchman, I know are anxious to receive what I have for you here. This little token which I am about to present to you, is a tribute of the warm affection you hold in the hearts of every one of us. And on behalf of the Senate, for the affection, appreciation, manly wholesomeness, and love we have for you, as presiding officer, I present this little gift."

On behalf of the Senate, Senator Frailey presented a beautiful white gold watch to the President.

President McFarlane replied as follows:

THE SENATOR FROM LEE AND MEMBERS OF THE SENATE: It has been my privilege to preside over four sessions of legislature, two regular sessions in the House, one special session and this session of the Senate, and during my career as presiding officer, I have always aimed to abide by the rules. Never, in my experience, have I allowed my personal feelings to influence my decisions as regards the ruling on a single measure, and I believe that in ruling to the best of your ability, whether you agree with the proposition or whether you oppose it, the members of the body over which you preside will always uphold that principle.

During the different sessions in which I have had the privilege to preside, the chair has always been sustained upon every motion for appeal.

I do want to say to you that I have never presided over a more excellent body than this present Senate. I appreciate the fact that you have made it possible for me to expedite matters. I have tried my best, and your cooperation and willingness to abide by my decisions has been appreciated by me, and has expedited matters to a great extent.

I appreciate the kind words which the Senator from Lee has spoken. I do not possess his gift of oratory, and it is difficult for me to express to you my feelings at this particular moment, but I wish to assure you that it is one of the happiest moments of my life.

We live merely to do good for our neighbors and friends, and it is decreed that we should love one another. The family possessing love within itself is the happiest and most contented family. The legislative body in which love and harmony reigns is necessarily the most effective and most successful legislative body. We have all strived to make this a worth while session, and I believe that our ambitions have been realized.

We are going out from here, perhaps some of us never to see each other again.

If I am lucky, I may be the presiding officer of this assembly again, in which case, I trust that every single individual Senator in this body will be present at the next session.

I appreciate the gift, and I shall always cherish it, remembering that it was given to me by my friends, the members of the Forty-third General Assembly, over which it has been my happy privilege to preside.

There was also presented to the President at this time a lovely cigar lighter, by the pages of the Senate.

On motion of Senator Shane the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate confirmed the following appointments:

Hon. George T. Baker of Scott County, Davenport, to succeed himself as a member of the State Board of Education, for the term of six years beginning July 1, 1929.

Hon. Willard C. Stuckslager of Linn County, Lisbon, to succeed himself as a member of the State Board of Education, for the term of six years beginning July 1, 1929.

Miss Anna B. Lawther of Dubuque County, Dubuque, to succeed herself as a member of the State Board of Education, for the term of six years beginning July 1, 1929.

Hon. Dan J. Schnittjer of Delaware County, Delhi, to succeed himself as a member of the Appeal Board, for the term of four years beginning July 1, 1929.

The Senate also refused to confirm the following appointment:

E. E. Tam of Polk County, Des Moines, as Labor Commissioner.

The Senate arose from executive session and resumed regular session.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 74, 83, 149, 209, 234, 243, 338, 382, 410, 433, 455, 465, 503, 535.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, in the presence of the Senate he had signed the following bills:

House Files Nos. 74, 83, 149, 209, 234, 243, 338, 382, 410, 433, 455, 465, 503 and 535.

INTRODUCTION OF BILLS

Senate File No. 504, by sifting committee, a bill for an act to amend section twelve hundred thirty (1230) of the Code, 1927, relating to the examination of mine foremen and hoisting engineers, to fix the fees for the certification of same, and to limit the salary of the secretary of the board of mine examiners.

Read first and second times and placed on the calendar.

Senate File No. 505, by sifting committee, a bill for an act to legalize cooperative associations or corporations organized under the law as it appears in chapter three hundred eighty-nine (389) of the Code of Iowa, 1927.

Read first and second times and placed on the calendar.

Senate File No. 506, by committee on appropriations, a bill for an act to make an appropriation to Stipp, Perry, Bannister & Starzinger, and Senneff, Bliss, Witwer & Senneff, for legal services.

Read first and second times and placed on the calendar.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to adopt the Conference Report on Senate File No. 10, a bill for an act to establish the general fund for the state of Iowa for the biennium beginning July 1, 1929, and ending June 30, 1931, and making an appropriation therefor, and requests the appointment of a second Conference Committee and the Speaker has appointed as such committee on the part of the House the following Representatives: Hansen of Scott, Lomas of Howard, Ditto of Osceola, Cole of Harrison, Campbell of Decatur and Reno of Polk.

A. C. GUSTAFSON, *Chief Clerk.*

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor, stating that he had on the 11th day of April, approved of the following bills:

Senate File No. 168, legalizing acts of the Farmers Creamery Company of Lone Rock.

Senate File No. 153, amending the law in section 2690 of the Code.

Senate File No. 281, relating to removal of trees from highways.

Senate File No. 463, relating to the extension of water mains.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to House File No. 276, a bill for an act relating to importation of livestock into the state.

Also: That the House has concurred in Senate amendment to House File No. 9, a bill for an act relating to the election of city solicitor, city engineer and the appointment of police judge.

Also: That the House has concurred in Senate amendment to House File No. 501, a bill for an act relating to investment of funds by trustees, executors, administrators and guardians.

Also: That the House has concurred in Senate amendment to House File No. 160, a bill for an act relating to the legalization of certain conveyances of real estate.

Also: That the House has concurred in Senate amendments to House File No. 226, a bill for an act relating to the pasteurization of skimmed milk and buttermilk.

Also: That the House has concurred in Senate amendment to House File No. 531, a bill for an act to permit insurance of buildings and other property against loss or damage caused by airplanes, dirigibles, or other aircraft.

A. C. GUSTAFSON, *Chief Clerk.*

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to return herewith to your honorable body House File No. 107, relating to the boarding, lodging and care of prisoners in the county jail of certain counties. The House record on this bill shows that the same was reported for amendment and passage by the committee to which it was referred on February 20, the committee amendments being found on page 417 of the House Journal. These amendments were amended and adopted on March 5th. Among other amendments which were adopted one provided that section fourteen (14) of the bill should be stricken and new matter substituted in lieu of said amendment. The original section fourteen of the bill began near the bottom of one page and continued over to the middle of the succeeding page. Through

error on the part of the clerk who incorporated the new matter into the bill, only that portion of section fourteen appearing on the bottom of the first page was eliminated by pasting on this portion of the section the substituted section fourteen, and the remaining portion of said section appearing on the succeeding page was not stricken as directed by the House amendment. In this condition the bill was messaged to the Senate and finally came into the possession of the Sifting Committee. Following the regular and established custom, when such errors are discovered, the Chief Clerk of the House directed his assistant to go to the Secretary of the Senate, call his attention to the error, and correct the same. This is a regular procedure which has been in practice for many years. No alteration of the bill was made except as specifically directed by the House. Only a few days ago one of the secretaries of the Senate came to the House desk and made an identical correction of Senate File 301, after the same had been in the possession of the House for a considerable length of time. The practice has been common between the two houses and is necessary by reason of the fallability of all mankind. The statement of the Chairman of the Sifting Committee of the Senate is correct that the bill was transmitted to the Senate in this incorrect condition, and no change was made in it until the morning of April 11th when the attention of the Chief Clerk of the House was called to this error. In such procedure between the two houses, the Secretary or Chief Clerk deal directly with each other, and the attention of either to such necessary corrections has always been deemed sufficient. It was not felt in this case that it was necessary to go to anyone but the Secretary of the Senate, or his assistants, and no different procedure was resorted to in this instance than is customary in like cases. This extended statement of the situation seems desirable in view of the statement of the Chairman of the Senate Sifting Committee appearing in the Senate Journal of April 11th.

The Chief Clerk takes full responsibility for the error and its subsequent correction, which in effect was an alteration of the bill after it came into the possession of the Senate, but such correction was made in the usual and regular manner. At the same time he offers his apologies to the Chairman of the Sifting Committee if this action on his part has cost the Chairman any embarrassment or annoyance.

Respectfully submitted,

A. C. GUSTAFSON, *Chief Clerk of the House.*

Senator Wilson of Polk moved that the sifting committee be directed to return House File No. 107, for the purpose of consideration by the Senate.

On the question, "Shall the motion prevail?" the vote was:

Ayes, 14.

Anderson
Bissell
Blackford
Brookins

Christophel
Doran
Langfitt
Leonard

MacDonald
Patterson
Stanley

Thompson
Ulstad
Wilson of Polk

Nays, 27.

Baird	Clearman	Klemme	Rogers
Bergman	Cochrane	Lange	Shaff
Booth	Cole	Lowe	Shane
Brookins	Frailey	McLeland	Stoddard
Brush	Hager	Merritt	Tabor
Clark of	Ickis	Moen	Topping
Cerro Gordo	Kent	Rigby	Wilson of Page
Clark of Marion	Kimberly		

Absent or not voting, 9.

Beatty	Booth	Carroll	Gilchrist
Bennett	Carden	Clark of Linn	Gunderson
Benson			

The motion was lost.

CONFERENCE REPORT ON S. F. 301

Senator Ickis called up for consideration the following report and moved its adoption:

MR. PRESIDENT: Your Conference Committee appointed to consider the difference between the Senate and House on Senate File No. 301, beg leave to recommend as follows:

We recommend that the following be inserted at the end of Section 1. in place of the lines struck out by the House amendment: "The warden shall have the authority to specify the distance from a state game refuge where shooting may be prohibited, and shall have notice of same published in one newspaper in the county so affected, provided, however, this prohibition shall not apply to owners or tenants hunting on their own land outside of game refuge."

Also, amend House amendment to Sec. 6 by striking the House amendment and substituting in lieu thereof the following: "Any person under 17 years of age may capture, during the open season, and confine for the purpose of training for pets, not more than two of any game bird or fur-bearing animal and persons having such birds and animals for this purpose shall be exempted from securing the license required by Section 1706, Code, 1927. It shall constitute a misdemeanor to sell or dispose of for profit any game bird or fur-bearing animal, or increase therefrom, so taken or confined."

Also, the House recede from its amendments to Sec. 7 and that Sec. 7 be amended by changing the "period (.)" at the end thereof to a "comma (,)" and by adding the following: "except that owners or tenants may shoot gophers and ground squirrels along the highway adjacent to their own land."

Also, amend House amendment to Sec. 10 by striking therefrom the words "nor in streams bordering the state".

Also that the House recede from its amendment to Sec. 17.

Also, that the Senate recede from its amendment to the House amendment to Sec. 28.

Also, that the House recede from its amendment to Sec. 16 and that the following be adopted in lieu thereof: "Amend Senate File No. 301 by striking in Sec. 16 all after line 3 and inserting in lieu thereof the following: 'No person shall at any time take from the waters of the state any fish, except as otherwise provided in this chapter, except with hook, line and bait nor shall any person use more than two lines with one hook on each line in still fishing or otherwise except when using a trot-line in a manner provided in this chapter or in trolling or casting a spoon-hook or other artificial bait. Persons so fishing shall not leave the immediate vicinity of their lines but shall be in attendance of them at all times.'"

H. A. HOLMGREN,
SAMUEL D. WHITING
C. H. NELSON,
OTHA D. WEARIN,
On the Part of the House.
F. D. ICKIS,
CHAS. D. BOOTH,
G. W. PATTERSON,
J. H. HAGER,
On the Part of the Senate.

On the question, "Shall the report be adopted and the amendments proposed therein be concurred in?" the vote was:

Ayes, 38.

Anderson	Carden	Kent	Patterson
Baird	Carroll	Kimberly	Rigby
Beatty	Clark of	Klemme	Stanley
Bennett	Cerro Gordo	Lange	Tabor
Benson	Clearman	Langfitt	Thompson
Bergman	Cole	Leonard	Topping
Bissell	Doran	Lowe	Ulstad
Blackford	Frailey	MacDonald	Wilson of Page
Booth	Gilchrist	Merritt	Wilson of Polk
Brush	Hager	Moen	

Nays, none.

Absent or not voting, 12.

Brookins	Clark of Marion	Ickis	Shaff
Christophel	Cochrane	McLeland	Shane
Clark of Linn	Gunderson	Rogers	Stoddard

The report of the conference committee was adopted and the amendments therein proposed were concurred in.

Senator Patterson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Wilson of Polk, House File No. 262, a bill for an act to amend the law as it appears in section fifty-one hundred thirty (5130) of the Code of Iowa, 1927, relating to the general powers of the board of supervisors, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Brush	Kimberly	Rigby
Baird	Carden	Klemme	Rogers
Beatty	Clearman	Langfitt	Shane
Bennett	Cole	Leonard	Tabor
Benson	Doran	Lowe	Thompson
Bergman	Frailey	MacDonald	Topping
Bissell	Gilchrist	Merritt	Ulstad
Blackford	Hager	Moen	Wilson of Page
Booth	Kent	Patterson	Wilson of Polk
Brookins			

Nays, none.

Absent or not voting, 13.

Carroll	Clark of Linn	Ickis	Shaff
Christophel	Clark of Marion	Lange	Stanley
Clark of Cerro Gordo	Cochrane	McLeland	Stoddard
	Gunderson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bissell, House File No. 227, a bill for an act to amend the law as it appears in section four thousand ninety-five (4095) of the Code, 1927, relating to the election to abolish a county high school, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Brush	Kimberly	Rogers
Baird	Carden	Klemme	Shaff
Beatty	Carroll	Lange	Shane
Bennett	Clark of	Langfitt	Stanley
Benson	Cerro Gordo	Leonard	Tabor
Bergman	Clearman	McLeland	Thompson
Bissell	Cole	Merritt	Topping
Blackford	Frailey	Moen	Ulstad
Booth	Gilchrist	Patterson	Wilson of Page
Brookins	Hager	Rigby	Wilson of Polk

Nays, none.

Absent or not voting, 11.

Christophel	Cochrane	Ickis	MacDonald
Clark of Linn	Doran	Kent	Stoddard
Clark of Marion	Gunderson	Lowe	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bissell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Beatty, House File No. 111, a bill for an act to repeal section thirteen hundred eighty-seven (1387), of the Code, 1927, and to enact a substitute therefor, relative to surgical, medical and hospital services to be furnished injured employees and providing for the regulation of such fees and charges, returned by the sifting committee, was taken up and considered.

The following amendment was recommended by the sifting committee:

Amend by striking from line ten (10) the words "in the nature of the case" and inserting in lieu thereof "in a sum not exceeding two hundred fifty dollars (\$250.00)".

Senator Beatty offered the following amendment as a substitute for the pending amendment and moved its adoption:

Amend the title so as to read: "An Act to amend section thirteen hundred eighty-seven (1387), of the Code, 1927, relating to surgical, medical and hospital services furnished injured employees and providing for the regulation of such fees and charges."

Further amend House File No. 111 by striking therefrom all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section thirteen hundred eighty-seven (1387) of the Code, 1927, be and the same is hereby amended by striking from line seventeen (17) the words "one hundred" and substituting in lieu thereof the words "two hundred".

The substitute amendment was adopted.

The bill was read for information.

Senator Beatty moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Clark of	Kimberly	Patterson
Baird	Cerro Gordo	Klemme	Rigby
Beatty	Clearman	Lange	Rogers
Bennett	Cole	Langfitt	Shane
Bergman	Doran	Leonard	Tabor
Bissell	Frailey	Lowe	Topping
Blackford	Gilchrist	MacDonald	Ulstad
Booth	Gunderson	McLeland	Wilson of Page
Brush	Hager	Merritt	Wilson of Polk
Carroll	Kent	Moen	

Nays, 1.

Thompson

Absent or not voting, 11.

Benson	Christophel	Cochrane	Stanley
Brookins	Clark of Linn	Ickis	Stoddard
Carden	Clark of Marion	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Beatty moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, House File No. 427, a bill for an act to amend the law as it appears in section fifteen hundred eighty-seven (1587) of the Code, 1927, relating to the so-called red light injunction law so as to extend the provisions thereof to include places used for gambling, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Carden	Kent	Moen
Baird	Carroll	Kimberly	Patterson
Beatty	Clark of	Klemme	Rigby
Bennett	Cerro Gordo	Lange	Rogers
Bergman	Clearman	Langfitt	Shane
Bissell	Cole	Leonard	Tabor
Blackford	Doran	Lowe	Topping
Booth	Gilchrist	MacDonald	Ulstad
Brookins	Gunderson	McLeland	Wilson of Page
Brush	Hager	Merritt	Wilson of Polk

Nays, none.

Absent or not voting, 11.

Benson	Clark of Marion	Shaff	Stoddard
Christophel	Cochrane	Stanley	Thompson
Clark of Linn	Frailey		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Doran, the rules were suspended and House File No. 279, a bill for an act to amend section nine thousand two hundred thirty-two (9232) of the Code, 1927, relating to the publication of reports of the condition of savings and state banks, returned by the sifting committee, was taken up and considered.

Senator Doran moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Brush	Kimberly	Patterson
Baird	Carden	Klemme	Rigby
Beatty	Carroll	Langfitt	Shane
Bennett	Clearman	Leonard	Tabor
Bergman	Cole	Lowe	Thompson
Bissell	Doran	MacDonald	Topping
Blackford	Gunderson	McLeland	Ulstad
Booth	Hager	Merritt	Wilson of Page
Brookins	Kent	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 14.

Benson	Clark of Linn	Gilchrist	Shaff
Christophel	Clark of Marion	Ickis	Stanley
Clark of	Cochrane	Lange	Stoddard
Cerro Gordo	Frailey	Rogers	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doran moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cole, Senate File No. 502, a bill for an act to amend section 9278 of the Code, 1927, relating to banks and trust companies, a sifting committee bill, was taken up and considered.

The bill was read for information.

Senator Cole moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Carroll	Kimberly	Rigby
Baird	Christophel	Klemme	Rogers
Bennett	Clearman	Langfitt	Shane
Bergman	Cole	Leonard	Stoddard
Bissell	Doran	Lowe	Tabor
Blackford	Frailey	MacDonald	Thompson
Booth	Gunderson	McLeland	Topping
Brookins	Hager	Merritt	Wilson of Page
Brush	Ickis	Moен	Wilson of Polk
Carden	Kent		

Nays, none.

Absent or not voting, 12.

Beatty	Clark of Linn	Gilchrist	Shaff
Benson	Clark of Marion	Lange	Stanley
Clark of	Cochrane	Patterson	Ulstad
Cerro Gordo			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Cole moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 503, a bill for an act making an appropriation for the purpose of aiding in defraying the expenses of a national encampment of the Grand Army of the Republic to be held in this state, an appropriations committee bill, was taken up and considered.

The bill was read for information.

Senator Wilson of Polk moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Christophel	Kimberly	Rogers
Beatty	Clark of	Klemme	Shaff
Bennett	Cerro Gordo	Langfitt	Shane
Bergman	Clearman	Leonard	Stoddard
Bissell	Cochrane	Lowe	Tabor
Blackford	Cole	McLeland	Thompson
Booth	Frailey	Merritt	Topping
Brookins	Gunderson	Moen	Wilson of Page
Brush	Ickis	Rigby	Wilson of Polk
Carden	Kent		

Nays, 2.

Doran	MacDonald
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Absent or not voting, 11.

Anderson	Clark of Linn	Hager	Stanley
Benson	Clark of Marion	Lange	Ulstad
Carroll	Gilchrist	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Wilson of Polk moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, the rules were suspended, and House File No. 132, a bill for an act to amend the law as it appears in section ten thousand six hundred thirty-nine (10639), relating to salaries and fees of justices of the peace, returned by the sifting committee, was taken up and considered.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by adding as Section two (2), the following:

Sec. 2. This act shall also apply to cities acting under Special Charter regardless of population.

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Christophel	Gunderson	Merritt
Baird	Clark of	Kent	Rigby
Beatty	Cerro Gordo	Kimberly	Shane
Bennett	Clark of Linn	Klemme	Stoddard
Blackford	Clearman	Langfitt	Thompson
Booth	Cochrane	Leonard	Topping
Brookins	Cole	Lowe	Ulstad
Brush	Frailey	MacDonald	Wilson of Page
Carroll	Gilchrist	McLeland	

Nays, none.

Absent or not voting, 16.

Benson	Clark of Marion	Lange	Shaff
Bergman	Doran	Moen	Stanley
Bissell	Hager	Patterson	Tabor
Carden	Ickis	Rogers	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, House File No. 429, a bill for an act to prohibit the manufacture and possession of punch boards and all other devices generally used in connection and as a part of any game of chance, lottery, or gambling device, and prescribing punishments for violations, was taken up and considered, the rules having been suspended under which no bill may be read a second and third time on the same day.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 29.

Anderson	Brush	Gunderson	McLeland
Baird	Carroll	Kent	Moen
Beatty	Clark of	Kimberly	Rigby
Bennett	Cerro Gordo	Klemme	Tabor
Bissell	Clearman	Langfitt	Thompson
Blackford	Cole	Leonard	Ulstad
Booth	Doran	Lowe	Wilson of Page
Brookins	Gilchrist		

Nays, none.

Absent or not voting, 21.

Benson	Cochrane	MacDonald	Shane
Bergman	Frailey	Merritt	Stanley
Carden	Hager	Patterson	Stoddard
Christophel	Ickis	Rogers	Topping
Clark of Linn	Lange	Shaff	Wilson of Polk
Clark of Marion			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Linn, the rules were suspended, and House File No. 252, a bill for an act to amend section seventy-two hundred seventy-six (7276) of the Code, 1927, governing the correcting of errors made by county auditor and county treasurer in connection with redemption from tax sale, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Clark of Linn moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Anderson	Booth	Clark of Linn	Gunderson
Baird	Brookins	Clearman	Kent
Bennett	Brush	Cole	Kimberly
Bissell	Clark of	Doran	Klemme
Blackford	Cerro Gordo	Gilchrist	Lange

Langfitt	McLeland	Tabor	Ulstad
Leonard	Merritt	Thompson	Wilson of Page
Lowe	Rigby	Topping	Wilson of Polk
MacDonald	Rogers		

Nays, none.

Absent or not voting, 17.

Beatty	Christophel	Hager	Shaff
Benson	Clark of Marion	Ickis	Shane
Bergman	Cochrane	Moen	Stanley
Carden	Frailey	Patterson	Stoddard
Carroll			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Linn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gilchrist, the rules were suspended and Senate File No. 505, a bill for an act to legalize cooperative associations or corporations organized under the law as it appears in chapter three hundred eighty-nine (389) of the Code of Iowa, 1927, was taken up and considered, the rules having been suspended under which no bill may be read the second and third times the same day.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" the vote was:

Ayes, 31.

Anderson	Clark of Linn	Klemme	Rigby
Baird	Cole	Langfitt	Rogers
Beatty	Doran	Lowe	Shane
Bennett	Frailey	MacDonald	Stanley
Bissell	Gilchrist	McLeland	Topping
Blackford	Gunderson	Merritt	Ulstad
Clark of	Kent	Moen	Wilson of Page
Cerro Gordo	Kimberly	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 19.

Benson	Carden	Cochrane	Shaff
Bergman	Carroll	Hager	Stoddard
Booth	Christophel	Ickis	Tabor
Brookins	Clark of Marion	Lange	Thompson
Brush	Clearman	Leonard	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Marion, the rules were suspended and House File No. 356, a bill for an act to reimburse the Monroe County Agricultural Society for fees erroneously paid for recording articles of incorporation, May 19, 1927, returned by the sifting committee, was taken up and considered.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 34.

Anderson	Clark of Linn	Langfitt	Rogers
Baird	Clearman	Leonard	Stanley
Beatty	Cole	Lowe	Tabor
Bennett	Doran	MacDonald	Thompson
Bissell	Gilchrist	McLeland	Topping
Blackford	Hager	Merritt	Ulstad
Brookins	Kent	Moen	Wilson of Page
Clark of	Kimberly	Patterson	Wilson of Polk
Cerro Gordo	Klemme	Rigby	

Nays, none.

Absent or not voting, 16.

Benson	Carden	Cochrane	Lange
Bergman	Carroll	Frailey	Shaff
Booth	Christophel	Gunderson	Shane
Brush	Clark of Marion	Ickis	Stoddard

The bill having received a constitutional two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 541, a bill for an act to make an appropriation to Minnie E. Johnson and Emma McNulty, a companion bill to Senate File No. 483, which was recommended for amendment and passage by the appropriations committee was taken up and considered.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking from lines 3 and 4 the words and figures "four thousand dollars (\$4,000.00)" and inserting in lieu thereof "three thousand dollars (\$3,000.00)".

Senator Baird moved to amend the amendment by striking out "three thousand dollars (\$3,000.00)" and inserting "thirty-five hundred dollars (\$3,500.00)".

The amendment was adopted.

The amendment as amended was adopted.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 36.

Anderson	Clark of	Ickis	Moen
Baird	Cerro Gordo	Kimberly	Patterson
Beatty	Clearman	Klemme	Rogers
Bennett	Cochrane	Lange	Shane
Benson	Doran	Langfitt	Thompson
Bissell	Frailey	Leonard	Topping
Blackford	Gilchrist	Lowe	Ulstad
Brookins	Gunderson	McLeland	Wilson of Page
Brush	Hager	Merritt	Wilson of Polk
Christophel			

Nays, none.

Absent or not voting, 14.

Bergman	Clark of Linn	MacDonald	Stanley
Booth	Clark of Marion	Rigby	Stoddard
Carden	Cole	Shaff	Tabor
Carroll	Kent		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent, on request of Senator Moen, Senate File No. 483, was withdrawn from further consideration.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled, Senate Files Nos. 291, 500, 280, 476, 189, 199, 210, 256, 263, 430, 435, 447, 457 and 169.

CHAS. T. ROGERS,
Chairman Senate Committee.

S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 291, 500, 280, 476, 189, 199, 210, 256, 263, 430, 435, 447, 457 and 169.

BILLS SENT TO THE GOVERNOR

Senator Rogers from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports they have on this 12th day of April, 1929, sent to the governor for his approval, Senate Files Nos. 291, 500, 280, 476, 189, 199, 210, 256, 263, 430, 435, 447, 457 and 169.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

On motion of Senator Shane the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate confirmed the appointment of Hon. H. V. Hoyer of Fayette county, Oelwein, as labor commissioner, for the term of two years, beginning July 1, 1929.

The Senate arose from executive session and resumed regular session.

On motion of Senator Shane the Senate recessed until the call of the gavel.

The Senate reconvened.

EXCHANGE OF SEATS

By unanimous consent, on their own request, Senator Doran exchanged Seat No. 1 for Seat No. 26, with Senator Gilchrist.

Senator Bennett exchanged Seat No. 44 for Seat No. 36, with Senator Bergman.

Senator Clark of Linn exchanged Seat No. 37 for Seat No. 34, with Senator Shaff.

Senator Hager exchanged Seat No. 3 for Seat No. 1, with Senator Gilchrist.

CONFERENCE COMMITTEE ON S. F. NO. 10

The President appointed as second conference committee on the part of the Senate, on Senate File No. 10, Senators Stoddard, Cochrane, Shaff, Ickis, Clark of Marion and Christophel.

SENATE RESOLUTION

Senator Stoddard offered the following resolution:

Be It Resolved by the Senate of the Forty-third General Assembly of the State of Iowa, That the thanks of this body be extended to the door-keepers and sergeant-at-arms of this body who have so faithfully performed their duties in their various situations.

Be It Further Resolved, That as these veterans pass down the stream of time and one by one are called to the camping ground of the Great Hereafter, it is the wish of the Senate that the smiles of Providence may rest upon them.

By unanimous consent, on request of Senator Stoddard, the resolution was taken up and considered.

The resolution was adopted.

The Senate recessed until the call of the gavel.

The Senate reconvened.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that as President of the Senate he had signed in the presence of the Senate, House Files Nos. 220, 261, 327, 339, 490, 495, 496, 540.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in Senate amendments to House File No. 132, a bill for an act relating to salaries and fees of Justices of the Peace.

Also: That the House has concurred in Senate amendment to House amendments to Senate File No. 480, a bill for an act relating to the limitation on indebtedness for County Primary Road Bonds.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 220, a bill for an act relating to nominations by primary election.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 441, a bill for an act relating to repairs of drainage improvements.

Also: That the House has adopted the following bill in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 14, relating to the purchase of chairs occupied by members of the Forty-third General Assembly for \$25.00, also the presentation of chairs to certain officers.

Also: That the House has adopted the conference committee report to Senate File No. 200, a bill for an act relating to the furnishing of labor and services in connection with public improvements.

Also: That the House has adopted the conference committee report to Senate File No. 301, a bill for an act relating to the propagation, game, wild bird and animals, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 154, a bill for an act to repeal section 11242 of the Code relating to judge's orders made in vacation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 21, a bill for an act to permit the issuance of licenses and to prescribe a penalty for the violation of such rights, powers and duties.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 452, a bill for an act relating to the proceeds from the motor vehicle license fees and the handling thereof by the treasurer of state.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 489, a bill for an act to make an emergency appropriation for salaries and expenses of peace officers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 491, a bill for an act to make legal and permanent a transfer from the general fund to the library fund of the City of Albia, Monroe County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 259, a bill for an act to amend the law relating to the subject of credit insurance.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 38, a bill for an act fixing and determining the liability of an inn keeper or owner of hotel, for loss of or injury to the conveyance of a guest and personal property of such guest contained in such conveyance.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 318, a bill for an act providing for a survey of the industries and natural resources of Iowa and making an appropriation therefor.

Also: That the House has concurred in Senate amendments to House File No. 526, a bill for an act to make an appropriation to Patricia Jones, a minor.

Also: That the House has concurred in Senate amendments to House File No. 111, a bill for an act relative to surgical, medical and hospital services to be furnished injured employees.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution No. 9, a bill for an act providing for the appointment of a joint committee of the House and Senate for the purpose of proposing legislation calculated to raise the state revenue by means other than by a millage property tax.

Also: That the House has amended and concurred in Senate amendments to House File No. 293, a bill for an act relating to assistant attorneys general.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 543, a bill for an act to authorize drainage districts to become members of the National Drainage Association.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 295, a bill for an act relating to the investments of the funds of life insurance companies and associations.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 78, a bill for an act relating to the establishing of a pension and annuity retirement system for public school teachers in certain school districts.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 78

Amend section one (1), line seven (7), by striking the words "forty thousand" and inserting in lieu thereof the words and figures "twenty-five thousand one hundred (25,100)".

Further amend said section by adding thereto the following:

"Also that section forty-three hundred forty-five (4345) of the Code, 1927, be amended by adding at the end of said section the words 'Such ratification shall not be necessary in cities having a population in excess of seventy-five thousand.'"

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE NO. 293

Amend Senate amendment by substituting in lieu thereof the following:

Strike out all after the enacting clause and substitute in lieu thereof the following:

"Section 1. The attorney general shall appoint a special assistant attorney general who shall devote his entire time, or so much thereof as may be necessary, to the legal work of the state highway commission. His compensation and traveling expenses shall be paid from the commission's support fund created by section forty-seven hundred fifty-five-b thirty-one (4755-b31) of the Code, 1927. Said compensation shall be four thousand dollars (\$4,000.00) per annum and payable in equal monthly installments.

The highway commission shall provide and furnish suitable office and library for said special assistant attorney general."

HOUSE AMENDMENT TO SENATE FILE NO. 318

Amend section three (3), line three (3), by striking the words and figures "Twenty Thousand (\$20,000.00) Dollars" and inserting in lieu thereof the words and figures "Ten Thousand Dollars (\$10,000.00)".

HOUSE AMENDMENT TO SENATE FILE NO. 295

Amend section one (1), line seven (7), by inserting after the word "state" the words "or states".

HOUSE AMENDMENTS CONSIDERED

Senator Lange called up for consideration Senate File No. 295, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1), line seven (7), by inserting after the word "state" the words "or states".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 29.

Anderson	Clark of	Klemme	Stanley
Baird	Cerro Gordo	Lange	Stoddard
Bissell	Clark of Linn	Leonard	Tabor
Blackford	Clearman	Lowe	Thompson
Brookins	Cole	MacDonald	Ulstad
Brush	Doran	McLeland	Wilson of Page
Carroll	Gilchrist	Merritt	Wilson of Polk
	Gunderson	Shane	

Nays, none.

Absent or not voting, 21.

Beatty	Christophel	Ickis	Patterson
Bennett	Clark of Marion	Kent	Rigby
Benson	Cochrane	Kimberly	Rogers
Bergman	Frailey	Langfitt	Shaff
Booth	Hager	Moen	Topping
Carden			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Lange moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF SECOND CONFERENCE COMMITTEE ON
SENATE FILE NO. 10

Senator Stoddard called up the following report and moved its adoption:

To the President of the Senate and Speaker of the House:

We, your second conference committee, appointed to consider the differences between the Senate and the House on Senate File No. 10, beg leave to report that we have had the same under consideration and desire to report as follows:

We recommend that the report as made by the first conference committee be adopted, with the following exception:

Amend Section 47 as follows:

Strike lines 68 and 69 and insert in lieu thereof the following:

"68 New Heating and Power Plant, available July 1, 1929....\$80,000.00

69 Available July 1 each of the three succeeding years.....\$90,000.00

B. M. STODDARD

J. O. SHAFF

W. A. CLARK

F. D. ICKIS

GEO. W. CHRISTOPHEL

WM. COCHRANE

JOHN T. HANSEN

O. J. DITTO

WALTER B. RENO

A. H. MOUNCE

F. B. LOMAS

E. J. COLE

On the question, "Shall the conference committee report be adopted and the amendment proposed therein concurred in by the Senate?" the vote was:

Ayes, 40.

Anderson	Clark of	Ickis	Rigby
Baird	Cerro Gordo	Kent	Shaff
Beatty	Clark of Linn	Kimberly	Shane
Bennett	Clark of Marion	Klemme	Stanley
Benson	Clearman	Lange	Stoddard
Bissell	Cochrane	Leonard	Tabor
Blackford	Cole	Lowe	Topping
Brush	Doran	MacDonald	Ulstad
Carden	Gilchrist	Merritt	Wilson of Page
Carroll	Hager	Moen	Wilson of Polk
Christophel			

Nays, 1.

Patterson

Absent or not voting, 8.

Bergman	Brookins	Langfitt	Rogers
Booth	Frailey	McLeland	Thompson

Present, 1.

Gunderson

The conference committee report was adopted, and the amendments therein proposed concurred in.

Senator Stoddard moved that the vote by which the report was adopted by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE MESSAGE CONSIDERED

House File No. 543, a bill for an act to authorize drainage districts to become members of the National Drainage Association and to authorize and provide for the payment of membership fees and dues in such association by said districts.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Baird, the rules were suspended and Senate File No. 31, a bill for an act to permit the board of supervisors, and the trustees of a drainage district, to purchase tax sale certificates for the protection and benefit of drainage and levee districts, and to provide funds for that purpose, returned by the sifting committee, was taken up and considered.

Senator Gilchrist offered the following amendments and moved their adoption:

Amend section one by striking all of lines fifteen (15), sixteen (16), seventeen (17), eighteen (18), and nineteen (19) thereof and by inserting in lieu thereof the following:

"7590-c2. Terms of redemption. Redemption from said tax sale shall be made on such terms as may be agreed upon between such Board of Supervisors or such trustees and the owner of the land involved; but in any case in which the owner of said land will pay as much as fifty per cent of the value of the land at the time of redemption he shall be permitted to redeem. If the parties cannot agree upon such value, either of them may bring an action against the other in the District Court of the County where the land is situated, and the court shall determine the matter. The proceeding shall be triable in equity."

The amendment was adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Anderson	Clark of	Kimberly	Patterson
Baird	Cerro Gordo	Klemme	Rigby
Bennett	Cole	Leonard	Rogers
Bissell	Doran	Lowe	Tabor
Blackford	Gilchrist	McLeland	Topping
Brush	Gunderson	Merritt	Ulstad
Carden	Kent	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 23.

Beatty	Christophel	Hager	Shane
Benson	Clark of Linn	Ickis	Stanley
Bergman	Clark of Marion	Lange	Stoddard
Booth	Clearman	Langfitt	Thompson
Brookins	Cochrane	MacDonald	Wilson of Page
Carroll	Frailey	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark of Marion, Senate File No. 504, a bill for an act to amend section twelve hundred thirty (1230) of the Code, 1927, relating to the examination of mine foremen and hoisting engineers, to fix the fees for the certification of same, and to limit the salary of the secretary of the board of mine examiners, a sifting committee bill, was taken up and considered, the rules having been suspended under which no bill is read the second and third times the same day.

The bill was read for information.

Senator Clark of Marion moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 37.

Anderson	Clark of	Kent	Rigby
Baird	Cerro Gordo	Kimberly	Shaff
Beatty	Clark of Marion	Klemme	Shane
Bennett	Clearman	Lange	Stanley
Benson	Cochrane	Langfitt	Stoddard
Bissell	Cole	Leonard	Tabor
Blackford	Doran	Lowe	Topping
Carden	Gilchrist	Merritt	Wilson of Page
Carroll	Hager	Moen	Wilson of Polk
Christophel	Ickis		

Nays, none.

Absent or not voting, 13.

Bergman	Clark of Linn	MacDonald	Rogers
Booth	Frailey	McLeland	Thompson
Brookins	Gunderson	Patterson	Ulstad
Brush			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clark of Marion moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, House File No. 543, a bill for an act to authorize drainage districts to become members of the National Drainage Association and to authorize and provide for the payment of membership fees and dues in such association by said districts, was taken up and considered, the rules having been suspended by which the bill may not be read the second and third times on the same day.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Anderson	Christophel	Hager	Merritt
Baird	Clark of	Kent	Moen
Bennett	Cerro Gordo	Kimberly	Patterson
Benson	Clark of Marion	Klemme	Rigby
Bissell	Clearman	Lange	Shane
Blackford	Cochrane	Langfitt	Stanley
Brookins	Cole	Leonard	Stoddard
Brush	Doran	Lowe	Topping
Carroll	Gilchrist	MacDonald	Ulstad
	Gunderson	McLeland	Wilson of Page

Nays, none.

Absent or not voting, 12.

Beatty	Carden	Ickis	Tabor
Bergman	Clark of Linn	Rogers	Thompson
Booth	Frailey	Shaff	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Kimberly called up for consideration House File No. 132, amended by the Senate, and moved that the Senate recede from the following amendment:

Amend by adding as Section two (2), the following:

Sec. 2. This act shall also apply to cities acting under Special Charter regardless of population.

On the question, "Shall the Senate recede?" the vote was:

Ayes, 39.

Anderson	Christophel	Gunderson	McLeland
Baird	Clark of	Hager	Moen
Bennett	Cerro Gordo	Ickis	Patterson
Benson	Clark of Linn	Kent	Rigby
Bissell	Clark of Marion	Kimberly	Shaff
Blackford	Clearman	Klemme	Stanley
Booth	Cochrane	Lange	Stoddard
Brookins	Cole	Leonard	Topping
Brush	Doran	Lowe	Ulstad
Carroll	Gilchrist	MacDonald	Wilson of Page

Nays, none.

Absent or not voting, 11.

Beatty	Frailey	Rogers	Thompson
Bergman	Langfitt	Shane	Wilson of Polk
Carden	Merritt	Tabor	

The Senate receded from its amendment to House File No. 132.

Senator Shaff called up for consideration House File No. 293, the Senate amendment to which was amended by the House, and moved that the Senate concur in the following amendment:

Strike out all after the enacting clause and substitute the following:

"Section 1. The Attorney General shall appoint a special assistant attorney general who shall devote his entire time or so much thereof as may be necessary to the legal work of the state highway commission. His compensation and traveling expenses shall be paid from the commission's support fund created by section forty-seven hundred fifty-five-b-thirty-one (4755-b31) of the Code, 1927. Said compensation shall be four thousand (\$4,000.00) Dollars per annum and payable in equal monthly installments.

The highway commission shall provide and furnish a suitable office and library for said special assistant attorney general."

Senator Iekis moved the previous question, which motion prevailed.

On the question "Shall the Senate concur?" the vote was:

Ayes, 11.

Anderson	Brookins	McLeland	Ulstad
Bennett	Gunderson	Patterson	Wilson of Polk
Bissell	Leonard	Thompson	

Nays, 29.

Baird	Clark of	Iekis	Rigby
Benson	Cerro Gordo	Kent	Shaff
Blackford	Clark of Linn	Kimberly	Shane
Booth	Clark of Marion	Klemme	Stoddard
Brush	Clearman	Lange	Tabor
Carden	Cochrane	Lowe	Topping
Carroll	Cole	Merritt	Wilson of Page
	Doran	Moen	

Absent or not voting, 10.

Beatty	Frailey	Langfitt	Rogers
Bergman	Gilchrist	MacDonald	Stanley
Christophel	Hager		

The House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

Senator Shaff moved that the vote by which the Senate refused to concur be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 220, 261, 327, 339, 490, 495, 496, 540.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

HOUSE CONCURRENT RESOLUTION NO. 13 CONSIDERED

Senator Clark of Marion called up for consideration the following resolution and moved its adoption:

Whereas, The United States has established hospitals in various states for the purpose of caring for disabled veterans of the World War; and

Whereas, One of said hospitals was established and is being maintained at Knoxville, Iowa, for veterans of the World War, suffering from mental diseases; and

Whereas, Said hospital was established at Knoxville, Iowa, with accommodations for four hundred fifty (450) patients and on account of the large number of patients in the hospital, five hundred eighty-five patients are now being cared for in said hospital, which results in an over-crowded condition; and

Whereas, There are at least one hundred fifty more veterans of the World War in the State of Iowa suffering from mental diseases and should be cared for at the said hospital, but on account of the lack of facilities are being cared for in various state institutions until such time as accommodations can be afforded for them at said hospitals in Knoxville, Iowa; and

Whereas, There is an urgent necessity for the immediate enlargement of the hospital facilities at Knoxville, Iowa, in order that veterans of the World War may be properly cared for;

Now Therefore Be It Resolved, by the House of Representatives of the General Assembly of Iowa, the Senate concurring, That we hereby recommend to the Congress of the United States at the coming Special Session, to take such action as may be necessary to procure the immediate enlargement of said hospital facilities at Knoxville, Iowa.

Be It Further Resolved, That on the passage of this resolution, the Chief Clerk of the House shall certify a copy thereof to each Representative and Senator from the State of Iowa, and to the Chairman of the Committee on Military Affairs.

The resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 14 CONSIDERED

Senator Patterson called up for consideration the following resolution and moved its adoption:

Whereas, Members of the Forty-third General Assembly may desire to purchase the chairs occupied by them during this session; therefore;

Be It Resolved by the House, the Senate concurring, That such members be permitted to purchase such chairs from the secretary of the executive council at the price of twenty-five dollars (\$25.00), and that the custodian of the state house be instructed to crate such chairs as may be purchased and deliver them to the express office in Des Moines, addressed to the purchasers.

Be It Further Resolved by the House, the Senate concurring, That the Speaker of the House and the President of the Senate, the Sergeant-at-Arms of the House and the Sergeant-at-Arms of the Senate, the Chief Doorkeeper of the House and the Chief Doorkeeper of the Senate be presented with the chairs occupied by them during the session, and that the custodian of the state house be instructed to crate such chairs and deliver them to the express office in Des Moines, addressed to the persons mentioned herein.

The resolution was adopted.

HOUSE AMENDMENT CONSIDERED

Senator Clark of Linn called up for consideration Senate File No. 78, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1), line seven (7), by striking the words "forty-thousand" and inserting in lieu thereof the words and figures "twenty-five thousand one hundred (25,100)".

Further amend said section by adding thereto the following:

"also that section forty-three hundred forty-five (4345) of the Code, 1927, be amended by adding at the end of said section the words 'such ratification shall not be necessary in cities having a population in excess of seventy-five thousand.'"

On the question "Shall the Senate concur?" the vote was:

Ayes, 33.

Baird	Clark of	Kent	Shane
Bissell	Cerro Gordo	Kimberly	Stanley
Blackford	Clark of Linn	Klemme	Tabor
Booth	Clark of Marion	Langfitt	Thompson
Brookins	Cochrane	Leonard	Topping
Carden	Cole	Low	Ulstad
Carroll	Doran	MacDonald	Wilson of Page
Christophel	Hager	Patterson	Wilson of Polk
	Ickis	Rigby	

Nays, none.

Absent or not voting, 17.

Anderson	Brush	Gunderson	Moen
Beatty	Clearman	Lange	Rogers
Bennett	Fralley	McLeland	Shaff
Benson	Gilchrist	Merritt	Stoddard
Bergman			

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

The Senate recessed until the call of the gavel.

The Senate reconvened.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved of the following bills:

Senate File No. 111, relating to statements to be published in certain cities.

Senate File No. 283, relating to primary roads.

Senate File No. 321, making an appropriation to Frank Melka.

Senate File No. 408, authorizing levy by municipalities.

Senate File No. 425, making an appropriation to E. L. Reim-schneider.

Senate File No. 426, making an appropriation to John A. Stewart.

Senate File No. 427, making an appropriation to Twin Lakes Protective association.

Senate File No. 428, making an appropriation to Ralph W. Pabst and Leslie E. Williams.

Senate File No. 429, making an appropriation to the Des Moines Coliseum Company.

Senate File No. 431, making an appropriation to Miss Lillian Bandy.

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned, request a call of the Senate for the remainder of the session:

B. M. STODDARD
GEO. A. WILSON
D. L. WILSON
J. O. SHAFF
GEO. W. CHRISTOPHEL
J. W. KENT
H. B. CARROLL
C. A. BENSON
F. D. ICKIS
C. H. TOPPING
W. E. MCLELAND
WESLEY C. LOWE
F. C. STANLEY
FRANK BISSELL

There being a call of the Senate on file requesting all Senators to be present during the remainder of the session, the roll was called and revealed the presence of all Senators except Senators Gilchrist, Gunderson, Kimberly, Langfitt, Rogers, Shane, Tabor and Wilson of Polk.

Senator Rogers was excused indefinitely. All other Senators were excused for a few minutes.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 226, a bill for an act to provide for the surrender of written evidence of indebtedness to the clerk of court before the judgment thereon is entered of record.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 235, a bill for an act relating to indebtedness that cooperative associations may incur and to the notice of incorporation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 529, a bill for an act to make an appropriation to William J. Hudgel.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 528, a bill for an act to make an appropriation for Mrs. George Robinson.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 443, a bill for an act to make an appropriation to James A. Devitt for legal services in the case of City of Washington vs. Leach, Superintendent of Banking.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 497, a bill for an act to make an appropriation to Charles M. Dutcher and W. E. Mitchell.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 537, a bill for an act to make an appropriation to various veterinarians for services rendered to the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 538, a bill for an act to make an appropriation to various claimants for animals slaughtered on account of bovine tuberculosis.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 539, a bill for an act to make an appropriation to the Clear Lake Electric Light and Power Company, Clear Lake, Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 76, a bill for an act relating to the assessment of property for taxation, to create a state board of assessment and review, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 460, a bill for an act to make an appropriation for the relief of Marjorie Ball.

Also: That the House has concurred in Senate amendment to House File No. 541, a bill for an act to make an appropriation to Minnie E. Johnson and Emma McNulty.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 459, a bill for an act to make an appropriation to the Mutual Old Line Insurance Company of Des Moines, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 445, a bill for an act to make an appropriation to the Farmers Mutual Hail Insurance Association, Des Moines, Iowa, for overpayment of taxes to the Treasurer of State.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 442, a bill for an act to make an appropriation to the Grant Central Lutheran Church of Iowa Falls, Iowa.

Also: That the House insists upon its amendments to Senate amendments to House File No. 293, a bill for an act relating to assistant attorneys general, and the Speaker of the House appointed as Conference Committee on the part of the House, Elliott of Polk, Whiting, Bair and Eckles.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 192, a bill for an act relating to investment of funds of insurance companies other than life.

Also: That the House has amended and concurred in Senate amendments to House File No. 388, a bill for an act referring to the salary of the members of the Highway Commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 471, a bill for an act to make an appropriation to Ralph J. Shaw.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 473, a bill for an act to make an appropriation to Joseph Roy Collins.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 472, a bill for an act to make an appropriation to James L. Armstrong.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 470, a bill for an act to make an appropriation to Dr. Craig M. Work.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 469, a bill for an act to make an appropriation to George Burger.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 150, a bill for an act relating to the speed of motor vehicles on the highways.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 190, a bill for an act to make an appropriation for the Iowa Academy of Science.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 417, a bill for an act relating to the speed of vehicles within cities and towns, to prohibit the obstruction of extensions of primary roads within cities and towns, to prohibit the erection or maintenance of traffic signs or signals inconsistent with law and to provide penalties therefor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 492, a bill for an act to make an appropriation to the Jaeger Manufacturing Company.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 417

Amend Senate File No. 417 by adding as section 8-a the following:

"8-a. The provisions of sections six (6) and seven (7) as concerns the erection and maintenance of stop and go signals shall not apply to cities with a population of four thousand (4,000) or over where said signals are situated within business districts of said city."

HOUSE AMENDMENTS TO SENATE FILE NO. 76

Amend Senate File No. 76 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Creation of board. There is hereby created a board composed of three members, to be designated as the State Board of Assessment and Review.

Sec. 2. Appointment. The members of said board shall be appointed by the executive council with the consent of two-thirds of the Senate in executive session.

Sec. 3. Qualifications. The persons appointed as members of said board shall be such as possess knowledge of the subject of taxation and skill in matters pertaining thereto, one of whom shall be a practical farmer actually engaged in farming. Not more than two members of said board shall belong to the same political party.

Sec. 4. Prohibitions. No person appointed as a member of said board shall, while holding such office, hold any other office under the laws of the United States or of this state or of any other state. Each member of said board shall devote his entire time to the duties of his office and shall not hold any position of profit, engage in any occupation or business interfering with or inconsistent with his duties, or serve on or under any committee of any political party or contribute to the campaign fund of any person or political party.

Sec. 5. Tenure of office. Each full-time member shall serve for six (6) years from the last Monday in February of the year of appointment.

Sec. 6. Full-time appointments. On or before January 31, 1931, and on or during a corresponding time each two (2) years thereafter, the executive council shall appoint a member of said board to succeed the member who will retire on the last Monday of February following.

Sec. 7. Vacancies. In case of a vacancy, it shall be filled by appointment by the executive council for the unexpired portion of the term in which such vacancy shall occur, with the consent of two-thirds of the members of the Senate in executive session. If such appointment be made when the general assembly is not in regular session, the appointee shall hold his office until the first Monday in February during the next biennial session of the general assembly, when, if such appointment is not confirmed by the Senate, the office shall become vacant, and on or before the last Monday of the same month, the executive council, with the consent of two-thirds of the members of the Senate in executive session, shall appoint a suitable person to fill such vacancy for the unexpired term. A person appointed to fill a vacancy shall take his office immediately upon qualifying.

Sec. 8. Each member of said board shall receive a salary of four thousand dollars (\$4,000.00) a year, payable in the same manner as the salaries of other state officers.

Sec. 9. The board shall elect one of its members to serve as chairman of the board for a period of one year, who shall sign on behalf of the board all orders, subpoenas, warrants, and other documents of like character issued by the board. The board may elect a vice chairman who shall act in the absence or inability of the chairman to act.

Sec. 10. Office—Quorum—Sessions. Said board shall have its office at the seat of government of this state. A majority of said board shall constitute a quorum for the transaction of business. The board shall be deemed to be in continuous session and open for the transaction of business every day except Sundays and legal holidays, and the session of said

board shall stand and be deemed to be adjourned from day to day without formal entry thereof on its record.

Sec. 11. Meetings. The board may hold sessions in conducting investigations at any place within the state when deemed necessary to facilitate and render more thorough the performance of its duties, and for that purpose one member may conduct the same but shall submit a written report of proceedings in writing to the board for its findings.

Sec. 12. Secretary. The board may appoint a secretary at a salary not to exceed three thousand dollars (\$3,000.00) per annum, and may employ such other assistants as may be authorized by the executive council, and fix their compensation, which shall be paid as the compensation of other state employees.

Sec. 13. Duties of secretary. The secretary shall cause to be kept full and correct minutes of all hearings, transactions and proceedings of said board and shall perform such other duties as may be required.

Sec. 14. Rules and regulations. The board shall have power to establish all needful rules not inconsistent with law for the orderly and methodical performance of its duties, and to require the observance of such rules by those having business with or appearing before said board.

Sec. 15. Seal. The board shall have an official seal, and orders or other papers executed by it may, under its direction, be attested, with its seal affixed, by the secretary.

Sec. 16. Supplies. The board shall be provided, in the same manner as other state officers, with suitable rooms, necessary office furniture, supplies, stationery, postage, books, periodicals, and maps, and all other articles necessary for the use of the board, its secretary, and other employees in the performance of their duties, and all necessary expenses shall be audited and paid as other state expenses are audited and paid.

Sec. 17. Expenses. The members of the board, secretary and assistants shall be entitled to receive from the state their actual necessary expenses while traveling on the business of the board; such expenditures to be sworn to by the party who incurred the expense, and approved by a majority of the members of the board, and allowed by the board of audit. Provided, however, that no such expense shall be allowed the members, the secretary or employees of the board while in the city of Des Moines or traveling between their homes and the city of Des Moines.

Sec. 18. Powers. In addition to the powers and duties transferred to the State Board of Assessment and Review, said board shall have and assume the following powers and duties:

(1) To have and exercise general supervision over the administration of the assessment and tax laws of the state, over boards of supervisors and all other officers or boards of assessment and levy in the performance of their official duties, in all matters relating to assessments and taxation, to the end that all assessments of property and taxes levied thereon be made relatively just and uniform in substantial compliance with law.

(2) To prescribe and promulgate all forms of books and forms to be used in the listing and assessment of property, and on or before November first of each year shall furnish to the county auditor of each county such prescribed forms of assessment rolls and other forms to properly list and assess all property subject to taxation in each county. It shall also from time to time prepare and furnish in like manner forms for any and all other blanks, memoranda or instructions which it deems necessary or expedient for the use or guidance of any of the officers over which it is authorized by law to exercise supervision.

(3) To confer with, advise and direct boards of supervisors, boards of review and others obligated by law to make levies and assessments, as to their duties under the laws.

(4) To direct proceedings, actions and prosecutions to be instituted for the enforcement of the laws relating to the penalties, liabilities and punishment of public officers, and officers or agents of corporations, and other persons or corporations, for failure or neglect to comply with the provisions of the statutes governing the return, assessment and taxation of property; to make or cause to be made complaints against members of boards of review, boards of supervisors or other assessing, reviewing or taxing officers for official misconduct or neglect of duty.

(5) To require city, town, township, school districts, county, state or other public officers to report information as to the assessment of property and collection of taxes and such other information as may be needful or desirable in the work of the board in such form and upon such blanks as the board may prescribe.

(6) To hold public hearings either at the seat of government or elsewhere in the state, and tax the costs thereof; to summon and compel witnesses to appear and give testimony, to administer oaths to said witnesses, and to compel said witnesses to produce for examination records, books, papers and documents relating to any matter which the board shall have the authority to investigate or determine. Provided, however, that no bank or loan and trust company or its officers or employees shall be required to divulge knowledge concerning the property of any person when such knowledge was obtained through information imparted as a part of a business transaction with or for such person and in the usual and ordinary course of business of said bank or loan and trust company, and was necessary and proper to the discharge of the duty of said bank or loan and trust company in relation to such business transaction. This proviso shall be additional to other provisions of the law relating to confidential and privileged communications.

(7) To cause the depositions of witnesses residing within or without the state, or absent therefrom, to be taken either on written or oral interrogatories, and the clerk of the district court of any county shall upon the order of the board issue a commission for the taking of such depositions. The proceedings therefor shall be the same as the proceeding for the taking of depositions in the district court so far as applicable.

(8) To investigate the work and methods of boards of review, boards of supervisors or other public officers, in the assessment, equalization and taxation of all kinds of property, and for that purpose the board, and members or employees thereof may visit the counties or localities when deemed necessary so to do.

(9) To require any county board of equalization at any time after its adjournment to reconvene and to make such orders as the State Board of Assessment and Review shall determine are just and necessary; to direct and order the county board of equalization to raise or lower the valuation of the property, real or personal, in any township, town, city or taxing district, to order and direct any county board of equalization to raise or lower the valuation of any class or classes of property in any township, town, city or taxing district, and generally to make any order or direction to any county board of equalization as to the valuation of any property, or any class of property, in any township, town, city, county or taxing district, which in the judgment of the board may seem just and necessary, to the end that all property shall be valued and assessed in the manner and according to the real intent of the law.

(10) To carefully examine into all cases where evasion or violation of the law for assessment and taxation of property is alleged, complained of, or discovered, and to ascertain wherein existing laws are defective or are improperly or negligently administered, and cause to be instituted such proceedings as will remedy improper or negligent administration of the laws relating to the assessment or taxation of property.

(11) To make a summary of the tax situation in the state, setting out the amount of moneys raised by both direct and indirect taxation; and also to formulate and recommend legislation for the better administration of the fiscal laws so as to secure just and equal taxation. To recommend such additions to and changes in the present system of taxation that in its judgment is for the best interest of the state and will eliminate the necessity of any millage levy for state purposes.

(12) To transmit biennially to the governor and to each member and member-elect of the legislature, thirty days before the meeting of the legislature, the report of the board, covering the subject of assessment and taxation, the result of the investigation of the board, its recommendations for improvement in the system of taxation in the state, together with such measures as may be formulated for the consideration of the legislature.

(13) To publish in pamphlet form the revenue laws of the state and distribute them to the county auditors, assessors, and boards of review.

(14) To procure in such manner as the board may determine any information pertaining to the discovery of property which is subject to taxation in this state, and which may be obtained from the records of another state, and may furnish to the board of proper officers of another state, any information pertaining to the discovery of property which is subject to taxation in such state as disclosed by the records in this state.

(15) To call upon any state department or institution for technical

advise and data which may be of value in connection with the work of assessment and taxation.

Sec. 19. Duties of public officers. It shall be the duty of all public officers of the state and of all municipalities to give to the board information in their possession relating to taxation when required by the board, and to cooperate with and aid the board in its efforts to secure a fair, equitable and just enforcement of the taxation and revenue laws.

Sec. 20. Counsel. It shall be the duty of the Attorney General and of the county attorneys in their respective counties to commence and prosecute actions, prosecutions and complaints, when so directed by the board and to represent the board in any litigation in which it may become involved in the discharge of its duties.

Sec. 21. Actions. The board may bring actions of mandamus or injunction or any other proper actions in the district court or before any judge thereof, to compel the performance of any order made by said board or to require any board of equalization or any other officer or person to perform any duty required by this act. Said board shall select the district court in the county which is most accessible to the subject matter, and the defendant or defendants in any such action; but no removal of the question to any other county shall be had by any defendant in consequence of his not being a resident of the county where the action is brought or because the subject matter shall not be located in the county in which said action may be brought.

Sec. 22. Administration of oaths. Each member of the board and each employee thereof when duly authorized by the board shall have the power to administer all oaths authorized and required under the provisions of this act.

Sec. 23. Service of orders. Any sheriff, constable, or other person may serve any subpoena or order issued under the provisions of this act.

Sec. 24. Fees and mileage. The fees and mileage of witnesses attending any hearing of the board, pursuant to any subpoena, shall be the same as those of witnesses in civil cases in district court.

Sec. 25. The term "executive council", and the term "council" when such terms are used in lieu of the term "executive council", is hereby stricken from chapters three hundred thirty-six (336) to three hundred forty-one (341), inclusive, and from chapter three hundred forty-one-A one (341-a1), Code, 1927, and the term "State Board of Assessment and Review" or "State Board" as the context may require is inserted in lieu thereof, and all pronouns in said chapters which now refer to said words "executive council" or to said word "council" are hereby coordinated with the change herein made.

Sec. 26. Supplies, etc. Section three hundred two (302), Code, 1927, is amended by inserting therein as a numbered paragraph, the following words, to-wit:

39. "State board of assessment and review".

Sec. 27. Criminating questions. Section eleven thousand two hundred sixty-eight (11268), Code, 1927, is amended by adding thereto the following, to-wit:

"16. In any action, proceeding, investigation or hearing instituted or held by the state board of assessment and review."

Sec. 28. Repeal and interpretative clause. All laws or parts of laws in conflict herewith are hereby repealed. If any clause, sentence, paragraph or part of this chapter, shall, for any reason, be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this chapter, but shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Sec. 28-a. Chapter three hundred forty-three (343) of the Code, 1927, is amended by inserting as section 7132-c1, 7132-c2, 7132-c3, and 7132-c4, the following:

7132-c1. Appeal to County Board of Review. Appeals may be taken from the action of local Board of Review with reference to such complaint to the County Board of Review by filing with the local board a notice of appeal, and a duplicate thereof with the county board, within ten days after final adjournment of the local board, which notice shall specify the actual complaint of and the reasons assigned for such complaint.

7132-c2. The board of supervisors shall constitute a County Board of Appeal, and shall sit and act as such board at their regular meeting in May and shall adjourn as such board from time to time until all such appeals have been heard.

7132-c3. The county board may require the local board to certify the minutes of the proceedings resulting in such action and may affirm, reverse or modify the findings and decision of the local board.

7132-c4. The clerk of the county board shall transmit to the local board a statement of the findings and decision of the county board, and a statement of the changes made by the county board in the assessment complained of.

Sec. 28-b. Section seventy-one hundred thirty-two (7132), Code of 1927, is further amended by striking from line fifteen (15) the word "final."

TEMPORARY PROVISIONS

Sec. 29. First board. The executive council shall appoint the first three (3) members of said board, and shall, in the separate appointments, so designate the term of office of each appointee that, one will serve until the last Monday in February, 1931, one will serve until the last Monday in February, 1933, and one will serve until the last Monday in February, 1935. Said appointees shall qualify at once and organize as a board as soon as possible.

Sec. 30. The said first board shall possess and exercise all the rights, powers and duties of a regular full time board.

Sec. 31. Transfer of certain powers and duties of State Executive Council. All the powers heretofore vested in, and all the duties imposed upon the Executive Council of the State of Iowa as a state board of review or in relation to the valuation of property or property rights for taxation, the levy or assessment of taxes on property or property rights, the determination of tax rates for state purposes, and any and all powers pertaining to the taxation of property and property rights of whatsoever kind, are hereby transferred to the State Board of Assessment and Review.

Sec. 32. At the time of the organization of said board, the executive council shall transfer to the said board all records, books, papers, documents and memoranda pertaining to the assessment or equalization of property and taxation thereof; and all proceedings, hearings or other matters then pending before said executive council and pertaining to the assessment, equalization or taxation of property shall be continued, carried on and completed by and before said board. In like manner and upon the completion of its organization, the auditor of state shall forthwith deliver to the board all records, books, papers, documents and memoranda in his possession relating to the assessment and collection of taxes, and all of the powers and duties of the auditor of state with relation to the assessment and collection of taxes under the provisions of law existing at the time of the passage of this act shall at once vest in and be exercised by the said board.

Sec. 33. Appropriation. There is hereby appropriated from any money in the state treasury not otherwise appropriated such sum as may be necessary to pay the salaries and expenses resulting from the carrying out of this act until June 30, 1931.

Sec. 34. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Cedar Rapids Tribune, a newspaper published at Cedar Rapids, Iowa, and the Ottumwa Courier, a newspaper published at Ottumwa, Iowa.

Further amend said bill by striking the title and inserting in lieu the following:

"A Bill for an Act relating to the assessment of property for taxation, to create a state board of assessment and review, to define the powers, rights, and duties of said board and of the officers thereof, and of other public officers with reference to said subject matter, to amend Chapters three hundred thirty-six (336) to three hundred forty-one (341), and three hundred forty-one-A one (341-a1), Code of 1927, inserting the term "board" in lieu of terms "executive council", to amend section three hundred two (302) of the Code, 1927, relating to supplies for public officers, to amend section eleven thousand two hundred sixty-eight (11268) of the Code, 1927, relating to criminating questions in the examination of witnesses, to amend section seventy-one hundred thirty-two (7132) of the

Code, 1927, relating to board of review by providing for appeal from local boards of review and to amend chapter three hundred forty-three (343) of the Code, 1927, by adding thereto sections 7132-c1, 7132-c2, 7132-c3, and 7132-c4, relating to county boards of appeal and prescribing method of appeal thereto, to transfer to the board herein created the duties of the executive council insofar as the duties of said council relate to the assessment of property for taxation, including the assessment of public utilities, to transfer to the board the powers and duties of the Auditor of State insofar as the same relate to assessment and taxation of property, to coordinate existing statutes with this act, and to make an appropriation for the purpose of carrying out the provisions of this act.

HOUSE AMENDMENT TO SENATE FILE NO. 192

Amend section one, subsection six (6), line one (1), by striking the word "twenty-five" and inserting in lieu thereof the word "twenty".

Also, amend section one, subsection six (6), lines six (6) and seven (7), by striking the words and figures "twenty-five per cent (25%)" and inserting in lieu thereof the words and figures "ten per cent (10%)".

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE NO. 388

Amend Senate amendment by changing the period (.) at the end thereof to a comma (,) and adding the following:

"and inserting in lieu thereof the word 'necessary'."

HOUSE MESSAGES CONSIDERED

House File No. 529, a bill for an act to make an appropriation to William J. Hudgel.

Read first and second times and referred to committee on appropriations.

House File No. 528, a bill for an act to make an appropriation to Mrs. George Robinson.

Read first and second times and referred to committee on appropriations.

House File No. 537, a bill for an act to make an appropriation to various veterinarians for services rendered to the state.

Read first and second times and referred to committee on appropriations.

House File No. 538, a bill for an act to make an appropriation to various claimants for animals slaughtered on account of bovine tuberculosis.

Read first and second times and referred to committee on appropriations.

House File No. 539, a bill for an act to make an appropriation to the Clear Lake Electric Light and Power Company, Clear Lake, Iowa.

Read first and second times and referred to committee on appropriations

HOUSE AMENDMENTS CONSIDERED

Senator Bergman called up for consideration Senate File No. 318, amended by the House, and moved that the Senate concur in the following amendment:

Amend section three (3), line three (3), by striking the words and figures "Twenty Thousand (\$20,000.00) Dollars" and inserting in lieu thereof the words and figures "Ten Thousand (\$10,000.00) Dollars".

On the question "Shall the Senate concur?" the vote was:

Ayes, 36.

Baird	Carroll	Frailey	Merritt
Bennett	Christophel	Hager	Moen
Benson	Clark of	Ickis	Patterson
Bergman	Cerro Gordo	Klemme	Rigby
Bissell	Clark of Linn	Lange	Shane
Blackford	Clark of Marion	Leonard	Stanley
Booth	Cochrane	Lowe	Topping
Brookins	Cole	MacDonald	Ulstad
Brush	Doran	McLeland	Wilson of Page
Carden			

Nays, none.

Absent or not voting, 14.

Anderson	Gunderson	Rogers	Tabor
Beatty	Kent	Shaff	Thompson
Clearman	Kimberly	Stoddard	Wilson of Polk
Gilchrist	Langfitt		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senators Shane, Kimberly, Langfitt and Wilson of Polk appeared in the Senate chamber.

THIRD READING OF BILLS

On motion of Senator Moen, House File No. 529, a bill for an act to make an appropriation to William J. Hudgel, was taken up and considered, the rules having been suspended by which no bill may be read the second and third times the same day.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Anderson	Christophel	Hager	Merritt
Baird	Clark of	Ickis	Moen
Beatty	Cerro Gordo	Kent	Rigby
Bennett	Clark of Linn	Kimberly	Shaff
Benson	Clark of Marion	Klemme	Shane
Bissell	Clearman	Lange	Stanley
Blackford	Cochrane	Langfitt	Stoddard
Booth	Cole	Leonard	Ulstad
Brookins	Doran	Lowe	Wilson of Page
Brush	Gunderson	McLeland	Wilson of Polk
Carden			

Nays, 1.

Frailey

Absent or not voting, 9.

Bergman	MacDonald	Rogers	Thompson
Carroll	Patterson	Tabor	Topping
Gilchrist			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senators Gilchrist and Tabor appeared in the Senate chamber and the call was declared complete.

On motion of Senator Moen, House File No. 528, a bill for an act to make an appropriation to Mrs. George Robinson, was taken up and considered, the rules having been suspended under which no bill may be read a second and third time on the same day.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Anderson	Carroll	Hager	Patterson
Baird	Christophel	Ickis	Rigby
Beatty	Clark of	Kent	Shaff
Bennett	Cerro Gordo	Kimberly	Shane
Benson	Clark of Linn	Klemme	Stanley
Bergman	Clark of Marion	Lange	Stoddard
Bissell	Clearman	Langfitt	Tabor
Blackford	Cochrane	Leonard	Thompson
Booth	Cole	Lowe	Topping
Brookins	Doran	McLeland	Ulstad
Brush	Gilchrist	Merritt	Wilson of Page
Carden	Gunderson	Moen	Wilson of Polk

Nays, 2.

Frailey	MacDonald
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Absent or not voting, 1.

Rogers

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 538, a bill for an act to make an appropriation to various claimants for animals slaughtered on account of bovine tuberculosis, was taken up and considered, the rules having been suspended under which no bill may be read a second and third time on the same day.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Anderson	Carroll	Hager	Shaff
Baird	Christophel	Kent	Shane
Beatty	Clark of	Kimberly	Stanley
Bennett	Cerro Gordo	Klemme	Stoddard
Benson	Clark of Linn	Lange	Tabor
Bergman	Clearman	Langfitt	Thompson
Bissell	Cochrane	Leonard	Topping
Booth	Cole	MacDonald	Ulstad
Brookins	Doran	Merritt	Wilson of Page
Brush	Gilchrist	Moen	Wilson of Polk
Carden	Gunderson		

Nays, 1.

Ickis

Absent or not voting, 7.

Blackford	Lowe	Patterson	Rogers
Clark of Marion	McLeland	Rigby	

Present, 1.

Frailey

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, House Joint Resolution No. 9, a joint resolution providing for the appointment of a joint committee of the House and Senate of the Forty-third General Assembly for the purpose of proposing legislation calculated to raise the state revenue by means other than by a millage property tax, and to report to this or the next regular or special session of the General Assembly of the State of Iowa, was taken up and considered, the rules having been suspended under which no bill may be read the second and third times on the same day.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking all after the enacting clause, and substituting in lieu thereof the following:

Section 1. That a special tax committee of members of the House of Representatives and the Senate of the Forty-third General Assembly consisting of six (6) members, be appointed, three (3) of whom shall be appointed by the Speaker of the House of Representatives from the members, two (2) from the majority party and one (1) from the minority party of the House of Representatives, and three (3) of whom shall be appointed by the Lieutenant Governor, President of the Senate, from the members, two (2) from the majority party and one (1) from the minority party of the Senate, whose duty it shall be in conjunction with the tax commission to collect information and formulate the tax system which will provide the State revenue without direct property millage levy and to make a written report and recommendation to the tax commission which board shall then formulate the proposed legislation and report at the next regular or special session of the legislature; that such committee be given authority to employ stenographic and clerical help, call as witnesses the heads of departments of the state and others, and confer with tax specialists; that unless such report can be submitted and such legislation adopted at the present session, the Governor be requested to call a special session of the legislature for such purpose.

Sec. 2. There is hereby appropriated out of any funds in the state treasury not otherwise appropriated, the sum of twenty-five hundred dollars (\$2,500.00), or so much thereof as may be necessary to pay the expenses of the committee provided for in Section one (1) hereof, in making the investigation and preparing the report required herein.

Senator Patterson offered the following amendment to the amendment and moved its adoption:

Amend by striking from lines 5 and 6 and from lines 9 and 10, the words and figures, "two (2) from the majority party and one (1) from the minority party".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

By unanimous consent on request of Senator Gilchrist, the words "tax commission" were stricken from lines 11 and 14, of section 1, and the words "state board of assessment and review" were inserted in lieu thereof.

Also the word "commission" was stricken from line 15 of section 1 and the word "board" inserted in lieu thereof.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the resolution pass?" the vote was:

Ayes, 45.

Anderson	Carroll	Gunderson	McLeland
Baird	Christophel	Hager	Merritt
Beatty	Clark of	Ickis	Patterson
Bennett	Cerro Gordo	Kent	Rigby
Benson	Clark of Linn	Kimberly	Shaff
Bergman	Clark of Marion	Klemme	Shane
Bissell	Clearman	Lange	Stanley
Blackford	Cochrane	Langfitt	Tabor
Booth	Cole	Leonard	Topping
Brookins	Doran	Lowe	Wilson of Page
Brush	Frailey	MacDonald	Wilson of Polk
Carden	Gilchrist		

Nays, none.

Absent or not voting, 5.

Moen	Stoddard	Thompson	Ulstad
Rogers			

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

COMMITTEE TO VISIT SPIRIT LAKE

The President appointed as the committee to investigate Spirit Lake, under Senate Joint Resolution No. 9, Senators Rigby, Stoddard and Cole.

By unanimous consent on his own request, Senator Shane was excused for 4½ minutes.

Senator Benson called up for consideration Senate File No. 76, amended by the House, and moved that the Senate concur in the House amendments as previously printed in today's journal on page 1488.

Senator Benson offered the following amendments to the House amendments and moved their adoption:

Amend Section 2 by striking out of line 2 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

Amend Section 6 by striking out of line 3 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

Also amend Section 7 by striking out of line 2 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

Also amend Section 7 by striking out of line 10 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

Also amend Section 29 by striking from line 1 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

On the question "Shall the amendments be adopted?" the vote was:

Ayes, 33.

Baird	Christophel	Hager	Rigby
Beatty	Clark of	Iekis	Shaff
Benson	Cerro Gordo	Kent	Shane
Bergman	Clark of Linn	Lange	Stanley
Bissell	Clark of Marion	Langfitt	Stoddard
Blackford	Clearman	Lowe	Thompson
Booth	Cochrane	McLeland	Topping
Brush	Cole	Merritt	Wilson of Page
Carden	Gilchrist		

Nays, 15.

Anderson	Doran	Klemme	Patterson
Bennett	Frailey	Leonard	Tabor
Brookins	Gunderson	MacDonald	Ulstad
Carroll	Kimberly		Wilson of Polk

Absent or not voting, 2.

Moen Rogers

The amendments to the amendment were adopted.

Senator Benson offered the following amendments and moved their adoption:

Amend Section 3 by striking from lines 3 and 4 the following:

"One of whom shall be a practical farmer actually engaged in farming."

Amend Section 8 by striking out of line 2 thereof the words and figures "four thousand dollars (\$4,000.00)" and inserting in lieu thereof the words and figures "forty-five hundred dollars (\$4500.00)".

Amend Section 28-a by striking from line 12 thereof the word "appeal" and inserting in lieu thereof the word "review".

Amend Section 18 by inserting the word "of" between the words "business" and "said" in line 11 of subsection 6.

Further amend said Senate File No. 76 as amended by the House by adding thereto as Section 28-c the following:

"Sec. 28-c. Section seventy-one hundred thirty-three (7133), Code of 1927, is hereby amended by striking out of line 2 thereof the word "board" and inserting in lieu thereof the words "County Board of Review."

- Amend said Senate File No. 76 as amended by the House by striking out Section 16 thereof and by renumbering all of the succeeding sections.

The amendments were adopted.

Senator Clark of Linn offered the following amendment to the title and moved its adoption:

Amend the title to Senate File No. 76 by striking out lines 6, 7, and 8 of said title and inserting in lieu thereof the following:

"(336) to three hundred forty-one (341), both inclusive, and also Chapter three hundred forty-one A-one (341-a1), Code of 1927, inserting the term "State Board of Assessment and Review" or "State Board" in lieu of the terms "Executive Council" or "Council".

Also to amend said title by striking out line 17 thereof and inserting in lieu thereof the following:

"and 7132-c-4, and by amending Section seven thousand one hundred thirty-three (7133), of the Code of 1927, relating to County Boards of Review and prescribing methods of appeal thereto and of appeal from said County Board of Review to the District Court."

The amendment to the title was adopted.

On the question "Shall the Senate concur in the House amendments, as amended?" the vote was:

Ayes, 35.

Baird	Clark of	Ickis	Rigby
Benson	Cerro Gordo	Kent	Shane
Bergman	Clark of Linn	Lange	Stanley
Bissell	Clark of Marion	Langfitt	Stoddard
Blackford	Clearman	Lowe	Tabor
Booth	Cochrane	MacDonald	Thompson
Brush	Cole	McLeland	Topping
Carden	Gunderson	Moen	Wilson of Page
Christophel	Hager	Patterson	Wilson of Polk

Nays, none.

Absent or not voting, 14.

Anderson	Carroll	Klemme	Rogers
Beatty	Doran	Leonard	Shaff
Bennett	Gilchrist	Merritt	Ulstad
Brookins	Kimberly		

Present, 1.

Frailey

The House amendment, as amended, having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Benson moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Wilson of Polk called up for consideration Senate File No. 192, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one, subsection six (6), line one (1), by striking the word "twenty-five" and inserting in lieu thereof the word "twenty".

Also, amend said section, subsection six (6), lines six (6) and seven (7), by striking the words and figures "twenty-five per cent (25%)" and inserting in lieu thereof the words and figures "ten per cent (10%)".

On the question "Shall the Senate concur?" the vote was:

Ayes, 35.

Anderson	Carden	Hager	Rigby
Baird	Christophel	Kent	Shaff
Bennett	Clark of	Kimberly	Shane
Benson	Cerro Gordo	Lange	Stanley
Bergman	Clark of Linn	Langfitt	Stoddard
Blackford	Clark of Marion	Leonard	Tabor
Booth	Clearman	Lowe	Topping
Brookins	Cochrane	McLeland	Wilson of Page
Brush	Cole	Moen	Wilson of Polk

Nays, 1.

Doran

Absent or not voting, 14.

Beatty	Gilchrist	MacDonald	Rogers
Bissell	Gunderson	Merritt	Thompson
Carroll	Ickis	Patterson	Ulstad
Frailey	Klemme		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Shaff called up for consideration House File No. 388, the Senate amendment to which was amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate amendment by changing the period (.) at the end thereof to a comma (,) and adding the following: "and inserting in lieu thereof the word 'necessary'".

On the question "Shall the Senate concur?" the vote was:

Ayes, 33.

Baird	Carden	Ickis	Rigby
Beatty	Christophel	Kent	Shaff
Bennett	Clark of	Kimberly	Shane
Benson	Cerro Gordo	Klemme	Stanley
Bergman	Clearman	Lange	Stoddard
Bissell	Cochrane	Leonard	Tabor
Blackford	Cole	Lowe	Topping
Booth	Gilchrist	Moen	Wilson of Page
Brush	Hager		

Nays, none.

Absent or not voting, 17.

Anderson	Doran	MacDonald	Rogers
Brookins	Frailey	McLeland	Thompson
Carroll	Gunderson	Merritt	Ulstad
Clark of Linn	Langfitt	Patterson	Wilson of Polk
Clark of Marion			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Shaff moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the Conference Committee report on Senate File No. 10, a bill for an act to establish the general fund for the State of Iowa for the biennium beginning July 1, 1929, and ending June 30th, 1931.

A. C. GUSTAFSON, *Chief Clerk.*

By unanimous consent on his own request, Senator Benson was excused for 10 minutes.

APPOINTMENT OF CONFERENCE COMMITTEE ON H. F. NO. 293

The President appointed as conference committee on the part of the Senate on House File No. 293, Senators Shaff, Wilson of Page, Topping and Bennett.

THIRD READING OF BILLS

On motion of Senator Moen, House File No. 537, a bill for an act to make an appropriation to various veterinarians for services

rendered to the state, was taken up and considered, the rules having been suspended by which no bill may be read a second and third time on the same day.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 45.

Anderson	Christophel	Kent	Rigy
Baird	Clark of	Kimberly	Shaff
Beatty	Cerro Gordo	Klemme	Shane
Bennett	Clark of Linn	Lange	Stanley
Bergman	Clark of Marion	Langfitt	Stoddard
Bissell	Clearman	Leonard	Tabor
Blackford	Cochrane	Low	Thompson
Booth	Cole	MacDonald	Topping
Brookins	Gilchrist	McLeland	Ulstad
Brush	Gunderson	Moen	Wilson of Page
Carden	Hager	Patterson	Wilson of Polk
Carroll	Ickis		

Nays, none.

Absent or not voting, 4.

Benson	Doran	Merritt	Rogers
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Present, 1.

Frailey

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Moen, House File No. 539, a bill for an act to make an appropriation to the Clear Lake Electric Light and Power Company, Clear Lake, Iowa, was taken up and considered, the rules having been suspended under which no bill may be read the second and third times on the same day.

The bill was read for information.

Senator Moen moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 39.

Anderson	Beatty	Bergman	Blackford
Baird	Benson	Bissell	Booth

Brookins	Cochrane	Klemme	Patterson
Carden	Cole	Lange	Rigby
Carroll	Doran	Langfitt	Shane
Christophel	Gilchrist	Leonard	Stanley
Clark of	Gunderson	Lowe	Stoddard
Cerro Gordo	Hager	MacDonald	Thompson
Clark of Linn	Kent	McLeland	Ulstad
Clearman	Kimberly	Moen	Wilson of Polk

Nays, 2.

Frailey Ickis

Absent or not voting, 8.

Bennett	Clark of Marion	Rogers	Topping
Brush	Merritt	Shaff	Wilson of Page

Present, 1.

Tabor

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Wilson of Polk moved that the Printing Board be instructed to send seventy-five (75) copies of Senate File No. 169, as passed by the Senate and House, to each of the county auditors of this state for distribution among the Boards of Supervisors and Township Trustees of said counties.

Senator Lange moved to amend the motion by providing that 25 copies be sent to each of the Senators at their home address.

The amendment was adopted.

The motion prevailed.

Senator Stoddard moved that a vote of thanks be extended to the Western Union Telegraph Company in appreciation of the services rendered the Forty-third General Assembly in furnishing the daily livestock and grain market quotations.

The motion prevailed.

Senator Wilson of Polk moved that a vote of thanks be extended to the Press for the fair and impartial reports of the sessions of the Senate.

The motion prevailed.

The Senate recessed until the call of the gavel.

The Senate reconvened.

THIRD READING OF BILLS

On motion of Senator Stoddard, Senate File No. 506, a bill for an act to make an appropriation to Stipp, Perry, Bannister & Starzinger, and Senneff, Bliss, Witwer & Senneff, for legal services, was taken up and considered, the rules having been suspended by which a bill may not be read a second and third time on the same day.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking from lines 3 and 4 of section 1 the words and figures "nine thousand two hundred ten and 20/100 dollars (\$9210.20)" and inserting in lieu thereof the words and figures "seven thousand five hundred and 00/100 dollars (\$7500.00)".

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Christophel	Gilchrist	Merritt
Beatty	Clark of	Ickis	Rigby
Benson	Cerro Gordo	Kent	Rogers
Bergman	Clark of Linn	Kimberly	Shaff
Blackford	Clearman	Klemme	Shane
Booth	Cochrane	Langfitt	Stoddard
Brookins	Cole	Leonard	Topping
Brush	Doran	Lowe	Ulstad
Carden	Frailey	McLeland	Wilson of Polk

Nays, 1.

Bissell

Absent or not voting, 14.

Anderson	Gunderson	Moen	Tabor
Bennett	Hager	Patterson	Thompson
Carroll	Lange	Stanley	Wilson of Page
Clark of Marion	MacDonald		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENT CONSIDERED

Senator Shaff called up for consideration Senate File No. 417, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File No. 417 by adding as section 8-a the following:

"8-a. The provisions of sections six (6) and seven (7) as concerns the erection and maintenance of stop and go signals shall not apply to cities with a population of four thousand (4,000) or over where said signals are situated within business districts of said city."

On the question "Shall the Senate concur?" the vote was:

Ayes, 36.

Baird	Clark of	Ickis	Rogers
Benson	Cerro Gordo	Kent	Shaff
Bergman	Clark of Linn	Kimberly	Shane
Bissell	Clearman	Klemme	Stoddard
Blackford	Cochrane	Leonard	Tabor
Booth	Cole	Lowe	Topping
Brookins	Doran	MacDonald	Ulstad
Brush	Frailey	McLeland	Wilson of Page
Carden	Gilchrist	Merritt	Wilson of Pcia
Christophel			

Nays, none.

Absent or not voting, 14.

Anderson	Clark of Marion	Langfitt	Rigby
Beatty	Gunderson	Moen	Stanley
Bennett	Hager	Patterson	Thompson
Carroll	Lange		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 9, 160, 226, 227, 252, 262, 276, 279, 392, 427, 429, 501, 531, and

Senate Files Nos. 164, 253, 311, 256, 390, 415, 475, 482, 181, 416, 33, 40, 94, 139, 250, 251, 252, 254, 290, 328, 351, 397, 412, 424, and S. J. R. No. 9.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 181, 416, 33, 40, 94, 139, 250, 251, 252, 254, 290, 328, 351, 397, 412, 424, S. J. R. No. 9, Senate Files Nos. 164, 253, 311, 356, 390, 415, 474 and 482.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports they have on this 12th day of April, 1929, sent to the governor for his approval: Senate Files Nos. 181, 416, 33, 40, 94, 139, 250, 251, 252, 254, 290, 328, 351, 397, 412, 424, S. J. R. No. 9, Senate Files Nos. 164, 253, 311, 356, 390, 415, 474 and 482.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 501, a bill for an act relating to life insurance and medical examinations therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 527, a bill for an act to make an appropriation to the C. T. Hopper Furniture Company for damages to an automobile in collision with a truck operated by the Iowa State Highway Commission.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 478, a bill for an act to provide for the erection of a monument at the grave of Merle D. Hay at Glidden, Iowa, and to make an appropriation therefor.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 478

Amend section twelve (12), lines three (3) and four (4), by striking the words "together with such further sum as may be necessary".

REPORT ON SENATE FILE NO. 293

Senator Shaff called up for consideration the following report and moved its adoption:

MR. PRESIDENT: We, your Joint Conference Committee, appointed to consider the differences between the Senate and House on House File No. 293, beg leave to recommend as follows:

We recommend that everything be stricken after line four (4) of Section one (1) of House File No. 293, and the following substituted in lieu thereof:

The Highway Commission may request of the Attorney General, the assistance of a special attorney to look after the legal work of the highway commission, and in such event, the Attorney General shall appoint a special Assistant Attorney General who shall be satisfactory to the Commission. The salary of such special Assistant Attorney General shall be fixed at forty-five hundred dollars (\$4,500.00) per annum, which, together with his necessary traveling expenses shall be paid from the support fund of the Highway Commission created by section forty-seven hundred fifty-five b thirty-one (4755-b31) of the Code, 1927. The Commission shall provide and furnish a suitable office for such special assistant attorney general upon request of the Attorney General.

J. O. SHAFF
O. P. BENNETT
D. L. WILSON
C. H. TOPPING

FRANK W. ELLIOTT
SAMUEL D. WHITING
J. PARK BAIR
R. B. ECKLES

On the question, "Shall the report be adopted and the amendments proposed therein concurred in?" the vote was:

Ayes, 33.

Baird
Bennett
Benson
Bergman
Bissell
Blackford
Booth
Brush
Carden

Carroll
Clark of Linn
Clearman
Cochrane
Cole
Doran
Gilchrist
Hager

Ickis
Kimberly
Klemme
Lowe
MacDonald
McLeland
Moen
Rigby

Rogers
Shaff
Shane
Tabor
Topping
Ulstad
Wilson of Page
Wilson of Polk

Nays, 2.

Clark of Marion Langfitt

Absent or not voting, 15.

Anderson	Clark of	Kent	Patterson
Beatty	Cerro Gordo	Lange	Stanley
Brookins	Frailey	Leonard	Stoddard
Christophel	Gunderson	Merritt	Thompson

The report of the conference committee was adopted, and the amendments therein proposed were concurred in.

HOUSE MESSAGE CONSIDERED

House File No. 527, a bill for an act to make an appropriation to the C. T. Hopper Furniture Company for damages to an automobile in collision with a truck operated by the Iowa State Highway Commission.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Bennett, House File No. 527, a bill for an act to make an appropriation to the C. T. Hopper Furniture Company for damages to an automobile in collision with a truck operated by the Iowa State Highway Commission, was taken up and considered, the rules having been suspended by which no bill may not be read the second and third time on the same day.

The bill was read for information.

Senator Bennett moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Brush	Doran	McLeland
Beatty	Carden	Gilchrist	Rigby
Bennett	Carroll	Hager	Rogers
Benson	Clark of	Kent	Shaff
Bergman	Cerro Gordo	Kimberly	Shane
Bissell	Clark of Linn	Klemme	Tabor
Blackford	Clearman	Langfitt	Topping
Booth	Cochrane	Lowe	Wilson of Page
Brookins	Cole	MacDonald	Wilson of Polk

Nays, 1.

Ickis

Absent or not voting, 14.

Anderson	Gunderson	Moen	Stoddard
Christophel	Lange	Patterson	Thompson
Clark of Marion	Leonard	Stanley	Ulstad
Frailey	Merritt		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bennett moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENT CONSIDERED

Senator Merritt called up for consideration Senate File No. 478, amended by the House, and moved that the Senate concur in the following amendment:

Amend section twelve (12), lines three (3) and four (4), by striking the words "together with such further sum as may be necessary".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 35.

Baird	Clark of Linn	Kimberly	Shaff
Bennett	Clark of Marion	Klemme	Shane
Benson	Clearman	Langfitt	Stoddard
Bergman	Cochrane	Lowe	Tabor
Blackford	Cole	McLeland	Thompson
Booth	Doran	Merritt	Topping
Brookins	Hager	Moen	Wilson of Page
Brush	Ickis	Rigby	Wilson of Polk
Carden	Kent	Rogers	

Nays, none.

Absent or not voting, 15.

Anderson	Christophel	Gilchrist	MacDonald
Beatty	Clark of	Gunderson	Patterson
Bissell	Cerro Gordo	Lange	Stanley
Carroll	Frailey	Leonard	Ulstad

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Merritt moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that as President of the Senate he had, in the presence of the Senate, signed House Files Nos. 9, 160, 226, 227, 252, 262, 276, 279, 392, 427, 429, 501 and 531.

INTRODUCTION OF BILLS

Senate File No. 507, by committee an ways and means, a bill for an act designating and fixing the amount of revenue for general state purposes for which levy is to be made by the executive council.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Baird, Senate File No. 507; designating and fixing the amount of revenue for general state purposes for which levy is to be made by the executive council, was taken up and considered, the rule having been suspended by which no bill may be read the second and third times on the same day.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Christophel	Hager	Rogers
Bennett	Clark of Linn	Lange	Shaff
Benson	Clark of Marion	Langfitt	Shane
Bergman	Clearman	Lowe	Stoddard
Bissell	Cole	MacDonald	Tabor
Booth	Doran	Merritt	Topping
Brush	Gilchrist	Moen	Ulstad
Carden	Gunderson	Rigby	Wilson of Page
Carroll			

Nays, none.

Absent or not voting, 17.

Anderson	Clark of	Kent	Patterson
Beatty	Cerro Gordo	Kimberly	Stanley
Blackford	Cochrane	Klemme	Thompson
Brookins	Frailey	Leonard	Wilson of Polk
	Ickis	McLeland	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 488, a bill for an act making an appropriation to pay for repairs and improvements upon the State Capitol and Historical buildings, and the grounds therefor.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 465, a bill for an act to fix the annual salaries of the superintendents, wardens and commandant of the various institutions under the control of the board of control of state institutions.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 503, a bill for an act making an appropriation for the purpose of aiding in defraying the expenses of a national encampment of the Grand Army of the Republic to be held in this State.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 436, a bill for an act to make an appropriation for the prevention of the European corn borer.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 503

Amend Section one (1), line six (6), by striking the following:
"Des Moines,".

HOUSE AMENDMENT CONSIDERED

Senator Stoddard called up for consideration Senate File No. 503, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1), line six (6), by striking the following:
"Des Moines,".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 30.

Bennett
Benson
Bergman

Bissell
Brush
Carden

Christophel
Clark of
Cerro Gordo

Clark of Linn
Clark of Marion
Clearman

Cole	Lange	Moen	Topping
Gunderson	Langfitt	Shaff	Ulstad
Hager	Lowe	Shane	Wilson of Page
Ickis	McLeland	Stoddard	Wilson of Polk
Klemme	Merritt	Tabor	

Nays, none.

Absent or not voting, 20.

Anderson	Brookins	Gilchrist	Patterson
Baird	Carroll	Kent	Rigby
Beatty	Cochrane	Kimberly	Rogers
Blackford	Doran	Leonard	Stanley
Booth	Frailey	MacDonald	Thompson

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Stoddard moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

The Senate recessed until the sound of the gavel.

The Senate reconvened.

SECOND CONFERENCE REPORT ON S. F. NO. 125

Senator Wilson of Polk called up for consideration the following report and moved its adoption:

We, your Conference Committee, appointed to consider the differences between the House and Senate on Senate File No. 125, beg leave to report that we have had the same under consideration and recommend the following:

That the Senate concur in the House amendments.

GEO. A. WILSON
 C. H. TOPPING
 E. W. CLARK
 A. H. BERGMAN
 H. C. PAULSON
 CHAS. E. BAKER
 FRANCIS JOHNSON
 OTTO ALBERT

On the question, "Shall the report of the conference committee be adopted?" the vote was:

Ayes, 33.

Baird	Carden	Ickis	McLeland
Bennett	Christophel	Kent	Merritt
Benson	Clearman	Klemme	Moen
Bergman	Cole	Lange	Rigby
Bissell	Doran	Langfitt	Rogers
Blackford	Gilchrist	Leonard	Shane
Booth	Gunderson	Lowe	Tabor
Brookins	Hager	MacDonald	Wilson of Polk
Brush			

Nays, none.

Absent or not voting, 17.

Anderson	Clark of Linn	Patterson	Thompson
Beatty	Clark of Marion	Shaff	Topping
Carroll	Cochrane	Stanley	Ulstad
Clark of Cerro Gordo	Frailey	Stoddard	Wilson of Page
	Kimberly		

The report was adopted.

Senator Wilson of Polk moved that the vote by which the report was adopted be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved of the following bills:

Senate File No. 169, providing for construction and maintenance of secondary roads.

Senate File No. 189, to regulate the practice of cosmetology.

Senate File No. 199, relating to license fees on motor trucks.

Senate File No. 256, relating to hearings before industrial commissioner.

Senate File No. 263, relating to school elections.

Senate File No. 430, relating to special assessment in Des Moines.

Senate File No. 435, relating to giving of bribes.

Senate File No. 447, relating to street improvements.

Senate File No. 457, relating to the eradication of bovine tuberculosis.

Senate File No. 291, repealing section 6190-A-2 of the Code.

Senate File No. 280, amending section 5384 of the Code.

Senate File No. 476, relating to sureties on bonds.

Senate File No. 210, relating to taking of finger prints and palmprints.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 494, a bill for an act making an appropriation for the payment of typewriter rental, fees of legislative chaplains and other expenses of the General Assembly.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 119, a bill for an act to provide for the designation and marking of lateral or detour routes passing through the business district of cities and towns on the primary road system.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 502, a bill for an act relating to banks and trust companies and receivers thereof.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 477, a bill for an act relating to the audit of the accounts of the public departments of the state and to make an appropriation for such audit.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 360, a bill for an act relating to the examinations of the account of waterworks operated by a Board of Waterworks Trustees.

Also: That the House has adopted the Conference Committee report on House File No. 293, a bill for an act relating to assistant attorneys general.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 505, a bill for an act to legalize cooperative associations or corporations organized under the law, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 312, a bill for an act relating to motor vehicles and to the regulation, taxation and licensing thereof, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 544, a bill for an act making appropriation for miscellaneous expenses of the General Assembly.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 456

Strike all of sections seven (7), eight (8), and nine (9).

Amend the title by striking from line two (2) the word and figure "seven (7)";

Also, strike from lines four (4) and five (5) the following:

"Chapter one hundred ninety (190) of Title XII and Chapter three hundred sixty-eight (368) of Title XVIII, Code of Iowa, 1927,".

HOUSE AMENDMENTS TO SENATE FILE NO. 502

Strike all after the enacting clause and insert in lieu thereof the following:

Section 1. That chapter four hundred fifteen (415) of the Code, 1927, be amended by inserting therein immediately after section nine thousand two hundred seventy-eight (9278) the following:

"Sec. 9278-c1. After having made diligent effort to collect or realize on the assets as provided in the preceding section the receiver may sell the remaining assets, in whole or in part, including real estate or any interest therein, and may execute assignments, releases and satisfactions to effectuate such sales and a receiver may execute assignments, releases and satisfactions to effectuate sales and transfers made by his predecessors. The Superintendent of Banking may sell release, satisfy or assign any remaining asset, mortgage or lien of a bank or trust company receivership which has already been terminated. All of the aforesaid sales, assignments, releases and satisfactions shall be made only on application approved by the Court in which the receivership is or was pending after hearing thereon and on such notice as the Court may have prescribed and

after it is shown that the consideration for such sale, assignment, release or satisfaction has been paid."

Amend the title by inserting after the word "amend" in line two (2) the following: "Chapter four hundred fifteen (415) and";

Also by inserting immediately following the word "companies" in line three (3) the words "and receivers thereof".

HOUSE AMENDMENT TO SENATE FILE NO. 360

Amend section two (2) by inserting immediately following the word "Iowa" in the last line the words "without expense to the state".

HOUSE AMENDMENTS CONSIDERED

Senator Wilson of Polk called up for consideration Senate File No. 360, amended by the House, and moved that the Senate concur in the following amendments:

Amend section two (2) by inserting immediately following the word "Iowa" in the last line the words "without expense to the state".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 30.

Benson	Clark of	Ickis	Merritt
Bissell	Cerro Gordo	Kent	Rigby
Booth	Clark of Marion	Kimberly	Rogers
Brookjns	Clearman	Klemme	Shane
Brush	Cole	Lange	Tabor
Carden	Doran	Langfitt	Thompson
Christophel	Gunderson	Leonard	Ulstad
	Hager	MacDonald	Wilson of Polk

Nays, none.

Absent or not voting, 20.

Anderson	Blackford	Gilchrist	Shaff
Baird	Carroll	Lowe	Stanley
Beatty	Clark of Linn	McLeland	Stoddard
Bennett	Cochrane	Moen	Topping
Bergman	Frailey	Patterson	Wilson of Page

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Benson called up for consideration Senate File No. 502, amended by the House, and moved that the Senate concur in the following amendments:

Strike all after the enacting clause and insert in lieu thereof the following:

Section 1. That chapter four hundred fifteen (415) of the Code, 1927, be amended by inserting therein immediately after section nine thousand two hundred seventy-eight (9278) the following:

"Sec. 9278-c1. After having made diligent effort to collect or realize on the assets as provided in the preceding section the receiver may sell the remaining assets, in whole or in part, including real estate or any interest therein, and may execute assignments, releases and satisfactions to effectuate such sales and a receiver may execute assignments, releases and satisfactions to effectuate sales and transfers made by his predecessors. The Superintendent of Banking may sell, release, satisfy or assign any remaining asset, mortgage or lien of a bank or trust company receivership which has already been terminated. All of the aforesaid sales, assignments, releases and satisfactions shall be made only on application approved by the Court in which the receivership is or was pending after hearing thereon and on such notice as the Court may have prescribed after it is shown that the consideration for such sale, assignment, release or satisfaction has been paid."

Amend the title by inserting after the word "amend" in line two (2) the following: "Chapter four hundred fifteen (415) and";

Also by inserting immediately following the word "companies" in line three (3) the words "and receivers thereof".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 32.

Bennett	Clark of	Kent	Rigby
Benson	Cerro Gordo	Kimberly	Rogers
Bissell	Clark of Marion	Lange	Shaff
Booth	Clearman	Langfitt	Shane
Brookins	Cole	Lowe	Stoddard
Brush	Doran	MacDonald	Tabor
Carden	Gunderson	Merritt	Thompson
Christophel	Hager	Moen	Topping
	Ickis		

Nays, 3.

Klemme	Ulstad	Wilson of Page
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Absent or not voting, 15.

Anderson	Blackford	Frailey	Patterson
Baird	Carroll	Gilchrist	Stanley
Beatty	Clark of Linn	Leonard	Wilson of Polk
Bergman	Cochrane	McLeland	

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

S. F. NOS. 298 AND 301 ORDERED PRINTED

By unanimous consent, on request of Senator Ickis, ten copies of Senate File No. 298, and twenty-five copies of Senate File No. 301 were ordered printed and sent to each Senator at his home address.

HOUSE MESSAGES CONSIDERED

House File No. 544, a bill for an act to make appropriation for miscellaneous expenses of the General Assembly.

Read first and second times and referred to committee on appropriations.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House refuses to concur in Senate amendments to House amendment to Senate File No. 76, relating to the assessment of property for taxation and to create a state board of assessment and review.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT CONSIDERED

Senator Benson called up for consideration Senate File No. 76, amended by the House, and moved that the Senate insist on the following Senate amendments to the House amendments:

Amend Section 2 by striking out of line 2 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

Amend Section 6 by striking out of line 3 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

Also amend Section 7 by striking out of line 2 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

Also amend Section 7 by striking out of line 10 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

Also amend Section 29 by striking from line 1 thereof the words "Executive Council" and inserting in lieu thereof the word "Governor."

Amend Section 3 by striking from lines 3 and 4 the following:

"One of whom shall be a practical farmer actually engaged in farming."

Amend Section 8 by striking out of line 2 thereof the words and figures "four thousand dollars (\$4,000.00)" and inserting in lieu thereof the words and figures "forty-five hundred dollars (\$4500.00)".

Amend Section 28-a by striking from line 12 thereof the word "appeal" and inserting in lieu thereof the word "review".

Amend Section 18 by inserting the word "of" between the words "business" and "said" in line 11 of subsection 6.

Further amend said Senate File No. 76 as amended by the House by adding thereto as Section 28-c the following:

"Sec. 28-c. Section seventy-one hundred thirty-three (7133), Code of 1927, is hereby amended by striking out of line 2 thereof the word "board" and inserting in lieu thereof the words "County Board of Review."

Amend said Senate File No. 76 as amended by the House by striking out Section 16 thereof and by renumbering all of the succeeding sections.

Amend the title to Senate File No. 76 by striking out lines 6, 7, and 8 of said title and inserting in lieu thereof the following:

"(336) to three hundred forty-one (341), both inclusive, and also Chapter three hundred forty-one A-one (341-a1), Code of 1927, inserting the term "State Board of Assessment and Review" or "State Board" in lieu of the terms "Executive Council" or "Council".

Also to amend said title by striking out line 17 thereof and inserting in lieu thereof the following:

"and 7132-c4, and by amending Section seven thousand one hundred thirty-three (7133), of the Code of 1927, relating to County Boards of Review and prescribing methods of appeal thereto and of appeal from said County Board of Review to the District Court."

On the question, "Shall the Senate insist?" the vote was:

Ayes, 26.

Bennett	Clark of Marion	Kimberly	Shaff
Benson	Clearman	Klemme	Shane
Bergman	Cochrane	Lange	Stoddard
Bissell	Cole	Merritt	Tabor
Booth	Doran	Rigby	Topping
Brush	Hager	Rogers	Wilson of Page
Clark of Linn	Ickis		

Nays, 4.

Brookins	Gunderson	Leonard	Ulstad
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Absent or not voting, 20.

Anderson	Christophel	Kent	Moen
Baird	Clark of	Langfitt	Patterson
Beatty	Cerro Gordo	Lowe	Stanley
Blackford	Frailey	MacDonald	Thompson
Carden	Gilchrist	McLeland	Wilson of Polk
Carroll			

The Senate insisted on its amendments to House amendments to S. F. No. 76.

CONFERENCE COMMITTEE ON S. F. NO. 76

The President appointed a conference committee on Senate File No. 76, Senators Benson, Clark of Linn, Bergman and Shane.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the Conference Committee report on Senate File No. 125, a bill for an act relating to the requirements for license to practice barbering.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Stoddard, House File No. 544, a bill for an act to make appropriation for miscellaneous expenses of the General Assembly, with report of appropriations committee recommending amendment and passage. was taken up, considered, and the report of the committee adopted, the rules having been suspended by which a bill may not be read the second and third time on the same day.

The following committee amendments were considered:

1. Strike out Section 2 and insert in lieu thereof the following:

"Sec. 2. To U. G. Whitney, Code Editor, for special services during the Forty-first, Forty-second and Forty-third General Assemblies, the sum of nine hundred dollars (\$900.00)."

2. Strike out all of Section 10 and insert in lieu thereof the following:

"Sec. 10. As additional compensation for the following officers and employees of the General Assembly:

Walter H. Beam, Secretary of the Senate, and A. C. Gustafson, Chief Clerk of the House, the sums of two hundred dollars (\$200.00) each;

H. S. Dugan, Index Clerk; Edna Gillespie, appropriations clerk of the Senate; Hertha Duncan, appropriations clerk of the House; Rita Brennan, Judiciary clerk of the House; Harriet K. Card, Enrolled Bills Committee clerk of the Senate; Maxine Schuette, Enrolled Bills Committee clerk of the House; the sum of one hundred dollars (\$100.00) each;

Alice Moen, clerk of the Claims Committee of the Senate, and Lois Parr, clerk of the Claims Committee of the House, the sum of fifty dollars (\$50.00) each;

Hilda Moran, clerk of the Sifting Committee of the Senate, and Mina Horsch, clerk of the Sifting Committee of the House, the sum of twenty-five dollars (\$25.00) each.

Amendment No. 1 was adopted.

Senator Benson offered the following amendment to the amendment and moved its adoption:

Amend by taking the name of Hilda Moran from the list of clerks getting a \$25 additional compensation and inserting in it the list getting an additional \$100 compensation.

The amendment was adopted.

Senator Gilchrist offered the following amendment to the amendment and moved its adoption:

Amend by providing that the sifting committee clerk of the House be put in the class of clerks receiving \$100 raise.

The amendment was lost.

The committee amendments as amended were adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 38.

Bennett	Clark of	Kent	Rigby
Benson	Cerro Gordo	Kimberly	Rogers
Bergman	Clark of Linn	Klemme	Shaff
Bissell	Clark of Marion	Lange	Shane
Blackford	Clearman	Langfitt	Stoddard
Booth	Cochrane	Leonard	Tabor
Brookins	Cole	Lowe	Thompson
Brush	Doran	MacDonald	Topping
Christophel	Gunderson	McLeland	Ulstad
	Hager	Merritt	Wilson of Page

Nays, none.

Absent or not voting, 12.

Anderson	Carden	Gilchrist	Patterson
Baird	Carroll	Ickis	Stanley
Beatty	Frailey	Moen	Wilson of Polk

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 388, 537, 539, 111, 132, 283, 356, 526, 528, 529, 538, 541 and 543.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, House Files Nos. 388, 537, 539, 111, 132, 283, 356, 526, 528, 529, 538, 541 and 543.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and concurred in Senate amendments to House Joint Resolution No. 9, providing for the appointment of a joint committee of the House and Senate of the 43rd General Assembly relating to raising the state revenue by means of other than by a millage property tax.

Also: That the Speaker has appointed as a Conference Committee on the part of the House on Senate File No. 76, relating to the assessment of property for taxation, to create a state board of assessment and review, to define the powers, rights and duties of said board, etc., the following: Representatives, McCaulley, Holmgren, Crozier and Allen.

A. C. GUSTAFSON, *Chief Clerk.*

By unanimous consent, on their own request, Senators Gilchrist and Klemme were excused for the balance of the day.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 31, a bill for an act to permit the board of supervisors, and the trustees of a drainage district, to purchase tax sale certificates for the protection and benefit of drainage and levee districts and to provide funds for that purpose.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 456, a bill for an act relating to the duties and compensation of certain public officers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 377, a bill for an act relating to the inspection of buildings and premises by the state fire marshal, his deputies and inspectors and chiefs of fire departments and to define the duties and powers of said officers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 350, a bill for an act to require notice of levy of execution in certain cases to be entered in encumbrance book of the clerk of the district court.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 130, a bill for an act to regulate the filing and approval of bonds when required in appeals to any court.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 490, a bill for an act relating to transfer of personal property to foreign guardian.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 456

Strike all of sections seven (7), eight (8), and nine (9).

Amend the title by striking from line two (2) the word and figure "seven (7)";

Also, strike from lines four (4) and five (5) the following:

"Chapter one hundred ninety (190) of Title XII and Chapter three hundred sixty-eight (368) of Title XVIII, Code of Iowa, 1927,"

Also, insert following "1927," in line six (6), the words and figures "and section twenty-eight hundred eighty-two (2882) of the Code, 1927".

HOUSE AMENDMENTS CONSIDERED

Senator Wilson of Polk called up for consideration Senate File No. 456, amended by the House, and moved that the Senate concur in the following amendments:

Strike all of sections seven (7), eight (8), and nine (9).

Amend the title by striking from line two (2) the word and figure "seven (7)".

Also, strike from lines four (4) and five (5) the following:

"Chapter one hundred ninety (190) of Title XII and Chapter three hundred sixty-eight (368) of Title XVIII, Code of Iowa, 1927,".

Also, insert following "1927," in line six (6), the words and figures "and section twenty-eight hundred eighty-two (2882) of the Code, 1927".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 32.

Baird	Christophel	Langfitt	Shane
Bennett	Clark of	Leonard	Stoddard
Benson	Cerro Gordo	Lowe	Tabor
Bergman	Clark of Marion	McLeland	Thompson
Blackford	Clearman	Merritt	Topping
Booth	Cochrane	Rigby	Ulstad
Brookins	Cole	Rogers	Wilson of Page
Brush	Hager	Shaff	Wilson of Polk
Carden	Kent		

Nays, none.

Absent or not voting, 17.

Anderson	Cochrane	Gunderson	Lange
Beatty	Doran	Ickis	Moen
Bissell	Frailey	Kimberly	Patterson
Carroll	Gilchrist	Klemme	Stanley
Clark of Linn			

Present, 1.

MacDonald

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

By unanimous consent, on his own request, Senator Blackford was excused for the remainder of the day.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in Senate amendment to House File No. 544, a bill for an act making appropriation for miscellaneous expenses of the General Assembly.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT CONSIDERED

Senator Stoddard called up for consideration House File No. 544, and moved that the Senate insist on its amendments.

On the question, "Shall the Senate insist?" the vote was:

Ayes, 23.

Baird	Clark of	Leonard	Stoddard
Bissell	Cerro Gordo	Lowe	Tabor
Blackford	Clark of Marion	Merritt	Topping
Booth	Cochrane	Rigby	Ulstad
Brookins	Cole	Rogers	Wilson of Page
Brush	Hager	Shaff	Wilson of Polk

Nays, none.

Absent or not voting, 27.

Anderson	Christophel	Ickis	McLeland
Beatty	Clark of Linn	Kent	Moen
Bennett	Clearman	Kimberly	Patterson
Benson	Doran	Klemme	Shane
Bergman	Frailey	Lange	Stanley
Carden	Gilchrist	Langfitt	Thompson
Carroll	Gunderson	MacDonald	

The Senate insisted on its amendments to House File No. 544.

CONFERENCE COMMITTEE ON H. F. NO. 544

The President appointed as conference committee on House File No. 544, Senators Stoddard, Doran, MacDonald and Brookins.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files Nos. 21, 38, 78, 150, 154, 190, 192, 200, 220, 226, 235, 259, 295, 301, 318,

441, 442, 443, 445, 452, 459, 460, 469, 470, 471, 472, 473, 480, 489, 491, 492, 497, and House File No. 293.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 21, 38, 78, 150, 154, 190, 192, 200, 220, 226, 235, 259, 295, 301, 318, 441, 442, 443, 445, 452, 459, 460, 469, 470, 471, 472, 473, 480, 489, 491, 492, 497, and House File No. 293.

BILLS SENT TO THE GOVERNOR

Senator Rogers from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 12th day of April, 1929, sent to the governor for his approval: Senate Files Nos. 21, 38, 78, 150, 154, 190, 192, 200, 220, 226, 235, 259, 295, 301, 318, 441, 442, 443, 445, 452, 459, 460, 469, 470, 471, 472, 473, 480, 489, 491, 492, 497.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 206, a bill for an act relating to the age of children in children's boarding homes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 292, a bill for an act relating to date of maturity of special assessments.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 393, a bill for an act authorizing the County Board of Supervisors to adopt the County Unit Plan for Public Health work.

A. C. GUSTAFSON, *Chief Clerk.*

The Senate recessed until the sound of the gavel.

The Senate reconvened.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 126, a bill for an act relating to the qualifications for examination to obtain a license to practice barbering.

Also: That the House has failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 361, a bill for an act relating to examinations by the Auditor of State of the accounts of cities and towns.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 221, a bill for an act relating to salary of county recorder.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 16, memorializing Iowa delegation in Congress to support H. R. 17333, 70th Congress, 2nd Session.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 506, a bill for an act to make an appropriation to Stipp, Perry, Bannister & Starzinger, and Senneff, Bliss, Witwer & Senneff, for legal services.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 506

Amend section one (1) by striking from lines three (3) and four (4) the words and figures "seven thousand five hundred and no/100 dollars (\$7,500.00)" and inserting in lieu thereof the following:

"four thousand one hundred forty-one and 05/100 dollars (\$4141.05)".

HOUSE AMENDMENTS CONSIDERED

Senator Stoddard called up for consideration Senate File No. 506, amended by the House, and moved that the Senate concur in the following amendment:

Amend section one (1) by striking from lines three (3) and four (4) the words and figures "seven thousand five hundred and no/100 dollars (\$7,500.00)" and inserting in lieu thereof the following:

"four thousand one hundred forty-one and 05/100 dollars (\$4141.05)".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 4.

Bissell	Leonard	Tabor	Thompson
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Nays, 22.

Bennett	Brush	Kent	Rigby
Benson	Carden	Kimberly	Shaff
Bergman	Clark of Marion	Lange	Stoddard
Blackford	Doran	Lowe	Topping
Booth	Gunderson	Merritt	Wilson of Page
Brookins	Hager		

Absent or not voting, 24.

Anderson	Clark of Linn	Klemme	Rogers
Baird	Clearman	Langfitt	Shane
Beatty	Cochrane	MacDonald	Stanley
Carroll	Cole	McLeland	Ulstad
Christophel	Frailey	Moen	Wilson of Polk
Clark of Cerro Gordo	Gilchrist	Patterson	

The House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the Conference Committee report on Senate File No. 76, a bill for an act relating to the assessment of property for taxation, to create a state board of assessment and review, to define the powers, rights, and duties of said board, etc.

Also: That the House has adopted the Conference Committee Report on House File No. 544, making appropriation for miscellaneous expenses of the General Assembly.

Also: That the House insists on its amendments to Senate File No. 506, a bill for an act to make an appropriation to Stipp, Perry, Bannister & Starzinger and Senneff, Bliss, Witwer & Senneff for legal services and requests a Conference Committee and the Speaker of the House has appointed as a Conference Committee on the part of the House: Representatives Byers of Linn, Bair, Hatter and Ballew.

A. C. GUSTAFSON, *Chief Clerk.*

CONFERENCE COMMITTEE ON S. F. NO. 506

The President appointed as conference committee on Senate File No. 506, Senators Shaff, Lange, Wilson of Page, and Bergman.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File No. 527.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

CONFERENCE REPORT ON H. F. 544

Senator Stoddard called up for consideration the following report and moved its adoption:

MR. PRESIDENT: Your Conference Committee to which was referred House File 544 recommends as follows:

1. That Section two (2) be amended so as to read as follows:

Sec. 2. To U. G. Whitney, Code Editor, for special services during the Forty-first, Forty-second and Forty-third General Assemblies, the sum of Seven Hundred and Fifty Dollars (\$750.00).

2. Strike out all of Section ten (10) and insert in lieu thereof the following:

Sec. 10. As additional compensation for the following officers and employees of the General Assembly:

Walter H. Beam, Secretary of the Senate, and A. C. Gustafson, Chief Clerk of the House, the sum of Three Hundred Dollars (\$300.00) each;

H. S. Dugan, Index Clerk; Edna Gillespie, appropriation clerk of the Senate; Hertha Duncan, appropriation clerk of the House; Rita Brennan, Judiciary clerk of the House; Harriet K. Card, Enrolled Bills Committee Clerk of the Senate; Maxine Schuette, Enrolled Bills Committee Clerk of the House, the sum of One Hundred Dollars (\$100.00) each.

Hilda Moran, Clerk of Sifting Committee of the Senate, the sum of Seventy-five Dollars (\$75.00).

Alice Moen, clerk of the Claims Committee of the Senate, Mina Horsch, clerk of the Sifting Committee of the House, the sum of Fifty Dollars (\$50.00) each.

B. M. STODDARD,
LEW MACDONALD,
L. H. DORAN,
A. T. BROOKINS,
On the Part of the Senate.
L. B. FORSLING,
JOHN E. MCINTOSH,
R. L. RUTLEDGE,
D. R. MCCREERY,
On the Part of the House.

On the question, "Shall the report be adopted and the amendments proposed be concurred in?" the vote was:

Ayes, 33.

Beatty	Clark of Linn	Kent	Rogers
Bennett	Clark of Marion	Kimberly	Shaff
Benson	Clearman	Lange	Shane
Bergman	Cochrane	Leonard	Stoddard
Bissell	Cole	Lowe	Tabor
Booth	Doran	MacDonald	Thompson
Brookins	Gunderson	Moen	Ulstad
Brush	Hager	Rigby	Wilson of Polk
Carden			

Nays, none.

Absent or not voting, 17.

Anderson	Clark of	Klemme	Patterson
Baird	Cerro Gordo	Langfitt	Stanley
Blackford	Frailey	McLeland	Topping
Carroll	Gilchrist	Merritt	Wilson of Page
Christophel	Ickis		

The report was adopted and the amendments proposed therein were concurred in.

Senator Stoddard moved that the vote by which the report was adopted by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 76

Senator Benson called up the following report for consideration and moved its adoption:

MR. PRESIDENT: Your Conference Committee appointed to consider the difference existing between the Senate and the House on S. F. No. 76,

beg leave to report that we have had the same under consideration and recommend the following:

That the House concur in all Senate amendments to the House amendments with the exception of the amendments to Sections twenty-nine (29) and eight (8).

That Section twenty-nine (29) be amended by striking from lines one (1) and two (2) the words and figures, "the Executive Council shall appoint the first three (3) members of said Board", and inserting in lieu thereof the following:

"The Governor shall appoint the first three (3) members of said Board, which appointments shall be subject to the approval of a majority of the Executive Council".

That section eight (8) be amended by striking from line two (2) the words and figures "four thousand dollars (\$4,000.00)", and inserting in lieu thereof the words and figures "forty-two hundred fifty dollars (\$4250.00)."

C. A. BENSON,
FRANK SHANE,
A. H. BERGMAN,

For the Senate.

MARION R. McCAULLEY,
H. A. HOLMGREN,
W. H. CROZIER,

For the House.

Senator Stoddard moved the previous question, which motion prevailed.

Senator Wilson of Page moved to reconsider the vote by which the previous question was ordered, which motion prevailed.

Senator Bergman moved the previous question, which motion prevailed.

Senator Shane invoked Rule 8.

On the question "Shall the report be adopted and the proposed amendments be concurred in?" the vote was:

Senator Wilson of Polk raised the point of order that the Senate was in the midst of a roll call and that discussion was out of order.

The President held the point well taken.

Ayes, 26.

Benson	Clark of Marion	MacDonald	Shaff
Bergman	Clearman	McLeland	Shane
Bissell	Cochrane	Merritt	Stoddard
Brookins	Gunderson	Moen	Tabor
Brush	Hager	Rigby	Topping
Carden	Kimberly	Rogers	Wilson of Page
Carroll	Lowe		

Nays, 13.

Beatty	Cole	Lange	Thompson
Bennett	Doran	Langfitt	Ulstad
Booth	Kent	Leonard	Wilson of Polk
Clark of Linn			

Absent or not voting, 11.

Anderson	Christophel	Frailey	Klemme
Baird	Clark of	Gilchrist	Patterson
Blackford	Cerro Gordo	Ickis	Stanley

The report was adopted and the amendments proposed therein were concurred in.

Senator Shaff moved to reconsider the vote by which the report was adopted by the Senate and lay the motion to reconsider on the table, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 506

Senator Shaff called up for consideration the following report and moved its adoption:

MR. PRESIDENT AND SPEAKER: Your Conference Committee appointed to consider the differences existing between the Senate and House on Senate File No. 506, beg leave to report that we have had the same under consideration and recommend the following:

That Section 1 thereof be amended by striking from lines 3 and 4 thereof the words and figures "four thousand one hundred forty-five and 05/100 dollars (\$4141.05)" and inserting in lieu thereof the words and figures "six thousand dollars (\$6,000.00)".

FRANK C. BYERS,
J. PARK BAIR,
L. W. HATTER,
HOWARD BALLEW,
House Committee.

J. O. SHAFF,
D. L. WILSON,
A. H. BERGMAN,
OTTO F. LANGE,
Senate Committee.

On the question "Shall the report be adopted and the amendments proposed be concurred in?" the vote was:

Ayes, 34.

Bennett	Clark of	Kent	Rogers
Benson	Cerro Gordo	Kimberly	Shaff
Bergman	Clark of Linn	Lange	Shane
Booth	Clark of Marion	Leonard	Stoddard
Brookins	Clearman	Lowe	Tabor
Brush	Cochrane	McLeland	Topping
Carden	Cole	Merritt	Ustad
Carroll	Doran	Moen	Wilson of Page
	Hager	Rigby	Wilson of Polk

Nays, 2.

Bissell	Gunderson
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Absent or not voting, 14.

Anderson	Christophel	Klemme	Patterson
Baird	Frailey	Langfitt	Stanley
Beatty	Gilchrist	MacDonald	Thompson
Blackford	Ickis		

The report was adopted and the amendments proposed concurred in.

Senator Stoddard moved that the vote by which the report was adopted by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Stoddard called up for consideration House Joint Resolution No. 9, the Senate amendment having been amended by the House.

Senator Stoddard moved that the House amendment be laid on the table, which motion prevailed.

Senator Stoddard moved that the vote by which the House amendment was tabled be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 16

Senator Benson called up for consideration the following House concurrent resolution and moved its adoption:

Memorializing Iowa delegation in Congress to support H. R. 17333, 70th Congress, 2d Session.

Whereas, There is now pending in the Congress of the United States a bill known as H. R. 17333, introduced before the 70th Congress, 2d Session, which provides for the aiding of farmers on wet lands in any state by the making of loans to drainage districts, levee districts, levee and drainage districts, counties, boards of supervisors and/or other political subdivisions and legal entities, and for other purposes by the United States Government, and

Whereas, This proposed federal legislation is to provide for long time loans without interest to distressed drainage districts, levee districts, and levee and drainage districts, and

Whereas, There are many drainage districts in the State of Iowa now in distress because of the heavy outstanding indebtedness incurred by said districts at the time of the construction of their ditches, levees, etc., which indebtedness together with the costs of repairing and maintaining ditches, levees, etc., landowners and farmers in said districts are thus endangered with the loss of their lands and properties because of such indebtedness and because of the high assessments made necessary on account of such construction and repairs against the benefited land, and

Whereas, These distressed drainage districts located in Iowa would, if such a bill became a law, benefit materially under the provisions of the proposed federal legislation, therefore

Be It Resolved by the House, the Senate Concurring, That the Senators and the members of the House of Representatives from the State of Iowa be memorialized and requested to vote for, support, and aid in securing the enactment into law of H. R. 17333 introduced in the 70th Congress, 2d Session.

That copies of this Resolution be mailed to the Senators and members of the House of Representatives of Iowa in the Congress of the United States, by the Secretary of State, as soon as the same has been adopted.

The resolution was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files Nos. 417, 436, 488, 501, 503, 478 and House File No. 527.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 417, 436, 488, 501, 503, 478, and House File No. 527.

BILLS SENT TO THE GOVERNOR

Senator Rogers from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 12th day of April, 1929, sent to the Governor for his approval: Senate Files Nos. 417, 436, 488, 501, 503, 478.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

Senator Beatty raised the point of order that the motion of Senator Stoddard to table the House amendment to House Joint Resolution No. 9 was out of order as it was contrary to Rule No. 1 of the joint rules of the Forty-third General Assembly.

The President held the point well taken.

Senator Benson moved that the call of the Senate be raised.

The motion was lost.

The roll was called and revealed the presence of all Senators except Senators Anderson, Baird, Blackford, Brush, Christophel, Frailey, Gilchrist, Iekis, Klemme, Patterson, Shaff, Shane, Stanley and Tabor, who were excused by unanimous consent, and the call was declared complete.

HOUSE AMENDMENT CONSIDERED

Senator Stoddard called up for consideration House Joint Resolution No. 9, the Senate amendments to which were amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1), line ten (10), by striking the word "the" and inserting in lieu thereof the article "a".

Also, by striking from lines twelve (12), thirteen (13) and fourteen (14) the words "and to make a written report and recommendation to the state board of assessment and review which board shall then formu-

late the proposed legislation and report at" and inserting in lieu thereof the following:

"after the year 1929, to formulate the proposed legislation and make a written report to".

On the question, "Shall the Senate concur?" the vote was:

Ayes, 3.

Bissell	Thompson	Ulstad
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Nays, 23.

Bennett	Clark of Marion	Kent	Rigby
Benson	Clearman	Kimberly	Rogers
Bergman	Cochrane	Lange	Stoddard
Booth	Cole	MacDonald	Topping
Carden	Doran	Merritt	Wilson of Page
Clark of Linn	Hager	Moen	

Absent or not voting, 24.

Anderson	Carroll	Gunderson	McLeland
Baird	Christophel	Ickis	Patterson
Beatty	Clark of	Klemme	Shaff
Blackford	Cerro Gordo	Langfitt	Shane
Brookins	Frailey	Leonard	Stanley
Brush	Gilchrist	Lowe	Tabor
			Wilson of Polk

The House amendments having failed to receive a constitutional majority were declared to have failed to be adopted and concurred in by the Senate.

Senator Stoddard moved that the vote by which the Senate refused to concur be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I have the honor to inform your honorable body that the House has adopted the Conference Committee Report on Senate File No. 506, making an appropriation to Stipp, Perry, Bannister & Starzinger, and Senneff, Bliss, Witwer & Senneff, for legal services.

A. C. GUSTAFSON, *Chief Clerk.*

COMMUNICATION FROM THE GOVERNOR

Mr. President, Mr. Speaker, Senators and Representatives of the Forty-third General Assembly:

It has been called to my attention that Senate File No. 507 has been by your honorable body laid upon the table.

You have appropriated for various state purposes approximately \$31,000,000. If this entire amount is to be raised by direct property tax as provided in Section 7182 of the Code of 1927—the executive council should be so advised by you.

I am convinced, however, that the House only contemplated the raising by direct property tax the amount thereof in excess of the amount raised through other sources.

The welfare of the state demands that Senate File No. 507 or some other similar measure be passed before your adjournment.

I trust that this matter will receive your early consideration. The responsibility rests upon you. I am sure you will assume this responsibility and take such action as will insure the maintenance of the state government and will direct the amount of taxes to be raised by direct levy, all to conform to the appropriations as made by you.

Respectfully submitted,

JOHN HAMMILL, *Governor.*

The Senate recessed until the sound of the gavel.

The Senate reconvened.

The call of the Senate being on, the roll was called and revealed the presence of all Senators except Senators Bergman, Carroll, Clark of Marion, Cole, Gunderson, Hager, Lange, MacDonald, Thompson, Topping, and Ulstad, all other absent Senators having been excused for the remainder of the session.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House insists upon its amendments to Senate amendments to House Joint Resolution No. 9, providing for a joint committee to be appointed for the purpose of proposing legislation calculated to raise the state revenue by means other than by a millage property tax, and requests a Conference Committee and the Speaker has appointed as such Conference Committee on the part of the House the following Representatives: McCaulley of Calhoun, Lovrien of Humboldt, Cole of Harrison and Greene of Pottawattamie.

A. C. GUSTAFSON, *Chief Clerk.*

INTRODUCTION OF BILLS

Senate File No. 508, by committee on ways and means, a bill for an act designating and fixing the amount of revenue for gen-

eral state purposes for which levy is to be made by the executive council.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Carden, Senate File No. 508, a bill for an act designating and fixing the amount of revenue for general state purposes for which levy is to be made by the executive council, was taken up and considered, the rules having been suspended under which no bill may be read the second and third times on the same day.

The bill was read for information.

Senator Carden moved that the reading just had be considered the third reading, which motion prevailed.

On the question, "Shall the bill pass?" the vote was:

Ayes, 27.

Beatty	Carden	Kent	Rigby
Bennett	Clark of	Kimberly	Rogers
Benson	Cerro Gordo	Langfitt	Shane
Bissell	Clark of Linn	Lowe	Stoddard
Booth	Clearman	McLeland	Tabor
Brookins	Cochrane	Merritt	Wilson of Page
Brush	Doran	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 23.

Anderson	Clark of Marion	Ickis	Shaff
Baird	Cole	Klemme	Stanley
Bergman	Frailey	Lange	Thompson
Blackford	Gilchrist	Leonard	Topping
Carroll	Gunderson	MacDonald	Ulstad
Christophel	Hager	Patterson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Carden moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senators Lange, Carroll, Thompson, Clark of Marion, MacDonald, appeared in the Senate Chamber.

CONFERENCE COMMITTEE ON H. J. R. NO. 9

The President appointed as a conference committee on the part of the Senate on House Joint Resolution No. 9, Senators Clark of Linn, Benson, Lange and Rogers.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House File No. 544.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, House File No. 544.

Senators Topping, Gunderson, Hager, Ulstad, Bergman, and Cole appeared in the Senate chamber and the call was declared to be complete.

Senator Wilson of Polk moved that the Senate permit the pages to retain the coats furnished them at the beginning of the session.

The motion prevailed.

By unanimous consent on request of Senator Stoddard, the rules were suspended and he was allowed to introduce a bill.

INTRODUCTION OF BILLS

Senate File No. 509, by Senators Stoddard and Clark of Linn, a bill for an act to amend Senate File Number Seventy-six (76) as passed by the Forty-third General Assembly relating to the method of appointment of members of the state board of assessment and review, and providing for their salary and making an appropriation therefor.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Stoddard, Senate File No. 509, a bill for an act to amend Senate File Number Seventy-six (76) as passed by the Forty-third General Assembly relating to the method of appointment of members of the state board of assessment and review, and providing for their salary and making an appropriation therefor, was taken up and considered, the rules under which no bill may be read a second and third time on the same day having been suspended.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

Senator Clark of Linn invoked Rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 26.

Beatty	Clark of	Doran	Rigby
Bennett	Cerro Gordo	Hager	Rogers
Benson	Clark of Linn	Kent	Shane
Bergman	Clark of Marion	Lange	Stoddard
Booth	Clearman	Langfitt	Wilson of Page
Brush	Cochrane	Lowe	Wilson of Polk
Carden	Cole	Merritt	

Nays, 9.

Bissell	Leonard	McLeland	Thompson
Brookins	MacDonald	Moen	Ulstad
Kimberly			

Absent or not voting, 15.

Anderson	Christophel	Ickis	Stanley
Baird	Frailey	Klemme	Tabor
Blackford	Gilchrist	Patterson	Topping
Carroll	Gunderson	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully report that it has examined and finds correctly enrolled Senate Files Nos. 10, 76, 506, 31, 119, 125, 130, 206, 292, 312, 350, 360, 377, 393, 456, 477, 490, 494, 502, 505, 221.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 10, 76, 506, 31, 119, 125, 130, 206, 292, 312, 350, 360, 377, 393, 456, 477, 490, 494, 502, 505, 221.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 12th day of April, 1929, sent to the governor for his approval, Senate Files Nos. 10, 76, 506, 31, 119, 125, 130, 206, 292, 312, 350, 360, 377, 393, 456, 477, 490, 494, 502, 505, 221.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

COMMITTEE TO NOTIFY HOUSE

Senator Stoddard moved that a committee of three be appointed to notify the House that the Senate was ready to adjourn sine die.

The motion prevailed and the President appointed as such committee Senators Stoddard, Clark of Marion and Clearman.

COMMITTEE TO NOTIFY GOVERNOR

Senator Booth moved that a committee of three be appointed to notify the Governor that the Senate was ready to adjourn sine die, and to ascertain whether or not he had any further communications to lay before the Senate.

The motion prevailed and the President appointed as such committee Senators Booth, Clark of Cerro Gordo and Beatty.

REPORTS OF SPECIAL COMMITTEES

Senator Stoddard, from the special committee appointed to notify the House that the Senate was ready to adjourn, returned and announced that it had performed its duty.

Senator Booth, from the special committee appointed to wait upon the Governor, reported that the committee had performed its duty and that the Governor had informed them that they should stay in session until the legislation before the General Assembly was finished.

The Senate recessed until the sound of the gavel.

The Senate reconvened.

SPECIAL CONFERENCE COMMITTEE

As a special conference committee to consider and adjust the legislative differences between the House and Senate on Senate Files Nos. 508 and 509 and House Joint Resolution No. 9, the President appointed Senators Benson, Rigby, Clark of Linn, Bennett, Hager and Stoddard.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 546, a bill for an act to amend House File No. 544 of the Forty-third General Assembly, relating to appropriations for miscellaneous expenses.

A. C. GUSTAFSON, *Chief Clerk.*

RECONSIDERATION OF ACTION

Senator McLeland moved to reconsider the vote by which the Senate notified the House that the Senate was ready to adjourn sine die, and that the President appoint a committee to notify the House that they had reconsidered, which motion prevailed.

The President appointed as such committee, Senators McLeland, Rigby and Doran.

Senator Clark of Cerro Gordo moved to reconsider the vote by which the Senate notified the Governor that the Senate was ready to adjourn sine die, and that a committee be appointed to notify the Governor that they had reconsidered, which motion prevailed.

The President appointed as such committee, Senators Clark of Cerro Gordo, Clark of Marion and Hager.

REPORTS OF SPECIAL COMMITTEES

The committee to notify the House that the Senate had reconsidered the motion by which the Senate notified the House they were ready to adjourn sine die, appeared and reported it had performed its duty.

The committee to notify the Governor that the Senate had reconsidered the vote by which the Senate had notified the Governor that they were ready to adjourn sine die, appeared and reported it had performed its duty.

SENATE CONCURRENT RESOLUTION NO. 16

Senator Benson offered the following resolution:

Whereas, There is an urgent need for revision of the tax laws of the State; and

Whereas, The Governor, in his biennial message to the 43d General Assembly of Iowa, submitted the tax question for the thoughtful and earnest consideration of the said General Assembly; and

Whereas, It is the belief of the 43d General Assembly of Iowa that such revision of the tax laws of the State can be better effected at an extra session than at a regular session of the General Assembly; and

Whereas, It is the belief of the 43d General Assembly of Iowa that it is in the interest of the taxpayers of the State that such revision of the tax laws of the State should not be postponed until the regular session of the 44th General Assembly, but that such revision be made at the earliest possible time;

Therefore, Be It Resolved by the Senate, the House Concurring, That the Governor of the State be requested to call an extra session of the 43d General Assembly as soon as the state board of assessment and review, provided for in Senate File No. 76, and the legislative committee provided for in House Joint Resolution No. 9 are ready to submit their reports.

By unanimous consent, on request of Senator Benson, the rules were suspended and the resolution was taken up and considered.

On the question "Shall the resolution be adopted?" the vote was:

Ayes, 27.

Beatty	Carroll	Cole	Merritt
Bennett	Clark of	Doran	Moen
Benson	Cerro Gordo	Gunderson	Patterson
Booth	Clark of Linn	Hager	Rigby
Brookins	Clark of Marion	Kent	Rogers
Brush	Clearman	Langfitt	Shane
Carden	Cochrane	McLeland	Stoddard

Nays, 2.

Lange Thompson

Absent or not voting, 21.

Anderson	Frailey	Leonard	Tabor
Baird	Gilchrist	Lowe	Topping
Benson	Ickis	MacDonald	Ulstad
Bissell	Kimberly	Shaff	Wilson of Page
Blackford	Klemme	Stanley	Wilson of Polk
Christophel			

The resolution was adopted.

Senator Benson moved that the vote by which the resolution was adopted by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE ON H. J. R. NO. 9

Senator Clark of Linn called up for consideration the following report and moved its adoption:

MR. PRESIDENT: Your Conference Committee appointed to consider the differences existing between the Senate and the House of Representatives relative to House Joint Resolution No. 9 respectfully report that they have had this matter under consideration and recommend that the Senate recede from its amendment to said H. J. R. No. 9, and that the House recede from its amendments to the Senate amendment to said H. J. R. No. 9, and that the following be adopted in lieu thereof:

That H. J. R. No. 9 be amended by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. That a special tax committee of members of the House of Representatives and the Senate of the Forty-third General Assembly consisting of six (6) members, be appointed, three (3) of whom shall be appointed by the Speaker of the House of Representatives from the members, and three (3) of whom shall be appointed by the Lieutenant Governor, President of the Senate, from the members, whose duty it shall be

separately or in conjunction with the State Board of Assessment and Review to collect information and formulate proposed legislation which will provide the State revenue without direct property tax, and in conjunction with the said State Board of Assessment and Review make a written report and recommendations for said proposed legislation, said report to be made as soon as possible to an extra session of the 43d General Assembly to be called by the Governor, or to the regular session of the 44th General Assembly; that such committee be given authority to employ stenographic and clerical help, call as witnesses the heads of departments of the State and others, and confer with tax specialists; and is directed to make its first report to the Governor on or before December 1st, 1929.

Sec. 2. The members of said special tax committee shall be paid their actual necessary expenses incurred while engaged in their duties as members of said committee, and there is hereby appropriated out of any funds in the State treasury not otherwise appropriated the sum of five thousand dollars (\$5000.00) or so much thereof as may be necessary to pay the expenses of the committee in making said investigation and preparing said report to carry out the provisions of this resolution."

Also amend the title by adding after the word "Iowa" in line six (6) thereof the following:

"and providing an appropriation therefor."

C. F. CLARK,
C. A. BENSON,
CHAS. T. ROGERS,
OTTO F. LANGE,

For the Senate.

MARION R. MCCAULLEY,
FRED C. LOVRIEN,
HARRY M. GREENE,
E. J. COLE,

For the House.

Senator Stoddard moved to defer action for thirty minutes, which motion prevailed.

Consideration of conference committee report on House Joint Resolution No. 9 was resumed.

On the question, "Shall the report of the conference committee be adopted and the amendments therein proposed concurred in by the Senate?" the vote was:

Ayes, 28.

Beatty	Clark of Linn	Kent	Patterson
Bennett	Clark of Marion	Lange	Rigby
Benson	Clearman	Langfitt	Rogers
Bergman	Cochrane	Leonard	Stoddard
Brookins	Doran	McLeland	Thompson
Carroll	Gunderson	Merritt	Ulstad
Clark of Cerro Gordo	Hager	Moen	Wilson of Polk

Nays, none.

Absent or not voting, 22.

Anderson	Carden	Kimberly	Shane
Baird	Christophel	Klemme	Stanley
Bissell	Cole	Lowe	Tabor
Blackford	Frailey	MacDonald	Topping
Booth	Gilchrist	Shaff	Wilson of Page
Brush	Ickis		

The conference committee report having received a constitutional majority was declared to have been adopted and the amendments therein proposed concurred in by the Senate.

Senator Clark of Linn moved that the vote by which the Senate adopted the report and concurred in the proposed amendments be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SECOND CONFERENCE COMMITTEE

The first special committee appointed to consider and adjust the legislative differences between the House and Senate on Senate Files Nos. 508 and 509 and House Joint Resolution No. 9 having failed to reach an agreement, the President appointed as a second committee on the part of the Senate, Senators Benson, Rigby, Stoddard, Wilson of Polk, Hager and Bennett.

The Senate recessed until the call of the gavel.

The Senate reconvened.

HOUSE MESSAGE CONSIDERED

House File No. 546, a bill for an act to amend House File No. 544 of the Forty-third General Assembly, relating to appropriations for miscellaneous expense of the General Assembly, and

providing an appropriation for reconstructing the voting machine of the House and for salary increases of certain state officers.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Stoddard, House File No. 546, a bill for an act to amend House File No. 544 of the Forty-third General Assembly, relating to appropriations for miscellaneous expenses of the General Assembly, and providing an appropriation for reconstructing the voting machine of the House and for salary increases of certain state officers, was taken up and considered, the rules having been suspended by which no bill may be read the second and third times on the same day.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

“Section 1. House File No. 544, acts of the Forty-third General Assembly is hereby amended by adding thereto the following:

There is also appropriated the sum of Seven Thousand Dollars (\$7,000.00), or so much thereof as may be needed, from the General Fund of the state to reconstruct the House voting machine, to be expended under the direction of the Executive Council.

There is also appropriated the sum of Ten Thousand Dollars (\$10,000.00) to pay the increase in salaries under Senate File No. 456, acts of the Forty-third General Assembly.

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question, “Shall the bill pass?” the vote was:

Ayes, 27.

Beatty	Clark of Linn	Hager	Rigby
Bennett	Clark of Marion	Kent	Rogers
Benson	Cochrane	Lange	Stoddard
Bergman	Cole	Langfitt	Thompson
Brookins	Doran	Leonard	Ulstad
Carden	Frailey	McLeland	Wilson of Polk
Clark of Cerro Gordo	Gunderson	Merritt	

Nays, none.

Absent or not voting, 23.

Anderson	Carroll	Klemme	Shane
Baird	Christophel	Lowe	Stanley
Bissell	Clearman	MacDonald	Tabor
Blackford	Gilchrist	Moen	Topping
Booth	Iekis	Patterson	Wilson of Page
Brush	Kimberly	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 16, requesting an extra session of the 43rd General Assembly for the revision of the state tax laws.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 509, a bill for an act relating to the method of appointment of the state board of assessment and review, and providing for their salary and making an appropriation therefor.

Also: That the House has adopted the Conference Committee report and amendments therein recommended to House Joint Resolution No. 9, providing for the appointment of a special legislative tax committee.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 508, a bill for an act designating and fixing the amount of revenue for general state purposes for which levy is to be made by the executive council.

Also: That the House has concurred in Senate amendments to House File No. 546, a bill for an act providing appropriation for the House voting machine and to pay increases in salaries of certain state officers.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE CONCURRENT
RESOLUTION NO. 16

Strike the word "and" in line twenty-one (21) and insert in lieu thereof the word "or".

HOUSE AMENDMENT CONSIDERED

Senator Benson called up for consideration Senate Concurrent Resolution No. 16, amended by the House, and moved that the Senate concur in the following amendment:

Strike the word "and" in line twenty-one (21) and insert in lieu thereof the word "or".

The amendment was concurred in.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Rogers, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files Nos. 509, 508, House Joint Resolution No. 9, and House File No. 546.

CHAS. T. ROGERS,
Chairman Senate Committee.
S. R. TORGESON,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files Nos. 509, 508, House Joint Resolution No. 9, and House File No. 546.

BILLS SENT TO THE GOVERNOR

Senator Rogers, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully report they have on this 12th day of April, 1929, sent to the governor for his approval: Senate Files Nos. 509 and 508.

CHAS. T. ROGERS, *Chairman.*

Passed on file.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had approved of the following bills:

Senate File No. 311, relating to pavement of street car tracks.

Senate File No. 181, relating to investment of funds of life insurance companies.

Senate File No. 445, appropriation to Farmers Mutual Hail Insurance Company.

Senate File No. 443, appropriation to James A. Devitt.

Senate File No. 442, appropriation to Central Lutheran Church of Iowa Falls.

Senate File No. 226, relating to surrender of written evidence of indebtedness.

Senate File No. 220, relating to nominations by primary elections.

Senate File No. 492, appropriation to Jaeger Mfg. Co.

Senate File No. 497, appropriation to C. M. Dutcher, et al.

Senate File No. 417, to amend section 5030, etc., of Code.

Senate File No. 436, appropriation for control of European corn borer.

Senate File No. 488, appropriation for improvements on state capitol.

Senate File No. 38, fixing liability of inn keeper.

Senate File No. 21, relating to licenses to hunt.

Senate File No. 154, to repeal section 11242 of the Code.

Senate File No. 200, relating to furnishing of labor—public services.

Senate File No. 480, relating to limitations of indebtedness on primary roads.

Senate File No. 460, appropriation to Marjorie Ball.

Senate File No. 459, appropriation to Mutual Old Line Insurance Company.

Senate File No. 471, appropriation to R. J. Shaw.

Senate File No. 472, appropriation to J. L. Armstrong.

Senate File No. 473, appropriation to J. R. Collins.

Senate File No. 470, appropriation to Dr. Craig M. Work.

Senate File No. 491, legalizing act, Albia, Iowa.

Senate File No. 478, appropriation monument Merle D. Hay.

Senate File No. 469, appropriation to Geo. Burger.

Senate File No. 318, appropriation for survey of Iowa resources.

Senate File No. 150, amend section 5028, etc., of Code.

Senate File No. 190, appropriation to Iowa Academy of Science.

Senate File No. 424, provide for licensing of employment agencies.

Senate File No. 415, amend section 4755-b27, Code, 1927.

Senate File No. 356, amend section 7190 and 7203 of Code, 1927.

Senate File No. 301, relating to fish and game.

Senate File No. 164, to define real estate salesmen.

Senate File No. 506, appropriation to Stipp, Perry, Bannister and Starzinger, etc.

Senate File No. 235, relating to indebtedness of corporations for pecuniary profit.

Senate File No. 377, relating to inspection of buildings by fire marshal.

Senate File No. 360, relating to examination of accounts of waterworks.

Senate File No. 350, to require notice of levy of execution.

Senate File No. 312, repeal par. 1, 7, 19, sec. 4863, Code, 1927.

Senate File No. 292, relating to maturity of special assessments.

Senate File No. 206, relating to age of children in children's boarding homes.

Senate File No. 130, regulate the filing and approval of bonds.

Senate File No. 125, relating to practice of barbering.

Senate File No. 450, relating to disqualification of the members of board of control.

Senate File No. 221, relating to salary of county recorder.

Senate File No. 502, relating to banks and trust companies.

Senate File No. 505, legalize cooperative associations.

Senate File No. 494, appropriation for typewriter rental, etc.

Senate File No. 490, relating to transfer of property to guardian.

Senate File No. 477, relating to audit of accounts of public accountants.

Senate File No. 119, marking of lateral primary roads.

Senate File No. 393, county supervisors to adopt county unit plan.

Senate File No. 259, relating to credit insurance.

Senate File No. 501, relating to life insurance.

Senate File No. 295, relating to life insurance.

Senate File No. 503, appropriation to Grand Army.

Senate File No. 452, relating to motor vehicle license fee.

Senate File No. 390, relating to assessments for the construction of main sewers.

Senate File No. 192, relating to the investment of funds of insurance companies other than life.

Senate File No. 509, to amend Senate File No. 76.

Senate File No. 508, designating and fixing the amount of revenue for general state purposes to be fixed by executive council.

Senate File No. 76, to create a state board of assessment and review.

COMMUNICATION FROM THE GOVERNOR

Hon. Ed. M. Smith,
Secretary of State,
Building.

My dear Secretary:

Pursuant to law, I herewith deposit with you without my approval, Senate File No. 290, presented to me during the last three days of the regular session of the Forty-third General Assembly. I undertake a brief statement of my objection to the bill:

This measure contemplates the transfer from the Secretary of State to the Board of Control of State Institutions, the duties relating to organizations which solicit public donations.

Duties of the character as outlined in this bill are carried forward at the present time in other instances by the Secretary of State, duties of a similar nature being placed with the office of the Secretary of State by the Forty-third General Assembly. The Board of Control is not organized to carry forward this work. The very nature of it can be better done in the office of the Secretary of State.

Believe me with high personal regards,

Sincerely yours,

JOHN HAMMILL,
Governor of Iowa.

APPOINTMENT OF LEGISLATIVE TAX COMMITTEE

The President appointed on the part of the Senate as members of the legislative tax committee, under House Joint Resolution No. 9, Senators Benson, Clark of Linn and Patterson.

Senator Benson resigned from the committee and Senator Rigby was appointed in his place.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to adjourn sine die.

COMMITTEE TO NOTIFY THE HOUSE

Senator Stoddard moved that a committee of three be appointed to notify the House that the Senate was ready to adjourn sine die, which motion prevailed.

The President appointed as such committee, Senators Stoddard, Bennett and Clark of Marion.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Benson moved that a committee of three be appointed to notify the Governor that the Senate was ready to adjourn sine die, and to ascertain whether or not he had any further communication to lay before the Senate, which motion prevailed.

The President appointed as such committee, Senators Benson, Clark of Cerro Gordo and Doran.

REPORTS OF SPECIAL COMMITTEES

The committee appointed to notify the House that the Senate was ready to adjourn sine die returned and announced that it had performed its duty.

The committee appointed to wait upon the Governor, reported that it had performed its duty and that the Governor wished to express his appreciation for the courtesies accorded him during this session of the Senate.

FINAL ADJOURNMENT

The hour of 12:00 o'clock noon having arrived, President Arch W. McFarlane declared the Senate of the Forty-third General Assembly adjourned sine die.

IN MEMORIAM

Iowa State Senate

CLEM F. KIMBALL.....	August 11, 1868-September 10, 1928
ERNEST LINCOLN HOGUE.....	August 31, 1861-December 17, 1928
ANDREW J. SHINN.....	November 7, 1866-April 8, 1928
JOHN E. WICHMAN.....	April 16, 1859-March 28, 1929
SYLVESTER CALVIN REES.....	May 5, 1849-March 1, 1929
GEORGE FRANKLIN COBURN.....	May 12, 1856-March 17, 1929
DAVID J. PALMER.....	November 15, 1839-November 19, 1928
JOHN JOSEPH DUNNEGAN.....	May 10, 1861-February 7, 1929
EDWARD L. CROW.....	October 13, 1852-February 27, 1928
JOHN F. WEBBER.....	September 26, 1874-April 7, 1928
GEORGE S. ALLYN.....	March 9, 1847-July 17, 1928
F. M. MOLSBERY.....	May 22, 1866-February 14, 1929
GEORGE W. HENDERSON.....	April 19, 1833-October 22, 1927

JOURNAL OF THE SENATE

MEMORIALS

SENATE CHAMBER
DES MOINES, IOWA, APRIL 8, 1929.

The Senate met in memorial session, President Arch W. McFarlane presiding.

CLEM. F. KIMBALL

MR. PRESIDENT: Your committee which was appointed to report resolutions commemorating the life, character and service of the late Clem F. Kimball, beg leave to submit the following report, and move its adoption:

Clem F. Kimball was born August 11, 1868, at Anamosa, Iowa. He attended the public schools of Anamosa until the spring of 1886, not quite finishing his high school course. He then entered the State College at Ames and took a mechanical engineering course, graduating in 1889. He engaged in engineering work and teaching until 1893, when he entered the University of Michigan, taking law and specializing in the literary department. He graduated from the University of Michigan in 1895 and began the practice of law in October, 1895, at Council Bluffs, Iowa. He was married to Carroll Williams of Wyoming, Iowa, in 1892. He was a member of the Congregational church, Masonic Lodge, Knights of Pythias, Elks, and several other organizations. He was also a member of the Country Club of Council Bluffs, and of the Lions' Service Club. In 1899 he was appointed assistant county attorney of Pottawattamie county and held the office for two terms. In 1906 he was elected city solicitor of the city of Council Bluffs and served three consecutive terms. In 1912 he was elected to the state senate and served in the 35th, 36th, 37th and 38th general assemblies.

In 1924 he was elected Lieutenant Governor and was reelected in 1926. He died at his home in Council Bluffs, Iowa, on the 10th day of September, 1928.

His was a valiant soul. He met life courageously. He lived life courageously and he left it courageously. But this was not all. When he passed from this world he left it the better for his having lived in it.

One of the prophets of the ancient days said this: "Behold thou hast instructed many, Thou hast strengthened weak hands, Thy words have upholden him that was fallen and Thou hast made firm the feeble knees."

These words typify the life of Clem Kimball for it was a life of service and usefulness and gentle loving kindness to all who knew him, little

children, men and women and his fellow citizens of the commonwealth of Iowa.

We read in the pages of the ages that have passed the romance of the knights of brave hearts and chivalrous souls. And yet in our own day, knighthood has not passed away for there are still knights of the soul and the spirit. He was one of them. We who knew him as we sit here today look back in fondest recollection to his presence here in this chamber as a Senator and as presiding officer of this Body. We remember his potent force and influence upon this floor; we remember his fairness and justness as president of this Senate, and above all we remember the sweetness and geniality of his exceptional personality. Few men in the public life of Iowa have left their mark more indelibly upon the history of the state than has Clem Kimball. That mark is his epitaph and it is the cherished remembrance of those who knew and loved him.

Therefore, Be It Resolved, That a copy of these resolutions be printed in the records of this body and a copy of the same be forwarded to his family.

J. R. FRAILEY,
B. M. STODDARD,
W. S. BAIRD,

Committee.

Senator Frailey spoke as follows:

MR. PRESIDENT AND MEMBERS OF THE SENATE: In composing a tribute to this great member who has passed, I have thought that there is nothing that we can do to add or to detract from the stark-immortality of death.

This is a time of memory and of love that by the strength of its undying faith brushes away the burdens of the years and lives again amid the sweet and saddened scenes of yesterday.

So we meet today, in this moment of service, as a mark of respect to Clem Kimball. His was a valiant soul. He battled against physical infirmities that would have overwhelmed any other man, yet his courage and keenness never failed.

I have known him for many years; long before either of us were members of this Senate. It happened that we were both city solicitors in our own city and at that time, 'way back in 1905, began a friendship that today is still strong and fresh in my memory. He had a courage and character and disposition of soul that took him out into the great unknown with the same courage that characterized him in life.

And when I say life, I mean life; because life never ends. We all know that. I had occasion to say that once before upon this floor; that life never ends. He who doubts it is either a casuist or a fool.

Life never ends. If you doubt it, go out at night under the stars as they swim along their eternal courses, and one can not help but know that somewhere, somehow, some place, back of all this there is a Directing Hand, call it God, or Jehovah, or what you will, who rules all this, no matter what it is. If the planets and the sun and the stars are charted on their eternal course, why should we doubt but that beyond this little sphere of ours, beyond this "narrow veil that stretches between the peaks

of two eternities," beyond this trivial span that we call "life," there is and must be immortality.

"Death is dead,
I did not see it die,
Nor knelt beside its final bed:—
I only know from what I saw today
That death is dead.

For I saw life,
And then I knew
That it had seen death pale and pass:—
But I did see that where death dwelt
Was waving grass.

There life met death
And fought it out,
Where rivers run past lonely fields:—
The timeless hills have told us that
Death always yields.

I ask no further proof
That this is so,
For life is lifting up its lovely head;
And when I saw a single bud upon a bush
I knew that death was dead."

In this way, out from this little island called the earth, out with his ship, captain of his soul, went Clem Kimball, pilot of his course, on to the uncharted sea of immortality.

"Sunset and evening star,
And one clear call for me!
And may there be no moaning of the bar
When I put out to sea,

But such a tide as moving seems asleep,
Too full for sound and foam,
When that which drew from out the boundless deep
Turns again home.

Twilight and evening bell,
And after that the dark!
And may there be no sadness of farewell,
When I embark;

For tho' from out our bourne of Time and Place
The flood may bear me far,
I hope to see my Pilot face to face
When I have cros't the bar."

So fared this courageous, great-hearted knight. He has crossed the bar, and on the infinite sea of eternity he has met his Pilot face to face. Clem Kimball, Hail! And Farewell!

Senator Stoddard spoke as follows:

When I came to the Thirty-eighth General Assembly in 1919, I did not know a single member of the Senate or of the House, and it happened that Clem Kimball was one of the first men that I met. I found him to be one with whom it was very easy to become acquainted, and when you had become acquainted with him, he was a real friend. When you had once gained his confidence, it was hard to shake.

Senators, I have known few who have held the esteem, respect and affection of their friends and colleagues as did Clem Kimball. His record, both as Senator and Lieutenant Governor, was both clean and brilliant. He always displayed honesty and ability, and was entirely unselfish in his work for his state and country, and has to his credit a long record of unselfish endeavor.

He will not be forgotten.

Senator Baird spoke as follows:

MR. PRESIDENT: I want to say just a few words about Clem Kimball. He and I were fast friends always. We were associated in lodge work, and on several occasions we were more intimately associated and traveled together. Just as an incident, we went to Washington on several occasions, and on one occasion we went to New York, Niagara Falls, and back to Washington. When we were in New York, we went across the street together; Clem had green glasses on and I had a stick; I had hold of him. A big policeman came along and stopped the traffic and we went across. A case of the blind leading the lame or the lame leading the blind.

Clem Kimball had a big heart and everybody loved him. All the time he lived in Council Bluffs, we were associated together and I remember the first impression I had of Clem Kimball was in the Court House at Council Bluffs. He was trying a case against the best firm of lawyers we had in the city, and I was watching him and if I may say it, noting the peculiar character and features of his head. I said to myself, "There is a man who is bound to rise in this community." Everybody knew him and I don't believe he had an enemy in Council Bluffs.

I too, believe there is no death; that we cannot go out of existence. In fact, it is impossible to destroy anything that is in Nature. It may assume some other shape or form, but the economy of nature is that nothing has ever been lost. I have often wondered why it was that a flower, for instance, would grow up between the cracks of a sidewalk to bloom there and then be trod upon by some unseeing person. I have often wondered why nature was so extravagant; why a young man starting out in life with everything before him, everything that could be inviting, why he too should be cut down in his prime. I often wonder why Clem Kimball should have to pass on when everything was just coming right for him and he was going on to success. I cannot help but recall these things, because years ago I had a brother who died in that way, when the world was opening up for him. I wonder why? I think we don't know, and never will know. It is certainly one of those great mysteries.

The resolution was unanimously adopted by a rising vote.

ERNEST LINCOLN HOGUE.

MR. PRESIDENT: Your committee which was appointed to prepare resolutions commemorating the life, character and service of the late Ernest L. Hogue beg leave to submit the following report and move its adoption:

Ernest Lincoln Hogue was born in Monroe County, Iowa, August 31, 1861. When two years old his parents moved to Warren County and located near Norwalk. He was educated in the common schools and as a young man moved to Monona County in 1885, and this county was his residence until the time of his death. In occupation he was a farmer and livestock raiser on an extremely extensive basis, until the affairs of the State of Iowa called him to its service. He served in the State Senate in the Twenty-ninth, Thirtieth and Thirty-first General Assemblies. He was chairman of the Iowa-Nebraska Boundary Commission from 1921 until July 1, 1924. He was appointed Budget Director of the State of Iowa upon the 30th day of July, 1924, and occupied this important position at the time of his death which occurred on the 17th day of December, 1928.

Senator Hogue typified that virile pioneer stock that has made Iowa what it is today. He, and men and women like him, transformed the prairies of northwest Iowa from a wilderness into a prosperous and civilized commonwealth, and it is to men of his type and character that we of this generation owe the heritage that is ours today in this State. He was a man of candor, honesty and rugged character, and in his quiet way did much to mold the history of his community and of his State. His was a life of service and the State of Iowa is better for his having lived.

Therefore, Be It Resolved, That in the passing of the Honorable Ernest Lincoln Hogue the state has lost a valuable and honored citizen, a man of strong character and sterling worth, and the Senate of Iowa will tender by this resolution its sympathy to the widow and children who survive.

Be It Further Resolved, That a copy of these resolutions be spread upon the journal of the Senate as an expression of the life and worth of the deceased, and an engrossed copy hereof be transmitted to the widow.

J. R. FRAILEY,
O. P. BENNETT,
J. G. MERRITT,

Committee.

Senator Bennett spoke as follows:

"It is my privilege and pleasure to have known Senator Hogue intimately in his own home and his own community. He was much beloved in his own home town and that part of Iowa where he had lived for so many years, and it seems to me that there is no better tribute to a man than that he is so well liked and beloved as Senator Hogue was in his community. I have seen him with his sons and with his grandsons and have noticed the love and affection that he had toward his family and fellowmen.

I have observed him on many different occasions when people were in trouble and needed some assistance or aid on different matters, and he was always charitable and considerate and I feel that Iowa has lost a great man in the passing of Senator Hogue. His work as Budget Director he took very seriously.

He gave of his strength willingly and gladly and I feel that his work taxed him more than is perhaps known to the public generally.

He has given and contributed to this state a great deal and I feel that we have lost in him a very distinguished citizen.

MR. PRESIDENT, I move the adoption of the report."

The resolution was unanimously adopted by a rising vote.

ANDREW J. SHINN.

MR. PRESIDENT: Your committee named to draft suitable resolutions commemorating the life, character and public service of the late Andrew J. Shinn, beg leave to submit the following:

Andrew J. Shinn was born in Pottawattamie County, November 7, 1866. In February, 1880, he moved with his parents to a farm in Harrison County where he resided until his death. He received his education in the rural schools and was a farmer by occupation. In 1901 he was elected sheriff of Harrison County and in 1922 was elected to the Senate representing Harrison, Crawford and Monona counties. He died on the eighth day of April, 1928.

Senator Shinn has left a worthy record in this body. He was a man of unquestioned honesty and integrity and whatever he believed he espoused courageously and openly. He typified and was one of the pioneer blood that moulded the commonwealth of Iowa. He loved this State, believed in it and fought for its welfare as he saw such welfare. Men such as he have rendered and will render invaluable service to the State and are needed and wanted in the deliberative and legislative bodies that minister to its service. He has left to those who knew and loved him, a record of unselfish and honest service to his fellow citizens.

Therefore, Be It Resolved, That in the death of Senator Andrew J. Shinn the state and community where he lived have suffered the loss of an influential and honored citizen; a man of strong character and unselfish devotion to duty in public and private life; and the Senate of Iowa would tender by this Resolution its sympathy to the widow and children who survive.

Be It Further Resolved, That a copy of these Resolutions be spread upon the journal of the Senate as the expression of the life and worth of the deceased, and an engrossed copy thereof be transmitted to the widow.

O. P. BENNETT,
O. E. GUNDERSON,
WM. E. MCLELAND,

Committee.

Former Senator Pitt spoke as follows:

MR. PRESIDENT: A few moments ago, Senator Bennett asked me if I would say a word for Senator Shinn. It has been my position since leav-

ing the Senate not to embarrass you with addresses, but this seems like a personal duty. Had I been the one to go and Andy Shinn had been asked to say a word for me I know he would have gone through "No Man's Land" and stood there for me.

It is a great thing when the Senate of Iowa, or the Congress of the United States, will stop a moment and give attention to the memory of the honored dead. You must, as a Senate, have memory and forecast, and as long as the Senate will stop to talk over and commemorate the memories of those gone before who have served their public life and pick from their services those sound things that constitute great statesmen, then our republic is safe, and upon such homes as was the home of Andy Shinn, rests the future security of this republic.

I will say for Andy Shinn that his grandfather died in a covered wagon. He was a Methodist minister who came to teach the Word of God. From that stock Andy Shinn was born—born in poverty. Through every vicissitude of life, the burnished banner of honor that Andy Shinn carried was ever without a stain.

Any one knowing him as I have known him, must feel that no matter what is in the future—I don't know, you don't know, and it isn't for mere man to pierce the veil of futurity—but when the name of Andy Shinn is called, he will be there to answer.

The resolution was unanimously adopted by a rising vote.

JOHN E. WICHMAN

MR. PRESIDENT: Your committee which was appointed to report resolutions commemorating the life, character and services of the late John E. Wichman, begs leave to submit the following report and moves its adoption:

John E. Wichman was born in Galena, Illinois, April 16, 1859. He lived in Galena until 21 years of age. After finishing the public schools he entered the Northwestern German English college, an institution owned by the German Methodist Church, which was then situated at Galena, but later removed to Charles City, Iowa, and in still later years merged with Morningside college at Sioux City. He graduated from the normal department of this school in 1876. After his graduation he taught school and in 1881 came to Iowa, settling near Garner, Hancock County, where he worked on a farm during the summer and taught school during the rest of the year.

He began the study of law at Garner in the spring of 1882, in the office of A. C. Ripley, remaining with him a year and then pursuing his studies in the office of H. H. Bush, of Garner, with whom he formed a partnership which continued for six years. He was admitted to the bar in 1884.

He had practiced law in Garner continuously from that time until the time of his decease. For the past fifteen years he had been in partnership with I. C. Hastings. He was an able and successful practitioner of his profession and was held in the highest esteem by his colleagues.

He served Hancock County in the State Legislature in the Thirty-

seventh and Thirty-eighth General Assemblies, 1917-1921. In the Thirty-ninth, Fortieth and Fortieth extra General Assemblies he represented the Forty-third Senatorial District, Cerro Gordo, Franklin and Hancock counties, as their Senator. He was a member of the commission that made the revision of the Iowa Code, which was accepted by the State Legislature in 1924.

He has held various positions of trust in Garner and her environs, and has carried responsibility well. He was mayor of the city for two terms, several years on the city council, served for years on the school board, four years as county attorney, and always worked shoulder to shoulder with the rank and file of the citizens. He was modest and unassuming, and accomplished his work in a quiet manner.

He was married to Mary Lucy Prescott, November 15, 1888. To this union there were born three daughters, one dying in infancy. The two remaining, Mrs. Lois Fenlon, of Clinton, Iowa, and Charlotte Hindt of Rock Rapids, Iowa. These daughters, together with his faithful wife and companion, remain to mourn the passing of a devoted husband and father. He also leaves one brother, Fred Wichman of Alhambra, California, and a sister, Mrs. George Merten of Garner.

While the professional and political life carried him much into the public yet no one was a greater lover of home than he.

He was a member of the Masonic order, the Blue Lodge and the Chapter in Garner and the Commandery in Mason City. He was also a member of the Lions' Luncheon Club.

The Methodist church has always been his church home and he was regular at her worship. For years he was chairman of the board of trustees. For many years he sang in the choir and to every interest, local and missionary, he gave a generous support. He was ever loyal to his pastor and he will be sorely missed in the church he loved.

In his last illness, which necessitated a very serious operation, and which terminated in his death, he was confined to the hospital just thirty days. Everything was done for him that was known to the best medical and surgical science but to no avail and he passed on and out "to that undiscovered country, from whose bourne no traveler returns."

He had a wide acquaintance throughout the state who were numbered among his friends. These, together with the "home folks," will mourn his passing.

For many years in the Twelfth Judicial District of this state and in the Supreme Court where he was engaged in legal practice, he was recognized by judges and his brother lawyers as a careful trial lawyer of fine legal ability, a safe and trusted adviser and a high-minded, courteous gentleman whose word was always good. He was faithful to his clients, true to his friends and true also as a capable public servant. He was incapable of trickery or unworthy conduct in politics or in public life as well as in business and social life. Probably his most outstanding work as a member of the Senate was his work in connection with the code revision.

The death of John E. Wichman brings deep sorrow to his friends and associates in this legislative body and regret to all who knew him.

Now, Therefore, Be It Resolved by the Senate of the Forty-third Gen-

eral Assembly of Iowa, that in the death of John E. Wichman, the people of the Forty-third Senatorial District and the people of the entire State of Iowa have sustained a great loss. Everywhere he was known as a man honored and trusted, a man of sterling quality and irreproachable character.

Therefore, Be It Further Resolved, That we extend to his estimable wife and to his family the deepest sympathy of this Body, and that we join with them in mourning the departure of so good a man. Their husband and father we shall ever remember as our friend and a true public servant of the people.

Be It Further Resolved, That a copy of this resolution be spread upon the journal of this Senate and that the secretary be directed to send an engrossed copy thereof to the family of the deceased.

E. W. CLARK,
O. E. GUNDERSON,
GEO. W. CHRISTOPHEL,
Committee.

Senator Clark spoke as follows:

MR. PRESIDENT AND SENATORS: It was my privilege to have been acquainted with John E. Wichman ever since boyhood. I always admired him for his ability as a lawyer and for his sterling manhood. He was straightforward and when he believed in a certain principle he had the moral courage to advocate and defend it. He was uniformly courteous and kind, a good husband and a good father. He was considerate of the views of those with whom he could not agree, according to them the same honesty of purpose that always guided his actions. I feel a personal loss in his passing.

The resolution was unanimously adopted by a rising vote.

SYLVESTER CALVIN REES

MR. PRESIDENT: Your committee appointed to prepare resolutions commemorating the life and public service of the Honorable Sylvester Calvin Rees, State Representative and State Senator, reports as follows:

Mr. Rees was born on a farm near Carlisle, in Warren county, Iowa, on the 5th day of May, 1849. He was educated in the common school and in the high school of Carlisle. In 1868 he removed to Fremont county, where he taught school, and also worked as a clerk in different stores. He was engaged in farming, in which he was quite successful and acquired considerable land. In his later years he also engaged in real estate and insurance business.

In 1881 he was married to Miss Lulu Harris and to this union were born the following children: Paul Rees, J. R. Rees, Mrs. Edith Dyke and Mrs. Pearl Jones.

Mr. Rees served Hamburg as a councilman and as mayor. In 1914 he was elected State Representative and was reelected in 1916, serving in the Thirty-sixth and Thirty-seventh General Assemblies. In 1922 he was elected State Senator and served in the Fortieth, Fortieth extra and

Forty-first General Assemblies. Mr. Rees died at his home in Hamburg, Iowa, on March 1, 1929.

Mr. Rees was a man of honor and stood high in the confidence and esteem of his associates. He was kind, considerate and generous and served well in every capacity in which he was engaged. In public or private life, Mr. Rees was a man of pronounced convictions, candid and outspoken, and there was never room for doubt as to his stand on any public question; therefore, be it

Resolved, That in the death of Hon. Sylvester Calvin Rees, the State has lost a worthy and influential citizen, and that we extend to his relatives and friends our sincere sympathy; and be it further

Resolved, That this resolution of respect and appreciation be printed in the journal of the Senate and that the Secretary be directed to forward an engrossed copy to the family of the deceased.

DENVER L. WILSON,
OSCAR ULSTAD,
F. C. GILCHRIST,

Committee.

Senator Wilson spoke as follows:

MR. PRESIDENT AND SENATORS: I am glad to say a word by way of commemorating the life and public work of Senator Rees. He was a product of Iowa, born within the borders of this state, in 1849 and died at his home March 1, 1929. He was a success in business and in his legislative service. He was a man of pronounced convictions, backed up with sound judgment. His work as a legislator was a credit to his district and the state, and in his going this state has lost a valuable citizen.

The resolution was unanimously adopted by a rising vote.

GEORGE FRANKLIN COBURN

MR. PRESIDENT: Your committee which was appointed to prepare resolutions commemorating the life, character, and services of the late George Franklin Coburn of Marcus, Iowa, beg leave to submit the following:

George Franklin Coburn was born at Belvidere, Illinois, on the twelfth day of May, 1856. At the age of twenty-one years he moved to Iowa and located upon a farm near Marcus. Later in the same year Mr. Coburn married Mary Ann Pettengill. To this union were born five children.

He was the proud owner of a stretch of prairie which was transformed largely by his own personal labor into one of the best farms in Iowa. Upon this same farm Mr. Coburn passed away on the seventeenth day of March, 1929. From this farm home the funeral party proceeded on the twenty-first day of March to the Mount Pleasant Presbyterian Church. Inside accommodations were available to less than one-half of the crowd of friends who had gathered. Interment was made in the little cemetery near the church. Mr. Coburn was one of the founders of this cemetery in earlier years.

Mr. Coburn was very active in all the interests of his community, both civic and social. He belonged to the Chamber of Commerce of Marcus, also was a member of the Masonic Lodge of that place. He was a member of the House of Representatives in the Twenty-eighth, Twenty-ninth, Thirtieth and Thirty-first General Assemblies. He was a member of the Iowa Senate in the Thirty-seventh and Thirty-eighth General Assemblies. Mr. Coburn was a respected and influential participant in the affairs of republican politics in northwest Iowa.

Now, Therefore, Be It Resolved by the Senate of the Forty-third General Assembly of Iowa, That in the death of George Franklin Coburn the state and the community where he lived have suffered the loss of an influential and honorable citizen; and,

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the Senate and that the Secretary be directed to send an engrossed copy thereof to the family of the deceased.

LEW MACDONALD,
F. C. GILCHRIST,
B. M. STODDARD,

Committee.

Senator MacDonald spoke as follows:

MR. PRESIDENT: My acquaintance with George F. Coburn was limited entirely to a few visits and associations with him in rural life. I knew nothing of him and his work here in the General Assembly. There are Senators in this chamber who were intimately associated with Senator Coburn in his state work, and two of these members of our present Assembly are my colleagues, Senators Gilchrist and Stoddard, who will say a few words.

Senator Stoddard spoke as follows:

MR. PRESIDENT: Senator Coburn was another one of the men here in the Senate during the Thirty-eighth General Assembly, and I believe that he occupied the seat now ably occupied by the Senator from Tama. I remember very well the first day I came down here. He took a great deal of interest in telling me many things about how legislation was accomplished here on the hill.

He was always kind, was intelligent, and always in a good humor, and was always interested in things going on, not only in the chamber but everything that had to do with the construction of legislation.

I always enjoyed my association with Senator Coburn here in the Senate. I have also stopped at his home on his invitation and it has always been a great pleasure, as he was a man who made you feel that you were twice welcome.

He was a real farmer in every sense of the word; a successful man, not only as a citizen of his community but as a legislator.

Senator Gilchrist spoke as follows:

MR. PRESIDENT: When I first had any experience in legislative work, it was in the hall across from this chamber, and I came there first in the Twenty-ninth General Assembly. It was then that I met George Coburn,

who was then representing Cherokee county in that chamber. I have known him at all times since, until his death, through a time that is marked commonly as one generation of men. I met him sometimes in a political way and sometimes in a social way and once in a business way, and I learned to appreciate the kindness of his soul, and the intelligence and fidelity which always marked his conduct.

It was Tennyson who called attention to the things that are really worth while in life when he said:

"Kind hearts are more than coronets,
And simple faith than Norman blood."

It is not a question of whether you amass a fortune, or of political or business distinction which may come to you, but in that last final counting the question is, "Do you have charity? Have you fought well, faithfully and kindly? Has your life increased the great fold of human happiness? Has your conduct been such as to receive the respect of those who follow you?" Judged by this standard, I know of no person who is entitled more to our respect and reverence here this afternoon, than is the subject of this resolution; for he certainly had a great human heart, actuated always by the most kind intentions, by charity, by respect and love for his fellows and by those principles of honesty and integrity which shall always mark the intelligent. I am proud this afternoon to be able to have numbered him among my friends and to speak a few words in his memory. May his kindness, his character and his Christian virtue always be revered.

The resolution was unanimously adopted by a rising vote.

DAVID J. PALMER

MR. PRESIDENT: Your committee appointed to prepare resolutions commemorating the life, character and public service of Col. David J. Palmer of Washington, Washington county, Iowa, begs leave to submit the following report:

David James Palmer was born in Washington county, Pennsylvania, November 15, 1839, and died in Washington, Iowa, November 19, 1928. He was with his parents, Samuel R. and Margaret (Munce) Palmer, in their removal to Carrol county, Ohio, in 1842 and to Washington county, Iowa, in 1856, where they located on a farm near the town of Washington. He attended public school in Ohio and in Iowa, and helped on his father's farm. He attended United Presbyterian College in Washington in 1859 and 1860, and taught school in 1860 and 1861.

On July 10, 1861, he enlisted as a private in Company C, Eighth Iowa Infantry, and was promoted to corporal September 9, 1861. On April 6, 1862, at the Battle of Shiloh he was severely wounded and left on the field for dead, captured by the enemy, his wounds neglected for two days, when in the maneuvers of the battle he found himself as near his comrades as his captors, crawled to the Union lines, where he was cared for, and weeks afterwards was sent home. When the Twenty-fifth Iowa Infantry was organized that summer Corporal Palmer, who had organized Company A of that regiment while his arm was in a sling, was

elected its captain. He was promoted to lieutenant colonel of the regiment when less than twenty-four years old, June 9, 1863. He was with his regiment, commanding it all of the time, in its great history at Vicksburg, Chattanooga, Atlanta, Columbia, and at the grand review at Washington, and was mustered out June 6, 1865. He then returned home and devoted himself to farming and stock raising. He was elected county auditor of Washington county in 1875 and was reelected in 1877, serving four years. In 1884 he was elected a presidential elector, running as a Republican.

In 1891 Mr. Palmer was elected Senator and was reelected in 1895, serving inclusively from the Twenty-fourth to the Twenty-seventh General Assemblies. He resigned as Senator at the close of the Twenty-seventh and accepted the appointment by Governor Shaw made on March 22, 1898, as a member of the Railroad Commission. By reason of election he continued to serve in this position until 1915.

The Palmer farm home was only a few miles from Washington, but the last twenty-five years of his life he and his wife, who was Letitia Helen Young before their marriage in 1866, and who survives him, resided in the city.

Mr. Palmer was outstanding and useful in church work, in politics, in social life, and in every other useful activity of the community. He was a life-long member of the United Presbyterian church; for over thirty years was superintendent of the Sunday School, and for practically all his active life was a member of the church choir. Popular with all classes because of his fine personal qualities, he was an especial favorite among his war comrades. He had few equals as a camp fire speaker. He received the highest honors the Grand Army had to bestow, being commander of the Department of Iowa for the years 1907-08, and grand commander of the national organization in 1914-15.

It might well be said of Colonel Palmer, the words that were spoken of our first President, that he was "first in war, first in peace, and first in the hearts of his countrymen." His devotion and loyalty to his neighbors and friends not only in his home county but in his state was always uppermost in his mind, and his integrity and faithfulness in his home and public duties was always of a high order and above reproach, and in his passing his community, his state, and nation have lost a most valuable and loyal friend.

Now, Therefore, Be It Resolved, That a copy of these resolutions be spread upon the Journal of the Senate, and that the Secretary be directed to send an engrossed copy thereof to the family of the deceased.

WILLIAM CARDEN,
J. R. FRAILEY,
F. M. BEATTY,

Committee.

Senator Frailey spoke as follows:

MR. PRESIDENT AND SENATORS: When the Senator from Henry said that Colonel Palmer had a devoted friend in me, he should have reversed it and said that I had a devoted friend in Colonel Palmer.

One of my earliest recollections when I was budding into young manhood, was the sagacious guidance of this grand old man, whom we all love in Iowa, as the mentor, not only of the Republican party, but of the youth of that part of the state.

He was what I like to call one of the old oaks of Iowa, the sturdy oaks that were the pioneers, and are almost all gone now; and he typified that type of pioneer.

He was perhaps the most popular man, personally, that I have ever known, during his career in Iowa politics, and he got that political career not through guile but through honesty of character, and the loveliness of his disposition.

As a Senator he left a record unparalleled to none, and is remembered as one of the great men that went out of the Hawkeye state at the time of the rebellion.

Colonel Palmer led one of the finest regiments of all that vast militant body of the boys in blue who saved the union.

And now this intrepid, chivalrous soul has passed in review, not before Abraham Lincoln, but before the Great Commander of the universe.

Senator Carden spoke as follows:

MR. PRESIDENT: I imagine that there are none of the members of this Senate but who have either known or heard of Colonel Palmer. He was an outstanding character in Iowa history. He was one of the early citizens that came to our state. Col. Palmer went through the country schools and then was a teacher and when he was teaching the Civil War broke out and Colonel Palmer was one of the first to offer his services in behalf of his country. He was in the war but a short time when he was so badly injured that he had to be sent home, but he was so filled with the tremendous importance of what was going on that with his arm in a sling he organized a company and was elected its captain and with this company he went back to the conflict.

Colonel Palmer was an outstanding figure in the history of Iowa and history will so record him. He was without a doubt one of the bravest men that ever served on the battle front. I was told by one of his comrades that during one of the fiercest conflicts of the struggle, when his regiment was becoming discouraged and offered to surrender, Colonel Palmer went around among his men and pleaded with them to advance, and in response to his request, they advanced and the battle was won.

Such was the life and character of Colonel Palmer. No greater citizen ever lived in the state of Iowa, no better officer ever served in the state of Iowa. He filled the position of State Senator on this floor for two terms, eight years, in a most credible manner. He was then appointed as member of the Railroad Commission by Governor Shaw and served in that capacity for 19 years, doubtless the longest term in that capacity of any man who ever filled the position. In our part of the state everybody knew Colonel Palmer and to know him was to love him.

The resolution was unanimously adopted by a rising vote.

JOHN JOSEPH DUNNEGAN

MR. PRESIDENT: Your committee which was appointed to report resolutions commemorating the life, character and service of the late John Joseph Dunnegan, begs leave to submit the following report, and moves its adoption:

John Joseph Dunnegan was born at Mount Nebo, Yadkin county, North Carolina, May 10, 1861. Left an orphan when two years old he was bound out and was subjected to the rigors of poverty during his youth, receiving but little schooling. When twelve years of age he was thrown entirely upon his own resources, working for four dollars per month. In 1883 he removed to Appanoose county, Iowa, and worked as a section hand. In 1884 he went to Milford, Nebraska, where he met and married Miss Ella Stream, and in 1891 removed to Shenandoah, Iowa. He began there digging wells, but soon engaged in plumbing. In 1893 he secured the contract for constructing waterworks for Shenandoah, after which his progress as a public contractor was rapid. In later years he devoted himself to the construction of waterworks, sewers, and paving in many cities and in many states of the Union.

He had a rare faculty for making and keeping friends. He never forgot a friend. He was a most useful citizen to his adopted city, leading in its enterprises and benefactions, and when fortune smiled upon him he was ever ready with a bountiful hand to help those in need. No one will ever know how many thousands of dollars he spent in many ways, including contributions to the education of many poor deserving young people. No one will ever know the amount of money he gave in this way as he never told of his charities.

He was a Democrat in politics and attended as a delegate many national conventions of his party. He was a member of the City Council of Shenandoah and although living in a strong Republican district, he was elected State Senator in 1910 and rendered to his district and state useful service in the Thirty-fourth and Thirty-fifth General Assemblies.

Mr. Dunnegan died at his home in Shenandoah on the 7th day of February, 1929, leaving to mourn his loss his wife and one daughter, Mrs. Jennie Gottsch, wife of Dr. Gottsch of Shenandoah.

Therefore, Be It Resolved, That in the passing of the Honorable John Joseph Dunnegan the state has lost a valuable and honored citizen, a man of strong character and sterling worth, and the Senate of Iowa would tender by this resolution its sympathy to the widow and daughter, who survive.

Be It Further Resolved, That a copy of these resolutions be printed in the Journal of the Senate as an expression of the life and worth of the deceased, and an engrossed copy hereof be transmitted to the widow and daughter.

DENVER L. WILSON,
F. D. ICKIS,
ARTHUR LEONARD,

Committee.

Senator Wilson spoke as follows:

MR. PRESIDENT AND SENATORS: The life of John Joseph Dunnegan is an unusually outstanding life. His was a life that deeply impressed me, possibly because in many respects our lives were very similar. He was born in poverty and was left an orphan when he was a mere babe. From that time on he practically was homeless and friendless, but yet notwithstanding these handicaps, which included a lack of education in his early life, he arose to a position of honor and trust. He sat in this Body as a member from the Seventh Iowa Senatorial District in the Thirty-fourth and Thirty-fifth General Assemblies. As a public contractor he built many public works of large importance. He was a success at practically everything in which he engaged. I regard his life as one of the finest examples of a successful life with which I have ever been acquainted. We do well here today in these exercises in honoring his memory.

The resolution was unanimously adopted by a rising vote.

EDWARD L. CROW

MR. PRESIDENT: Your committee named to draft suitable resolutions commemorating the life, character and public service of the late Edward L. Crow, beg leave to submit the following report and move its adoption:

Edward L. Crow was born in Linn county, Iowa, October 13, 1852. He grew to young manhood on the old homestead in Linn county and received his education in the district schools of that locality. Senator Crow moved to Soldier township, Crawford county, Iowa, in 1882, and three years later moved to Mapleton, Monona county, Iowa, where he resided until the time of his death. He was actively engaged in farming and in the livestock business and was the vice president of the First State Bank of Mapleton. He served as Senator from his district in the Thirty-fourth and Thirty-fifth General Assemblies. He died on the 27th day of February, 1928. Senator Crow was a man of most pleasing personality. He was beloved by all those who knew him for his frankness and intense human interest which he at all times displayed to all his fellow men. He was of staunch, sturdy stock of that class of pioneers who have done so much in establishing the institutions of the state of Iowa. He was always a leader in his community and left a record of unselfish service and sacrifice to his many friends.

Therefore, Be It Resolved by the Senate of the Forty-third General Assembly of Iowa, That in the death of Edward L. Crow the state and the community where he lived have suffered the loss of an excellent and high-minded citizen, a man whose life has left a deep impression upon his community and the state.

And Be It Further Resolved, That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to send an engrossed copy thereof to the family.

O. P. BENNETT,
CHAS. D. BOOTH,
LEW MACDONALD,

Committee.

Senator Bennett spoke as follows:

I consider it a great privilege indeed to be able to make a few remarks in this memorial in regard to my fellow townsman, Senator E. L. Crow. He served his state and district so credibly in the Thirty-fourth and the Thirty-fifth General Assemblies. Senator Crow was a man of most unusual personality. He radiated good fellowship. He was possessed of most unusual energy. He always stood for the finer things in life. He was always a leader, did much to improve his town and his community, and above all to meet him would give you cheer and inspiration. He was always friendly, full of fun and had a forward-looking view of things always which gave courage to his fellow men who had the slightest contact with him. He was an excellent father and husband and his was a life of sacrifice, and splendid unstinting service. While he was a member of a different political party from myself, that did not in any way interfere with our fine friendship for each other, for he was always fair and considerate and forgiving. I feel that in the passing of Senator Crow I have lost a fine and wonderful friend, and that his community and the state have lost a man of strong character, sterling worth and of distinguished service to his community and the state.

The resolution was unanimously adopted by a rising vote.

JOHN F. WEBBER

MR. PRESIDENT: Your committee which was appointed to report resolutions commemorating the life, character and services of the late Hon. John F. Webber, beg leave to submit the following report and move its adoption:

John F. Webber, prominent citizen of Ottumwa, who was shot to death at his home, 133 E. Court Street, Saturday night, April 7, 1928, was born in Ferris, Illinois, September 26, 1874. He was the son of Mr. and Mrs. William J. Webber.

He gained his early education in the public schools of Hancock county, Illinois, and in the meantime helped his father on the farm on which the family lived. He pursued an academic course in Carthage College, Carthage, Illinois, and later entered the law college of the State University at Iowa City and finished the law course there. After leaving school he traveled for three years for a nationally know farm implement company. In 1902 he entered upon the practice of law, opening an office in Ottumwa. Later he became interested in the Ottumwa National Bank and the Wapello County Savings Bank. A Democrat in politics, he became a candidate for State Senator in 1910 and was elected. He was a member of the Ways and Means Committee, Appropriations Committee, Judiciary and other important legislative committees. He was recognized as one of the leaders in the legislature of that day, on matters pertaining to taxation, and laws governing public utilities. He was one of the authors of the workmen's compensation law, passed by the Thirty-fifth General Assembly, and was one of the measure's most ardent supporters.

During the latter days of his life he acquired numerous land holdings

in Iowa and Illinois and became known for his stock feeding enterprises. He was intensely interested in the economics of agriculture and was a keen student of farm conditions. A short time following the economic slump which struck the middle west, after the so-called inflation period had passed, Webber and others appeared before the Executive Committee in the State House at Des Moines, and, due largely to his efforts and those who supported him, land values as between farm land and city property were adjusted. This effected a saving of thousands of dollars to the farmers of Iowa.

In 1919 he became president of the Ottumwa National Bank and retained that position until January 1, 1928, though previously he submitted his resignation from that office to the directors, due to his burden of other business duties. He was also president of the Wapello County Savings Bank, an institution which he headed at the time of his death.

Senator Webber was one of the outstanding figures in the good roads movement in his county and state. During the road campaign here in the early part of 1926, he made numerous speeches throughout the county in behalf of the proposed bond issue. He was also a member of the board of directors of the Iowa Good Roads Association. He was a member of the Wapello Club and a charter member of the Ottumwa Country Club.

He was prominently mentioned recently in connection with being a candidate on the Democrat ticket to run for Congress from the Sixth District.

On October 2, 1900, he was united in marriage to Miss Estella L. Bailey of Ferris, Illinois, who with two sons, John Francis Jr., and Bailey C., survive him. He is also survived by his mother, Mrs. Mary Webber Lambert of Carthage, Illinois, and one brother, Charles A. Webber, of Ferris, Illinois.

FRANK SHANE,
W. A. CLARK,
F. M. BEATTY,

Committee.

Senator Shane spoke as follows:

I was a member of the House of Representatives during part of Mr. Webber's service in the Senate and our relations at that time were very close. During the years following we had many pleasant business contacts. I knew him intimately and admired him greatly.

He was one of the outstanding men of southeastern Iowa—kind, genial, yet possessed of wonderful business ability. His passing was a distinct loss, both to his community and to the state. "May he rest in peace."

I move the adoption of the report.

The resolution was unanimously adopted by a rising vote.

GEORGE S. ALLYN

MR. PRESIDENT: Your committee appointed to prepare resolutions in commemoration of the life, character and services of the Honorable George S. Allyn, begs leave to submit the following report:

George S. Allyn, son of the Rev. and Mrs. Henry Allyn, was born March 9, 1847, at Clinton, DeWitt county, Illinois, and departed this life at his home in Mount Ayr, Iowa, July 17, 1928, at the age of 81 years, four months and eight days. Surviving him are his devoted wife, daughters, Madge and Georgia, sons, Earle K., Clare G., and Clinton D., residents of Ringgold county; a sister, Angie M., of Waverly, Illinois, the only brother, John H. of Lincoln, Nebraska, and his six grandchildren.

As the son of a Methodist circuit rider, Mr. Allyn's first years were spent in many Illinois communities, for a circuit rider's efforts in the betterment of mankind called for continuous and constant travel. Death ended the early mission of this family by claiming Mr. Allyn's father in 1855, leaving the loyal mother and the five small children to face life's battles alone. Realizing the family's serious predicament, the subject of this sketch assumed a portion of the family's financial responsibility by becoming a wage earner at the tender age of nine. His recompense was only \$1.50 per week, and the employment was in the rural communities. The majority of these employers were just, but a few were very harsh and inconsiderate.

At the outbreak of the Civil War, this thirteen-year-old boy was denied a drummer's commission through failure to secure his mother's consent. His inability to serve his country at this time was a lifelong regret.

In 1866, George Allyn with brother, youngest sister and mother emigrated to Ringgold county by covered wagon and team, and settled on a farm south of Blockton where with the help of generous neighbors a crude home was constructed for the venturesome newcomers. Here, with winter approaching and the family's finances exhausted, Mr. Allyn's training in a minister's home again served him to good purpose, for it had indirectly fitted him for school teaching, and schoolmasters were scarce on this frontier. He was elected teacher of the home school and in this capacity he began his long career as a faithful public servant.

Occupied with teaching during the winter months and farming throughout the summer, Mr. Allyn lived in Clinton township until 1872, when he moved to Mount Ayr to assume the duties of clerk of the district court. While in this office, he was united in marriage to Miss Mary V. Kinsell, June 21, 1876. After three terms in the clerk's office, he was appointed and served as postmaster of Mount Ayr for two years under the Hayes administration, when he resigned to enter the banking and real estate business with C. B. Morris in the year 1880. This partnership was terminated in 1886 with the entry of John H. Allyn, and the firm of Allyn Brothers came into existence and served the people in a faithful manner for years.

Mr. Allyn was honored through election to the Twenty-sixth, Twenty-seventh, Twenty-eighth and Twenty-ninth General Assemblies as State Senator, and was returned to the Thirty-eighth and Thirty-ninth General Assemblies as Representative of the people of Ringgold county. He was appointed trustee of the Agricultural College at Ames, and filled this appointment for the term. His unique official record is with the local board of education, for his activities with this body have been in the capacity of president for fifty-two consecutive years.

In 1915, Mr. Allyn retired from active business duties and had since

resided on his acreage adjoining Mount Ayr, where he delighted in garden and flower culture; his restful moments were spent in wholesome reading. In this manner he retained a youthful and entertaining mind to the end of his life.

Membership in the Methodist Episcopal church came at a very early age, the baptismal rite being performed by the Rev. Peter Cartright, a compatriot of the Rev. Henry Allyn. Interest in the church's welfare and the church's activities was always in his mind; his devotion was conscientious; his time, talents and money were unsparingly donated as occasion demanded. Loyalty to the Sunday School of his church is best evidenced through the fulfillment of the superintendent's duties for a period of some twenty-five years.

No higher tribute can be paid Mr. Allyn than to say he was a consistent Christian, honest and true, mild-mannered and fair, tolerant and cheerful, passionately devoted to his family and his home, a consecrated worker in the "vineyard of his Lord." The memory of his worthy life will ever prove a priceless heritage to his beloved wife, his children and his grandchildren. He has fought a good fight, he has finished his course, he has kept the faith. "Blessed are the dead who die in the Lord."

Therefore, Be It Resolved by the Senate of the Forty-third General Assembly, That in the passing of the Honorable George S. Allyn, the state has lost an honored and valuable citizen, a man of high ideals in Christian living and useful citizenship.

Be It Further Resolved, That a copy of these resolutions be spread upon the journal of the Senate and that the Secretary be directed to forward an enrolled copy to the relatives of the deceased.

F. D. ICKIS,
GEO. A. WILSON,
OSCAR ULSTAD,

Committee.

The resolution was unanimously adopted by a rising vote.

F. M. MOLSBERRY

MR. PRESIDENT: Your committee appointed to prepare resolutions commemorating the life, character and public service of F. M. Molsberry of Columbus Junction, Louisa county, Iowa, begs leave to submit the following report:

F. M. Molsberry was born at Plymouth, Iowa, May 22, 1866, being a son of Joseph M. and Jemina Jane (Pitman) Molsberry. His father was a farmer and on the farm the son spent his early life and grew to manhood. After attending the district school, he entered the University at Iowa City, devoting his attention to the study of law, graduating in May, 1892, with the degree of LL.B. Immediately after leaving the University, he began the practice of law in Columbus Junction, Iowa.

On August 15, 1893, he was united in marriage to Miss Cora Oliver of Oklahoma City, Oklahoma. One daughter was born to this union, namely, Mrs. H. M. Patton.

His career as a lawyer was a marked success from the beginning and political honors were heaped upon him. He was elected county attorney of Louisa county and filled the office successfully for three terms. In November, 1901, he was elected to represent Louisa and Muscatine counties in the State Senate, and served five years in this connection. During his legislative period, he served on many important committees, among them the judiciary. He was particularly interested in railroad legislation and among the important measures which he sponsored was the Molsberry bill, which related to the indebtedness of railroads.

After his retirement from public office, he returned to Columbus Junction, resuming his practice of law. He became actively identified with the affairs of the community, and at the time of the organization of the local Community Club he was elected president. He was again reelected to this position, holding this office at the time of his death. He also served for a number of years on the town council, and was a member of the park board until his demise. He assisted in the organization of the Cotter Savings Bank and was one of the directors of this institution.

Politically he was affiliated with the Republican party, always being an ardent supporter of Republican principles and a leader in party councils.

Fraternally, Senator Molsberry was a member of the Masonic order, having reached the degree of Shrine. He was also an active member of the Knights of Pythias lodge, which organization he served as Grand Chancellor of Iowa in 1903. He was also identified with the Benevolent Order of Elks.

Senator Molsberry was held in high esteem by those with whom he came in contact and in his passing the community has lost a valuable citizen.

Now, Therefore, Be It Resolved by the Senate of the Forty-third General Assembly of the State of Iowa, That in the death of F. M. Molsberry, the state and community where he lived have suffered the loss of an influential and honorable citizen; and,

Be It Further Resolved, That a copy of these resolutions be spread upon the journal of the Senate and that the Secretary be directed to send an engrossed copy thereof to the family of the deceased.

RALPH U. THOMPSON,
D. W. KIMBERLY,
GEO. A. WILSON,

Committee.

Senator Thompson spoke as follows:

MR. PRESIDENT AND SENATORS: The memorial that has just been read is the record of F. M. Molsberry. His work is done. He who guides the destinies of man ordered the final roll call and F. M. Molsberry answered. In his passing the state has lost a valuable and faithful citizen.

"Fred," as he was affectionately known by his friends, took a deep interest in the civic affairs of his community. Any movement to promote and further the improvement of the parks and playground, or to encourage public entertainment received his active, personal leadership and support. The historical records of his community will forever stand as mute witnesses to this and to his everlasting honor and glory.

To eulogize Mr. Molsberry is a difficult thing, but I do not deem it necessary, for F. M. Molsberry inscribed his own eulogy in everlasting script upon the minds and in the hearts of his friends, associates and neighbors by his acts of kindness and public service.

Fred was an advanced progressive thinker as is evidenced by the records of the Senate journal of a quarter of a century ago. Among the measures he fathered in the Thirtieth General Assembly was a bill relating to the regulation and inspection of barber shops, which law was written on our statute books twenty-five years later. He also introduced the measure changing the laws of Iowa so as to comply with the Titus constitutional amendment providing for biennial elections. But Fred has been called to his final reward, he has acquired that which we are all making the worldly struggle for, to-wit: "To be satisfied." He has left a memory of a life of service, of a duty faithfully done.

The resolution was unanimously adopted by a rising vote.

GEORGE W. HENDERSON

MR. PRESIDENT: Your committee which was appointed to report resolutions commemorating the life, character and service of the late Hon. George W. Henderson, beg leave to submit the following report, and move its adoption:

Hon. George W. Henderson, venerable pioneer, soldier, farmer, and politician, having put ninety-four and one-half years of life behind him, peacefully went to his final sleep at his home at Highland Farm near Rolfe, on October 22, 1927.

He was born near Springfield, Illinois, April 19, 1833. His parents were John H. and Elizabeth E. (Powell) Henderson. They removed to Ottawa, Illinois, where the son grew to manhood. His education was limited to about three years attendance of common school. In 1855 he removed to Masonic Grove (now Mason City), Iowa, where he ran a sawmill and a gristmill, and became a bridge builder. September 25, 1861, he enlisted in Company C, Fourteenth Iowa Infantry, and was later transferred to Company M, Seventh Iowa Cavalry. After serving over three years he was mustered out. In 1875 he removed to Sac county and engaged in farming. In 1882 he removed to Rolfe where he improved a farm which remained his home the rest of his life. He was for a time while living in Cerro Gordo county a member of the Board of Supervisors; and in Pocahontas county was in 1891 elected Senator from his district and served in the Twenty-fifth, Twenty-sixth, and Twenty-sixth extra General Assemblies. As early as 1844 he went westward through the Iowa territory to the Missouri River, thence north through the Spirit Lake region into the present Minnesota country and thence back to Iowa City where the territorial legislature was in session considering the boundaries of the proposed new state; and it was partially through information reported by him to the members of the legislature the people of Iowa agreed to the present boundaries of our commonwealth. In the late fifties he was active in warding off the Indian troubles. In the army his skill as a mechanic and bridge builder, and his services as a scout,

were valuable. When the first Republican state convention was held in Iowa on February 22, 1856, he represented his part of the state. To the very last he always took a patriotic interest in public affairs.

Therefore, It is Resolved by the Senate, That the character and service of George W. Henderson must always be respected; that his life is an example of private virtue and public service to be universally emulated; that his early labor as pioneer merits our gratitude; that we recognize in him an honored soldier who sleeps now in a hallowed grave within the bosom of the state which he helped to make so great; that his duty as citizen and statesman was always well done; that his long life as neighbor, benefactor, and friend gives just pride to our people; that love attends his memory and future generations shall call him blessed.

F. C. GILCHRIST,
E. W. CLARK,
O. E. GUNDERSON,

Committee.

Senator Gilchrist spoke as follows:

MR. PRESIDENT: I desire the Senate to consider for a moment the life, service and character of George W. Henderson, who was a member of this Senate so many years ago that few of you knew him. He served here and sat in the seat which I now occupy, representing the Fiftieth Senatorial district, when that district was first formed in the Twenty-fifth, Twenty-sixth and Twenty-sixth extra General Assemblies, being the Assembly which codified the Code in 1897.

Senators, few of you remember him personally, so I will take a moment to call to your memory who he was. George W. Henderson was born of a family of sturdy pioneers. They came from North Carolina and Kentucky, and went with the great trek which brought Abraham Lincoln to Indiana and later to Illinois. He was born during the administration of Andrew Jackson, when we were in strife about the policy of the banks, and of nullification, and of all those subjects which occupied political attention in that day. He was born in 1833. He lived clear through until nearly the close of the Coolidge administration, just a few days before the election in 1927.

He was a most remarkable man. He was one of the first of the pioneers who came over into Iowa, as a boy across the Mississippi River. If you could have heard him talk and tell of his first sight of the river, of the life and hardships of the pioneers, it would have interested and instructed you amazingly.

He told the story about when he, as a boy of about fourteen years of age, was present at Iowa City during the legislature which proposed the admission of Iowa to the Union. He had been out that spring to the western and northwestern side of what was then the territory of Iowa. A question arose as to what the territory up there was used for; it might be a great American desert, and it was the intelligence which he brought back to Iowa City, to the politicians and statesmen, previous to the adoption of our constitution, and previous to the admission of Iowa into the Union, which led to the adoption of Statehood offered in '45 under the present geographical lines.

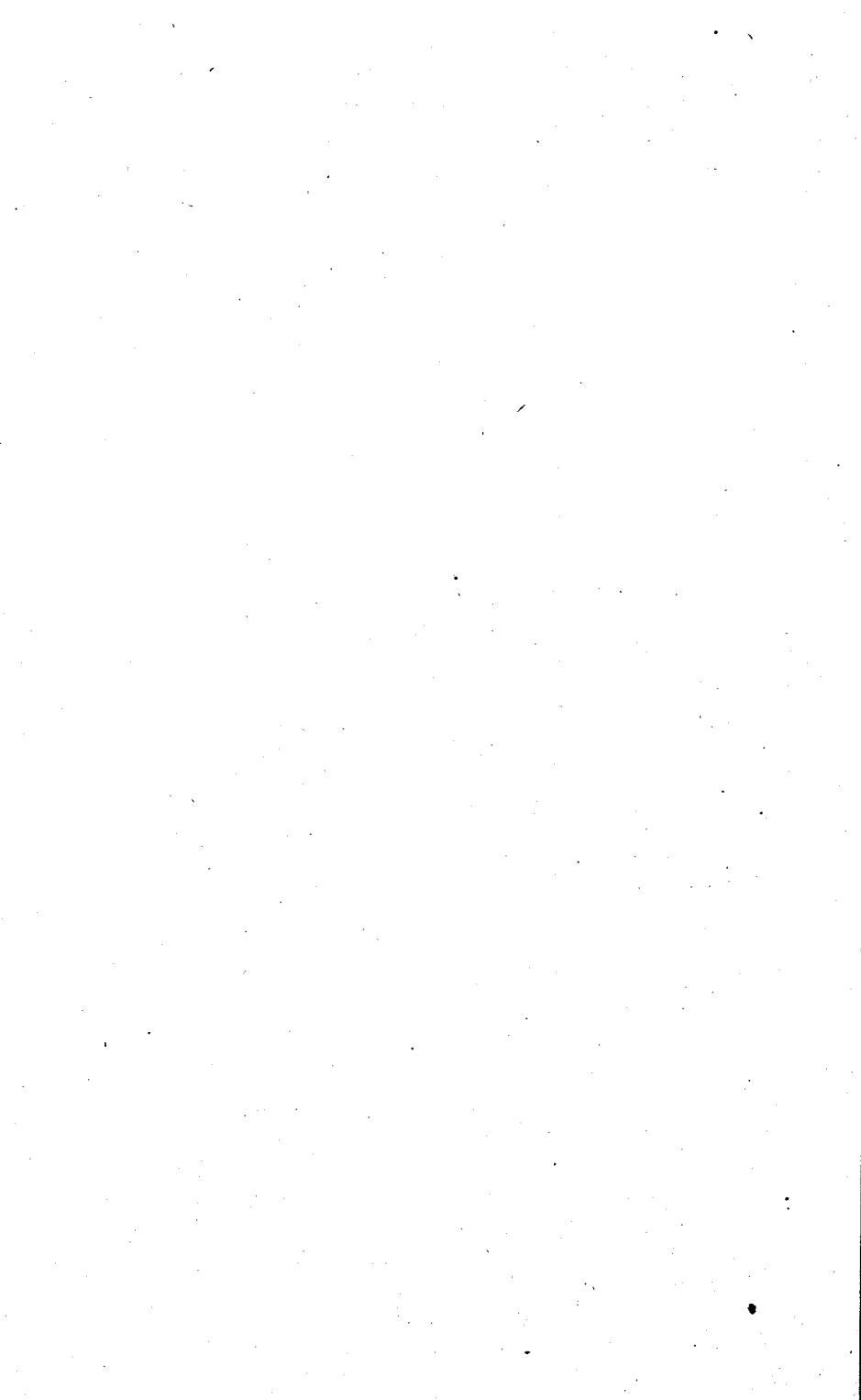
As a workman, he helped to bring into the State of Iowa across the ice of the Mississippi River, the first locomotive engine that ever rolled over the prairies of this great State. He served as a soldier during the war of the Rebellion, three years and nine months; was engaged as a scout and soldier, being allied with the troops on the Indian frontier. He later moved to Mason City, which was then known as Masonic Grove, and ran a grist mill and the old settlers tell of his many exploits. He was a member of the Board of Supervisors of Cerro Gordo county. He took land near Spirit Lake and traded or disposed of his interest to one of the sturdy pioneers who afterwards suffered in the massacre at that place. He was a member of the first Republican State Convention that was ever held in Iowa, representing at that time a large share of the territory in northwestern Iowa, and he held many local offices. He died peacefully in 1927, upon the farm which his industry had brought to his family.

I sincerely wish you might have known this man; that you might have had the privilege of hearing him talk and of looking into his eyes and noting the wonderful character which actuated his motives; which drove him through these ninety-four years of his human life and experience.

“So live, that when thy summons comes to join
The innumerable caravan, that moves
To that mysterious realm, where each shall take
His chamber in the silent halls of death,
Thou go not like the quarry-slave at night,
Scourged to his dungeon, but, sustained and soothed
By unfaltering trust, approach thy grave,
Like one who wraps the drapery of his couch
About him, and lies down to pleasant dreams.”

The resolution was unanimously adopted by a rising vote.

On motion of Senator Wilson of Polk, the memorial session adjourned.



HISTORY OF SENATE BILLS IN SENATE

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1 By Anderson and Patterson. Senatorial districts.		8 By Lange. Term of office of school directors.	
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2 By Brush. Schools for In- dian children.		9 By McLeland. Repairs on county buildings.	
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3 By Lange. Chain stores.		Passed; ayes 35, nays 0	180
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4 By Lange. City manager.		Made special order	905
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5 By Lange. License fee for theaters.		Amended, passed; ayes 40, nays 8	1046-1055
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6 By Lange. Corporations— limit of indebtedness.		Second conference committee	1454
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7 By Wilson of Page. De- fendant's failure to testify.		Received back	1506
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12 By Doran. Town of Ogden.		Signed by President.....	1531
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13 By Benson. Banking board.		23 By Lange. Indebtedness of	
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14 By Benson. Patent to cer-		On calendar	1180
tain lands in Clayton County		Amendment filed	1216
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19 By Gunderson. Gas tax.		Introduced, referred	110
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Recommended passage	134
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34 By Benson. State audit of school corporation accounts.	
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35 By Clark of Cerro Gordo. Cerro Gordo Building Company.	
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36 By Kimberly. Sale of articles manufactured by state institutions.	
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37 By Wilson of Polk. Filing of claims in assignment for benefit of creditors.	
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Signed by President	823
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40 By Clark of Linn. Widowed mothers' pension.	
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Reported enrolled	1511
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41 By Frailey. Leasing city property in commission form cities.	
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42 By Frailey. Tax for public docks.	
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44 By Brush. Tama County.	
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45 By Brush. Thomas F. Stevens.	
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46 By Lange. Rate for publication of official proceedings.	
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47 By Gilchrist. Articles of incorporation of cooperative association.	
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Signed by President	598
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59 By Doran. School bus regulations.	
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62 By Wilson of Page. Changing time when taxes are delinquent.	
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64 By Benson. Bovine tuberculosis.	
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66 By Rigby. County superintendents of schools.	
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67 By Clark of Marion. Tax exemption for military service.	
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68 By Frailey. School children from charitable institutions.	
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70 By Lange. Agricultural warehouses.	
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Approved by Governor	653
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Signed by President	1531
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80 By Patterson and Moen. Income tax.	
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81 By Clark of Cerro Gordo. Holders of bank stock as securities liable same as owners of stock.	
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82 By Doran. Reducing penalty when property is sold for delinquent taxes.	
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83 By Lange. Indigent tubercular patients.	
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Signed by President	1110
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84 By Rogers. Salaries of deputy county officers.	
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Passed; ayes 36, nays 0	459
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Signed by President	1043
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85 By Topping. Prison-made goods from other states.	
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Amended, passed; ayes 44, nays 2	586
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86 By Stanley. Part time schools.	
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87 By Bennett. Permit to carry concealed weapons.	
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Recommended amendment and passage	220
Amendments adopted	233
Passed; ayes 40, nays 0	233
Received back	678
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Signed by President	692
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88 By Bennett. Requiring coroners to report all accidental or violent deaths to Bureau of Criminal Investigation.		96 By Shaff. Members of State Board of Health.	
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Recommended passage	205	Rereferred	192
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89 By Bennett. Falsely assuming to be peace officer.		Report rejected	777
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Received back	1044	Recommended amendment and passage	557
Concurred	1074	Amendment adopted	891
Reported enrolled	1180	Amended, passed; ayes 44, nays 0	891
Signed by President	1180	Received back	1026
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90 By Bennett. Certain regulations regarding prisoners leaving jail.		Signed by President	1180
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Passed; ayes 39, nays 0	397	Introduced, referred	160
91 By Bennett. State agents and special agents may administer oath.		Recommended amendment and passage	773
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92 By Bennett. Transporting liquor into the state.		Amended, passed; ayes 37, nays 6	1078
Introduced, referred	159	101 By Thompson. Municipal public utilities.	
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93 By Wilson of Polk. Additional copies of court calendar.		Withdrawn	508
Introduced, referred	159	103 By Blackford. Drainage	
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Passed; ayes 44, nays 0	442	104 By Anderson. Bus franchises in cities.	
94 By Wilson of Polk. Tax collections.		Introduced, referred	161
Introduced, referred	159	H. F. 43 superseded	272
Recommended amendment and passage	491	105 By Lange. Druggists' liquor permit.	
Amendment adopted	873	Introduced, referred	161
Passed; ayes 44, nays 0	873	Recommended indefinite postponement	594
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Signed by President	1511	Recommended passage	245
Sent to Governor	1511	Passed; ayes 32, nays 9	398
95 By Clearman. Public health nurses.		Received back	708
Introduced, referred	159	Reported enrolled	732
Committee recommended indefinite postponement	219	Signed by President	732
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Amendment filed	264	Approved by Governor	802
Amended, deferred	300	107 By Carden. Additional kinds of automobile insurance.	
Amendments filed	308		
Amended, passed; ayes 26, nays 8	351		

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Recommended H. F. 47 be substituted	595
Withdrawn	759
108 By Committee on ways and means. Cigarette tax.	
Introduced	166
Deferred	179
Amended, passed; ayes 44, nays 0	208
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Reported enrolled	692
Signed by President	692
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Approved by Governor	696
109 By Committee on ways and means. To increase cigarette tax.	
Introduced, referred	166
Recommended amendment and passage	196
Amendment adopted	273
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Failed to pass; ayes 21, nays 28	297
110 By Ulstad. Swimming pools.	
Introduced, referred	167
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111 By Shane. Statements of commission form cities.	
Introduced, referred	167
Recommended amendment and passage	269
Amendments adopted	336
Passed; ayes 36, nays 0	337
Received back	1354
Reported enrolled	1410
Signed by President	1410
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112 By Baird. Town of Underwood.	
Introduced, referred	167
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Withdrawn	969
113 By Clark of Linn. Maturity and payment of bonds serially.	
Introduced, referred	167
Recommended passage	219
Amendment filed	238
Amended, passed; ayes 35, nays 0	259
Received back	349
Reported enrolled	362
Signed by President	362
Sent to Governor	362
Approved by Governor	382
114 By Clark of Cerro Gordo. Uniform conveyance blanks.	
Introduced, referred	167
Recommended passage	270
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115 By Klemme. Fees of justices of the peace.	
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Recommended indefinite postponement	316
Indefinitely postponed	351
116 By Clark of Marion. Herman Colyn.	
Introduced, referred	168
Recommended passage	245
Passed; ayes 39, nays 0	337

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Signed by President	580
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117 By Bergman. No appeal unless amount involved exceeds \$500.00.	
Introduced, referred	168
Recommended amendment and passage	256
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118 By Blackford. Repealing gasoline tax refunds.	
Introduced, referred	168
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119 By Booth. Primary roads through cities and towns.	
Introduced, referred	175
Recommended passage	558
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Received back	1519
Reported enrolled	1546
Signed by President	1546
Sent to Governor	1546
120 By Baird. Making solicitor, auditor and city engineer elective offices in cities of first class.	
Introduced, referred	175
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121 By Langfitt. Census of blind and deaf children.	
Introduced, referred	175
Recommended amendment and passage	294
Amendment adopted	464
Passed; ayes 36, nays 0	465
Received back	1114
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1227
122 By Bissell. Dallas County.	
Introduced, referred	176
Recommended passage	256
Proof of publication	348
Passed; ayes 42, nays 0	397
Received back	496
Reported enrolled	580
Signed by President	580
Sent to Governor	612
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123 By Carden. Exempting school bus drivers from chauffers' license.	
Introduced, referred	176
124 By Stoddard. Barber shops.	
Introduced, referred	176
Recommended amendment and passage	205
Amendment rejected	231
Passed; ayes 42, nays 0	231
Received back	1026
Concurred	1041
Reported enrolled	1110
Signed by President	1110
Sent to Governor	1110
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125 By Stoddard. Barbers.	
Introduced, referred	176
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Passed; ayes 29, nays 2	628	turing butter, limiting over-	
Received back	1044	run.	
Refused to concur	1075	Introduced, referred	185
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Conference reported	1296	passage	420
Report adopted	1318	Amendment filed	606
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Second conference report	1517	Amended, passed; ayes 40, nays	
Report adopted	1518	0	644
Received back	1525	Received back	933
Reported enrolled	1546	Reported enrolled	990
Signed by President	1546	Signed by President	990
Sent to Governor	1546	Sent to Governor	990
		Approved by Governor	1006
126 By Stoddard. Qualifica-		135 By Stanley. School dis-	
tions for barber license.		trict boundaries.	
Introduced, referred	176	Introduced, referred	185
Recommended passage	205	Recommended passage	237
Passed; ayes 32, nays 3	232	Amended, passed; ayes 23, nays	
Received back	1532	8	263
127 By Stoddard. Publication		136 By Gilchrist. Street im-	
of yearly financial state-		provements.	
ment of consolidated schools.		Introduced, referred	185
Introduced, referred	176	Recommended amendment and	
Amendment filed	191	passage	663
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priations. Appropriation for		Received back	1109
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Introduced	177	Approved by Governor	1227
Passed; ayes 34, nays 1	179	137 By McLeland. Dividing	
Received back	349	township trustees' compen-	
Reported enrolled	362	sation between road and	
Signed by President	362	general funds.	
Sent to Governor	362	Introduced, referred	186
Approved by Governor	382	Recommended passage	556
129 By Stoddard. School dis-		On calendar	1245
tricts.		Amendment filed	1278
Introduced, referred	177	Withdrawn	1361
Amendment filed	191	138 By Carroll. Annual report	
130 By Thompson. Approval		of receipts and expenses of	
of appeal bonds.		school boards.	
Introduced, referred	184	Introduced, referred	186
Recommended passage	327	Committee recommended pass-	
Passed; ayes 35, nays 0	468	age	238
Received back	1528	H. F. 87 substituted	263
Reported enrolled	1546	Withdrawn	263
Signed by President	1546	139 By Wilson of Page. Ex-	
Sent to Governor	1546	emptions from execution.	
131 By Patterson. Closed sea-		Introduced, referred	186
son on croppies and sunfish,		Recommended amendment and	
and removing sheephead		passage	329
from undesirable class of		Committee amendment adopted	505
fish.		Passed; ayes 42, nays 0	505
Introduced, referred	184	Received back	1430
132 By Lange. Railroad right		Reported enrolled	1511
of way subject to special		Signed by President	1511
assessment for sanitary		Sent to Governor	1511
sewer.		140 By Carroll. Submission of	
Introduced, referred	185	propositions to school elec-	
Withdrawn from committee	713	tors.	
Motion lost to withdraw from		Introduced, referred	186
sifting committee	1375	Recommended passage	331
133 By Christophel. Inspection		H. F. 150 substituted	506
fee on oleomargarine.		Withdrawn	507
Introduced, referred	185	141 By Blackford. County	
Amendments filed	576	superintendent of schools'	
Committee recommended indefi-		salary.	
nite postponement	677	Introduced, referred	186
Report rejected	699	142 By Wilson of Polk. County	
H. F. 306 substituted	717	budget.	
		Introduced, referred	193

S. F.	Page
Recommended amendment and passage	363
Amendment adopted	604
Passed; ayes 45, nays 0	605
Title amended	605
Received back	933
Concurred	965
Reported enrolled	1043
Signed by President	1043
Sent to Governor	1043
Approved by Governor	1044
143 By Frailey. Taxing state agricultural lands for rural schools.	
Introduced, referred	193
Recommended indefinite postponement	848
144 By Committee on Public Libraries. County public libraries.	
Introduced	193
Amendment filed	238
Amendments filed	279
Amendments withdrawn	286
Amended, deferred	287
Referred	317
145 By Doran. Compulsory liability insurance for motor vehicle owners.	
Introduced, referred	193
Recommended amendment and passage	729
Amendments filed	851
Amendment adopted, deferred	919
146 By Wilson of Polk. Maria S. Orwig.	
Introduced, referred	194
Recommended passage	428
Passed; ayes 27, nays 0	484
Received back	932
Reported enrolled	990
Signed by President	990
Sent to Governor	1078
Approved by Governor	1006
147 By Rogers. Township roads, county roads.	
Introduced, referred	194
Withdrawn	221
148 By Gunderson. City of Forest City.	
Introduced, referred	194
Recommended passage	256
Passed; ayes 39, nays 0	335
Received back	880
Reported enrolled	990
Signed by President	990
Sent to Governor	990
Approved by Governor	1006
149 By Shaff. Maintenance of primary roads.	
Introduced, referred	194
Recommended passage	419
Amended, passed; ayes 39, nays 0	642
150 By Shaff. Speed limit for automobiles.	
Introduced, referred	194
Recommended amendment and passage	694
Amendments filed	722
On calendar	
Amended, passed; ayes 34, nays 0	1130
Received back	1488
Reported enrolled	1530

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Signed by President	1531
Sent to Governor	1531
Approved by Governor	
151 By Shaff. Railroad crossings.	
Introduced, referred	195
152 By Lange. School board electors.	
Introduced, referred	202
Amendments filed	288
Recommended indefinite postponement	394
Amendment filed	417
Report rejected	420
Amended, passed; ayes 36, nays 7	421
Title amended	422
153 By Benson. Importation of cattle—tuberculosis.	
Introduced, referred	203
Recommended amendment and passage	663
Amendments adopted	915
Passed; ayes 28, nays 0	915
Received back	1292
Reported enrolled	1390
Signed by President	1390
Sent to Governor	1391
Approved by Governor	1455
154 By Gilchrist. Judges' vacation orders.	
Introduced, referred	203
Recommended passage	328
Passed; ayes 35, nays 0	470
Received back	1472
Reported enrolled	1530
Signed by President	1531
Sent to Governor	1531
155 By Brush. Admission to soldiers' home.	
Introduced, referred	203
156 By Patterson. Service in suit for damages against nonresident motorist.	
Introduced, referred	203
157 By Thompson. City and town indebtedness.	
Introduced, referred	215
Recalled from committee	732
158 By Topping. Iowa-Illinois Telephone Company.	
Introduced, referred	215
Proof of publication	221
Committee recommended passage	329
Amended, passed; ayes 35, nays 0	342
Received back	393
Reported enrolled	441
Signed by President	441
Sent to Governor	441
Recalled for correction	477
Returned to house	478
Received back	482
Concurred	483
Reported enrolled	580
Signed by President	580
Sent to Governor	612
Approved by Governor	653
159 By Stanley. Supplies and equipment for schools.	
Introduced, referred	216
Recommended passage	557
Passed; ayes 31, nays 0	1098

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160 By Stanley. Tuition of child attending school in another corporation.	
Introduced, referred	216
Companion bill superseded	648
161 By Rogers. Accountants.	
Introduced, referred	216
Withdrawn	263
162 By Moen. Town of Hull.	
Introduced, referred	216
Recommended passage	427
Proof of publication	435
Passed; ayes 27, nays 0	479
Received back	379
Reported enrolled	930
Signed by President	990
Sent to Governor	990
Approved by Governor	1066
163 By Clark of Linn and Bennett. Intoxicating liquors.	
Introduced, referred	216
Recommended amendment and passage	436
Amendment adopted	705
Amended, passed; ayes 38, nays 3	706
164 By Wilson of Polk. State real estate commissioner.	
Introduced, referred	217
Suggested amendments	364
Amendments adopted	681
Amended, passed; ayes 33, nays 13	682
Received back	1392
Concurred	1434
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
165 By Committee on Insurance. Mutual Life Insurance.	
Introduced	217
Amendment filed	223
Amendments filed	265
Amendment withdrawn	265
Amended, deferred	298
Passed; ayes 35, nays 0	334
Received back	540
Reported enrolled	598
Signed by President	598
Sent to Governor	612
Approved by Governor	696
166 By Committee on Insurance. Insurance—capital and surplus required for stock companies.	
Introduced	217
Amendment filed	238
Amended, deferred	248
Passed; ayes 36, nays 0	260
Received back	540
Reported enrolled	598
Signed by President	598
Sent to Governor	612
Approved by Governor	652
167 By Rogers. Changing certain township roads passing county farms to county road.	
Introduced, referred	217
On calendar	1159
Amended, passed; ayes 30, nays 3	1253
Title amended	1254
168 By Patterson. Farmers Creamery Company of Lone Rock.	
Introduced, referred	217

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Recommended passage	293
Amended, passed; ayes 36, nays 0	465
Received back	1109
Concurred	1164
Reported enrolled	1390
Signed by President	1390
Sent to Governor	1391
Approved by Governor	1455
169 By Bergman. Secondary roads.	
Introduced, referred	217
Recommended amendment and passage	283
Made special order	284
Amendments filed	308
Amendments adopted	317
Amended, deferred	319
Amendments filed	323
Amendments filed	345
Amended, deferred	371
Amendments filed	378
Amended, made special order	384
Amendment reconsidered and withdrawn	400
Made special order	433
Amendments filed	499
Amendments filed	532
Amended, passed; ayes 31, nays 17	540
Received back	857
House amendments 1 adopted.	
2 amended and adopted and 3 ruled out of order	1016
Further house amendments amended and adopted	1030
Conference committee	1174
Conference report	1192
Report adopted	1228
Received back	1293
Reported enrolled	1470
Signed by President	1470
Sent to Governor	1470
Approved by Governor	1518
170 By Stoddard. Inspection of scales.	
Introduced, referred	218
Recommended indefinite postponement	420
Referred	441
171 By Clark of Cerro Gordo. Railroads—safety of public—defining duties of certain employees.	
Introduced, referred	224
172 By Clark of Cerro Gordo. Embezzlement of mortgaged personal property.	
Introduced, referred	224
173 By MacDonald. Exemption from execution.	
Introduced, referred	225
174 By Committee on Child Welfare. Juvenile dependency.	
Introduced	225
Taken up, deferred	261
Amendment filed	279
Amended, passed; ayes 38, nays 0	395
Received back	1027
Reported enrolled	1110
Signed by President	1110
Sent to Governor	1110
Approved by Governor	1181

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175 By Committee on Child Welfare. Dependent and neglected children.		184 By Brookins. Giving employees of State Fish and Game Commission workmen's compensation protection.	
Introduced	225	Introduced, referred	253
Passed; ayes 41, nays 0	396	Recommended indefinite postponement	745
Received back	1027	Indefinitely postponed	778
Reported enrolled	1110		
Signed by President	1110	185 By Gunderson. Surety bonds of county employees.	
Sent to Governor	1110	Introduced, referred	253
Approved by Governor	1181	Recommended passage	363
		Amended, passed; ayes 40, nays 1	587
176 By Patterson. Creating office of State Tax Commissioner.		Received back	746
Introduced, referred	225		
		186 By Brookins. Barbers' temporary licenses.	
177 By Clark of Marion. Monroe County.		Introduced, referred	253
Introduced, referred	244	Recommended passage	849
Proofs of publication	327		
Recommended passage	328	187 By Tabor. Free distribution of Code of 1924.	
Passed; ayes 38, nays 0	341	Introduced, referred	254
Received back	496	Recommended passage	450
Reported enrolled	580	Withdrawn	848
Signed by President	580		
Sent to Governor	612	188 By Baird. Chief of fire department appointed from civil service list.	
Approved by Governor	653	Introduced, referred	266
		Amendment filed	1106
178 By Clark of Marion. Marion County.		Amendments filed	1136
Introduced, referred	244	Amended, failed to pass; ayes 10, nays 28	1166
Proof of publication	327		
Recommended passage	330	189 By Stoddard. Cosmetology.	
Passed; ayes 38, nays 0	343	Introduced, referred	266
Received back	496	Recommended amendment and passage	438
Reported enrolled	598	Amendments adopted	625
Signed by President	598	Amended, passed; ayes 33, nays 1	627
Sent to Governor	612	Received back	1302
Approved by Governor	652	Concurred	1334
		Reported enrolled	1470
179 By Wilson of Polk. Surety bonds of city employees.		Signed by President	1470
Introduced, referred	244	Sent to Governor	1470
Recommended passage	292	Approved by Governor	1518
Passed; ayes 27, nays 6	461		
Received back	857	190 By Stanley. American Association for the Advancement of Science.	
		Introduced, referred	267
180 By Anderson. Felony committed while armed.		Recommended amendment and passage	801
Introduced, referred	252	Passed; ayes 40, nays 0	1055
Recommended passage	579	Received back	1488
		Reported enrolled	1530
181 By Lange. Life insurance funds—investment of.		Signed by President	1531
Introduced, referred	252	Sent to Governor	1531
Recommended passage	360	Approved by Governor	
Passed; ayes 28, nays 0	480		
Received back	1429	191 By Stanley. Embalming.	
Concurred	1438	Introduced, referred	267
Reported enrolled	1511	Recommended passage	438
Signed by President	1511	Passed; ayes 35, nays 0	625
Sent to Governor	1511	Received back	1087
		Concurred	1100
182 By Brookins. Giving employees of Highway Commission workmen's compensation protection.		Signed by President	1180
Introduced, referred	253	Sent to Governor	1181
Recommended indefinite postponement	744	Approved by Governor	1227
Indefinitely postponed	778		
		192 By Committee on Insurance. Investment of surplus insurance funds in Canadian bonds.	
183 By Brookins. Giving employees of State Fair Board workmen's compensation protection.		Introduced	267
Introduced, referred	253	Amendments filed	574
Recommended indefinite postponement	744	Made special order	700
Indefinitely postponed	778		

S. F.	Page	S. F.	Page
Amended, passed; ayes 39, nays 0	733	Received back	1087
Received back	1487	Refused to concur	1165
Concurred	1505	Conference committee	1296
Reported enrolled	1530	Committee reported disagreement	1409
Signed by President	1531	Second conference committee	1409
Sent to Governor	1531	Conference report	1436
193 By Rogers. Marginal assignments.		Report adopted	1436
Introduced, referred	267	Received back	1472
Withdrawn	910	Reported enrolled	1530
194 By Rogers. Accountants.		Signed by President	1531
Introduced, referred	267	Sent to Governor	1531
Returned without recommendations	635	201 By Blackford. Disposition of gas tax funds.	
Amendment filed	655	Introduced, referred	292
Amendments filed	721	202 By Baird. Compulsory school attendance.	
Withdrawn	1274	Introduced, referred	292
195 By MacDonald. Legal newspapers.		Recommended passage	743
Introduced, referred	268	203 By Christophel. Exempting Spanish war nurses from taxation.	
Recommended passage	450	Introduced, referred	311
Amended; laid on the table	842	Recommended passage	677
196 By Wilson of Polk. Redfield Brick and Tile Company.		Withdrawn	942
Introduced, referred	268	204 By Clark of Cerro Gordo. Public improvements.	
Recommended passage	331	Introduced, referred	311
Passed; ayes 33, nays 0	332	Withdrawn	441
Received back	708	205 By Thompson. Public utilities for rural districts.	
Reported enrolled	732	Introduced, referred	313
Signed by President	732	206 By Committee on Child Welfare. Children's boarding houses.	
Sent to Governor	733	Introduced	313
Approved by Governor	802	Amendment filed	376
197 By Committee on Motor Vehicles. Files of automobile information with Secretary of State.		Passed ayes 30, nays 4	471
Introduced	281	Received back	1531
Passed; ayes 35, nays 0	333	Reported enrolled	1546
Received back	518	Signed by President	1546
Reported enrolled	598	Sent to Governor	1546
Signed by President	598	207 McLeland. Admitting soldiers' wives to the soldiers' home.	
Sent to Governor	612	Introduced, referred	313
Approved by Governor	652	Recommended passage	365
198 By Bennett. City of Missouri Valley.		Amendments filed	434
Introduced, referred	282	Amended, passed ayes 41, nays 0	588
Proof of publication	290	208 By Carroll. Appanoose County.	
Recommended passage	330	Introduced, referred	313
Passed; ayes 36, nays 0	473	Recommended passage	578
Received back	496	H. F. 221 substituted	915
Reported enrolled	580	Withdrawn	915
Signed by President	580	209 By Ulstad. School directors.	
Sent to Governor	612	Introduced, referred	314
Approved by Governor	652	Recommended indefinite postponement	395
199 By Moen. Motor trucks and trailers.		Indefinitely postponed	442
Introduced, referred	291	210 By Doran. Fingerprints.	
Recommended amendment and passage	694	Introduced, referred	314
Committee amendment adopted	943	Recommended passage	491
Amended, passed; ayes 27, nays 0	944	Action deferred	630
Received back	1293	Amendments filed	655
Concurred	1317	Amended, passed; ayes 32, nays 0	747
Reported enrolled	1470	Received back	1301
Signed by President	1470	Reported enrolled	1470
Sent to Governor	1470	Signed by President	1470
Approved by Governor	1518	Sent to Governor	1470
200 By Blackford. Public improvements.		Approved by Governor	1519
Introduced, referred	291		
Recommended passage	557		
Amendment filed	591		
Amended, passed ayes 28, nays 0	760		

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211 By Committee on Claims. August Klein. Introduced, referred	314
Recommended indefinite post- ponement	639
Rereferred	651
Recommended indefinite post- ponement	902
212 By Committee on Claims. Frederick M. Hull. Introduced	314
H. F. 264 substituted	884
Withdrawn	975
213 By Committee on Claims. Drainage taxes against state lands in Muscatine and Louisa counties. Introduced, referred	314
Recommended amendment and passage	579
Withdrawn by author	924
214 By Committee on Claims. Dr. Thomas P. Brennan. Introduced, referred	314
Recommended passage	594
H. F. 214 substituted	975
Withdrawn	976
215 By Committee on Claims. W. L. Hall. Introduced, referred	315
Recommended passage	437
Passed; ayes 41, nays 0	651
216 By Committee on Claims. Wickes Engineering and Con- struction Co. Introduced, referred	315
Recommended amendment	594
H. F. 260 substituted	884
Withdrawn	975
217 By Committee on Claims. Ethel F. Katz. Introduced, referred	315
Recommended amendment and passage	437
Withdrawn	843
218 By Committee on Claims. National Guardian Life In- surance Co. Introduced, referred	315
Recommended passage	437
Withdrawn	868
219 By Lange. Creation of board of retail food distrib- utors. Introduced, referred	315
Recommended amendment and passage	636
220 By Committee on Elec- tions. Primary nomination based on preceding guber- natorial vote. Introduced, placed	315
Passed; ayes 36, nays 0	463
Received back	1472
Reported enrolled	1430
Signed by President	1531
Sent to Governor	1531
221 By Committee on Compen- sation of Public Officers. Compensation of county re- corder. Introduced	316
Passed; ayes 34, nays 1	504
Received back	1532
Reported enrolled	1546

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Signed by President	1546
Sent to Governor	1546
222 By Clark of Linn. Plumb- ing regulations. Introduced, referred	325
Recommended passage	849
223 By Clark of Cerro Gordo. Life insurance—no medical examination on certain small policies. Introduced, referred	326
Withdrawn	441
224 By Committee on Appro- priations. Appropriation for salaries of new supreme court judge and his secre- tary. Introduced	326
Passed; ayes 38, nays 0	340-341
Received back	708
Reported enrolled	732
Signed by President	732
Sent to Governor	733
Approved by Governor	802
225 By Gilchrist. Town of Rolfe. Introduced, referred	326
Proof of publication	327
Recommended passage	715
Amended, passed; ayes 28, nays 0	924
Received back	1115
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1299
226 By Gunderson. Mortgage foreclosure. Introduced, referred	326
Recommended amendment and passage	716
On calendar	1180
Amended, passed; ayes 31, nays 1	1273
Received back	1455
Reported enrolled	1530
Signed by President	1531
Sent to Governor	1531
227 By Lange and Topping. Dock rules and regulations. Introduced, referred	352
Recommended passage	596
Passed; ayes 38, nays 0	621
Received back	1027
Reported enrolled	1110
Signed by President	1110
Sent to Governor	1110
Approved by Governor	1181
228 By Lange and Topping. Docks—assessed for street improvements. Introduced, referred	352
Recommended passage	427
Passed; ayes 28, nays 0	481
Received back	1025
Reported enrolled	1110
Signed by President	1110
Sent to Governor	1110
Approved by Governor	1182
229 By Lowe. Town of Car- lisle. Introduced, referred	353
Proof of publication	435
Recommended passage	634
Rereferred	718
Recommended passage	835

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Passed; ayes 31, nays 0	908
Received back	1115
Reported enrolled	1219
Signed by President	1219
Sent to Governor	1219
Approved by Governor	1299
230 By Clark of Linn. Telephone regulation by railroad commission.	
Introduced, referred	353
Recommended indefinite postponement	834
Report rejected	866
231 By Lange. Children of indigent parents.	
Introduced, referred	353
232 By Brookins. Arbitration of hail insurance losses.	
Introduced, referred	353
Recommended passage	451
Amendments filed	655
Amended, passed; ayes 33, nays 0	754
Received back	1026
Concurred	1057
Reported enrolled	1110
Signed by President	1110
Sent to Governor	1110
Approved by Governor	1181
233 By Thompson. Water-works.	
Introduced, referred	353
Recommended passage	596
234 By Committee on Judiciary No. 2. Investment companies.	
Introduced	354
Amendment filed	417
Amendment filed	577
H. F. 201 substituted	602
Withdrawn	604
235 By Committee on Corporations. Limit of indebtedness of private corporations.	
Introduced	355
Amendments filed	434
Amended, passed; ayes 27, nays 19	509
Title amended	510
Received back	1485
Reported enrolled	1530
Signed by President	1531
Sent to Governor	1531
236 By Committee on Corporations. Corporations—articles of incorporation, etc.	
Introduced	355
Amendments filed	433
Amended, passed; ayes 34, nays 2	510
Received back	1087
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1227
237 By Committee on Corporations. Private corporations indebtedness.	
Introduced	356
Withdrawn	512
238 By Committee on Corporations. Organization of state and savings banks.	
Introduced	356
Amended, passed; ayes 33, nays 2	512

S. F.	Page
Title amended	513
Received back	1109
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1228
239 By Committee on Corporations. Exempting foreign corporation from filing statement of issuance of stock.	
Introduced	356
Passed; ayes 37, nays 0	513
Received back	1109
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1228
240 By Committee on Corporations. Private corporations—filing financial statement.	
Introduced	356
Referred	514
241 By Committee on Corporations. Renewal of corporate existence of state or savings bank.	
Introduced	356
Passed; ayes 38, nays 0	514
Received back	1109
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1227
242 By Committee on Corporations. Delinquent corporations—compromise with Secretary of State.	
Introduced	356
Amended, passed; ayes 37, nays 0	515
Received back	1109
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1228
243 By Committee on Corporations. Fees for recording articles of incorporation of co-operative association.	
Introduced	356
Amended, passed; ayes 40, nays 0	516
Received back	1115
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1229
244 By Committee on Corporations. Cooperative associations—notice of delinquency.	
Introduced	357
Amended, passed; ayes 36, nays 0	524
Received back	1115
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1227
245 By Committee on Corporations. Cooperative associations—amended articles or reincorporations.	
Introduced	357
Amendments filed	433
Amended, passed; ayes 37, nays 0	525

S. F.	Page
Received back	1114
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1228
246 By Committee on Corporations. Cooperative associations—reserve and educational fund.	
Introduced	357
Failed to pass; ayes 13, nays 30	526
247 By Committee on Corporations. Cooperative associations—limit of indebtedness.	
Introduced	357
Withdrawn	527
248 By Committee on Corporations. Cooperative associations (foreign)—incorporation.	
Introduced	357
Amendment filed	433
Amended, passed; ayes 33, nays 0	527
Received back	1115
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1180
Approved by Governor	1228
249 By Committee on Corporations. Utility equipment.	
Introduced	357
Amendments filed	434
Amended, passed; ayes 39, nays 0	528
Received back	1116
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1180
Approved by Governor	1228
250 By Committee on Code Revision. Bond for memorials.	
Introduced	358
Passed; ayes 28, nays 0	485
Received back	1429
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
251 By Committee on Code Revision. Uniform Negotiable Instrument Act.	
Introduced	358
Passed; ayes 27, nays 0	485
Received back	1430
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
252 By Committee on Code Revision. Acknowledgment of execution.	
Introduced	358
Passed; ayes 27, nays 0	486
Received back	1430
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
253 By Committee on Code Revision. Annulment of marriage.	
Introduced	358
Passed; ayes 26, nays 0	487
Received back	1430
Reported correctly enrolled	1511
Signed by President	1511
Sent to Governor	1511

S. F.	Page
254 By Committee on Code Revision. Distribution of Code.	
Introduced	358
Passed; ayes 27, nays 0	488
Received back	1429
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
255 By Wilson of Polk. Workmen's compensation.	
Introduced, referred	358
Recommended passage	426
Passed; ayes 33, nays 0	630
Received back	846
Reported enrolled	878
Signed by President	878
Sent to Governor	879
Approved by Governor	901
256 By Beatty. Workmen's compensation.	
Introduced, referred	358
Recommended amendment and passage	799
Amendment adopted	926
Passed; ayes 28, nays 0	926
Received back	1301
Reported enrolled	1470
Signed by President	1470
Sent to Governor	1470
Approved by Governor	1518
257 By Beatty. Workmen's compensation.	
Introduced, referred	359
Recommended indefinite postponement	595
Report rejected	679
258 By Committee on Insurance. Reciprocal or interinsurance contracts.	
Introduced	361
Referred	529
Amendment filed	530
Amendments filed	712
259 By Committee on Insurance. Credit insurance.	
Introduced	361
Passed; ayes 27, nays 0	488
Received back	1473
Reported enrolled	1530
Signed by President	1531
Sent to Governor	1531
260 By Committee on Public Libraries. County and township libraries.	
Introduced	361
Called up, no action	529
Failed to pass; ayes 19, nays 26	561
261 By Kimberly. Street and alley paving assessments.	
Introduced, referred	362
262 By Rigby. City of Monticello.	
Introduced, referred	375
Recommended passage	579
Amendment filed	689
Amendments filed	874
263 By Committee on Code Revision. School elections laws.	
Introduced, placed	375
Called up, no action	605
Amendments filed	607
Amended, passed; ayes 33, nays 0	617
Received back	1293
Concurred	1318

S. F.	Page	S. F.	Page
Reported enrolled	1470	On calendar	1245
Signed by President	1470	Passed; ayes 37, nays 0	1362
Sent to Governor	1470	274 By Wilson of Polk. Temporary stay for certain bus penalties.	
Approved by Governor	1513	Introduced, referred	391
264 By Shaff. Licensing of auto drivers.		275 By Wilson of Page. Joint indictments and separate trials.	
Introduced, referred	375	Introduced, referred	391
Recommended amendment and passage	728	Recommended passage	579
Amended, made special order	1131	276 By Wilson of Polk. City board of public improvements.	
Amended, passed; ayes 27, nays 17	1140	Introduced, referred	392
265 By MacDonald. School tuition.		Recommended amendment and passage	665
Introduced, referred	375	Amendments adopted	750
Recommended passage	597	Passed; ayes 31, nays 0	751
Passed; ayes 27, nays 0	947	Received back	1027
266 By Topping. Free uniforms and suitable equipment to fire and police departments.		Reported enrolled	1180
Introduced, referred	376	Signed by President	1180
Recommended amendment and passage	664	Sent to Governor	1181
Amendments adopted	911	Approved by Governor	1227
Withdrawn	958	227 By Stoddard. Vital statistics.	
267 By Topping. Railroads—authority to operate busses.		Introduced, referred	392
Introduced, referred	381	Recommended passage	850
Amendment filed	639	Amended, passed; ayes 28, nays 0	953
Recommended amendment and passage	653	Received back	1116
H. F. 359 substituted	911	Reported enrolled	1180
Withdrawn	911	Signed by President	1180
268 By Ulstad. -Authorizing state highway commission to refund cost of bridge to Wright county.		Sent to Governor	1181
Introduced, referred	381	Approved by Governor	1227
Withdrawn	778	278 By Carden. Hospital expenses of indigent persons.	
269 By Bennett and Clark of Linn. Disposal of autos seized in liquor cases.		Introduced, referred	392
Introduced, referred	390	279 By Christophel. Insurance—payable to person or organization upon whom insured is dependent.	
Committee amendment adopted	919	Introduced	392
Passed; ayes 31, nays 0	919	Recommended passage	426
Received back	1044	Amendments filed	607
Concurred	1075	Amended, passed; ayes 41, nays 0	647
Reported enrolled	1180	Received back	1116
Signed by President	1180	Reported enrolled	1180
Sent to Governor	1181	Signed by President	1180
Approved by Governor	1228	Sent to Governor	1181
270 By Booth. Purchase of flags to decorate graves of soldiers.		Approved by Governor	1229
Introduced, referred	391	280 By McLeland. County aid for the blind.	
Recommended amendment and passage	742	Introduced, referred	393
Amendment adopted	752	Recommended passage	593
Passed; ayes 32, nays 0	752	Passed; ayes 31, nays 0	757
271 By Baird. Clearing property from tax liens.		Received back	1411
Introduced, referred	391	Reported enrolled	1470
Recommended passage	634	Signed by President	1470
272 By Wilson of Polk. Turning unclaimed fees of municipal court to city treasurer.		Sent to Governor	1470
Introduced, referred	391	Approved by Governor	1519
On calendar	1245	281 By Thompson. Trees along highways.	
Amendment filed	1279	Introduced, referred	418
Withdrawn	1361	Recommended passage	730
273 By Shane. Election of railroad commissioners.		Passed; ayes 27, nays 0	945
Introduced, referred	391	Received back	1292
Returned without recommendations	653	Reported enrolled	1390
		Signed by President	1390
		Sent to Governor	1391
		Approved by Governor	1455
		282 By Committee on Highways. Legal service for State Highway Commission.	
		Introduced	418

S. F.	Page
283 By Committee on Highways. Primary roads in cities and towns.	
Introduced	418
Passed; ayes 44, nays 2	684-685
Received back	1331
Concurred	1354
Reported enrolled	1410
Signed by President	1410
Sent to Governor	1410
Approved by Governor	1484
284 By Committee on Aeronautics. Licensing airmen and aircrafts.	
Introduced	419
Amended, passed; ayes 38, nays 0	702
Received back	775
Concurred	781
Reported enrolled	823
Signed by President	823
Sent to Governor	823
Approved by Governor	902
285 By Committee on Aeronautics. Airports.	
Introduced	419
Amendment filed	576
Amendment filed	689
Amended, passed; ayes 40, nays 1	703
Received back	878
Concurred	1073
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1227
286 By Carden. Vending of drugs.	
Introduced, referred	419
Committee recommended passage	850
287 By Shaff. Maintenance of primary roads extensions within cities.	
Introduced, referred	419
Recommended passage	825
Passed; ayes 30, nays 0	1126
228 By Thompson. Board of trustees for special charter cities.	
Introduced, referred	419
Recommended passage	437
Passed; ayes 35, nays 1	622
Received back	846
Reported enrolled	878
Signed by President	878
Sent to Governor	879
Approved by Governor	901
289 By Committee on Insurance. Life insurance companies—securities deposited with commissioner of insurance.	
Introduced	425
Amendment filed	530
Amended, passed; ayes 36, nays 0	618
Received back	1086
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1227
290 By Benson. Public donations—solicitation of.	
Introduced, referred	425
Recommended passage	695
Passed; ayes 31, nays 0	916

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Received back	1430
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
Vetoed by Governor Apr. 18.	
291 By Baird. Water Mains.	
Introduced	425
Amendment filed	574
Amendment filed	591
Amended, passed; ayes 42, nays 0	649
Received back	1147
Refused to concur	1165
Conference committee	1296
Committee report	1379
Report adopted	1379
Received back	1393
Reported enrolled	1470
Signed by President	1470
Sent to Governor	1470
Approved by Governor	1519
292 By Committee on Cities and Towns. Street improvements.	
Introduced	440
Passed; ayes 44, nays 0	736
Recalled from House	973
Received back	1008
Reconsideration prevailed	1412
Amended, passed; ayes 39, nays 0	1413
Received back	1531
Reported enrolled	1546
Signed by President	1546
Sent to Governor	1546
293 By Committee on Agriculture. Farm aid associations.	
Introduced	440
Amended, passed; ayes 42, nays 0	737
Received back	1027
Reported enrolled	1110
Signed by President	1110
Sent to Governor	1110
Approved by Governor	1181
294 By Stoddard. Capitol Extension Fund.	
Introduced, referred	440
Recommended passage	907
Passed; ayes 28, nays 0	943
Received back	1116
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1300
295 By Lange. Investment of life insurance funds.	
Introduced, referred	440
Recommended passage	450
Amended, passed; ayes 29, nays 0	629
Received back	1474
Concurred	1475
Reported enrolled	1530
Signed by President	1531
Sent to Governor	1531
296 By Bergman. Dry cleaning and dyeing regulations.	
Introduced, referred	440
Returned without recommendations.	836
297 By Carroll. School sub-districts.	
Introduced, referred	451
Recommended passage	772
Passed; ayes 28, nays 0	951

S. F.	Page	S. F.	Page
Received back	1116	305 By Committee on Claims.	
Reported enrolled	1180	Albert Sharp.	
Signed by President	1180	Introduced, referred	454
Sent to Governor	1181	Recommended amendment and	
Approved by Governor	1227	passage	594
298 By Committee on Fish and		Amendment filed	874
Game. Fur bearing animals.		H. F. 321 substituted	885
Introduced	452	Withdrawn	977
Amendment filed	531	306 By Committee on Claims.	
Amendment filed	591	Claim of Carl N. Neiderman.	
Amendment filed	606	Introduced	454
Amendment filed	656	Amendment filed	531
Amendment filed	769	Recommended passage	655
Amended, deferred	778	H. F. 320 substituted	885
Amended, passed; ayes 34, nays		Withdrawn by author	1058
1	786	307 By Committee on Claims.	
Received back	991	Iowa Bridge Company.	
Amended and concurred and re-		Introduced, referred	454
fused to concur	1042	Amendment filed	531
Received back	1147	Recommended passage	741
Reported enrolled	1219	Withdrawn	1057
Signed by President	1219	308 By Committee on Claims.	
Sent to Governor	1219	Mrs. John Laskewitz and G.	
Approved by Governor	1299	V. Lyon.	
299 By Committee on fish and		Introduced, referred	454
Game. Boats on inland		Recommended passage	903
waters.		H. F. 319 substituted	1085
Introduced	452	Withdrawn	1085
Passed; ayes 45, nays 1	803	309 By Committee on Claims.	
300 By Committee on Fish and		Kai Sommer.	
Game. Boats on inland		Introduced, referred	455
waters.		Amendment filed	532
Introduced	452	Recommended passage	903
Amended, passed; ayes 43, nays		H. F. 322 substituted	1063
1	804	Withdrawn	1067
301 By Committee on Fish and		310 By Committee on Public	
Game. Propagation and pro-		Utilities. Public utility	
tection of fish, game, wild		rates.	
birds and animals.		Introduced	455
Introduced	452	Referred	679
Amendments filed	531	Recommended passage	726
Amendments filed	575	Amendments filed	739
Amendments filed	606-608	On calendar	1180
Amendment filed	739	Amendment filed	1216
Amendments filed	769	Amendment filed	1351
Amended, passed; ayes 28, nays		Action deferred	1373
7	805	311 By Committee on Public	
Received back	1331	Utilities. Street railways—	
Action on House amendments	1386	paving along their tracks.	
Conference committee	1412	Introduced	455
Conference report	1457	Amendment filed	577
Report adopted	1458	Made special order	814
Received back	1472	Amended, passed; ayes 33, nays	
Reported enrolled	1530	15	838
Signed by President	1531	Received back	1431
Sent to Governor	1531	Concurred	1442
302 By Bennett. Public soli-		Reported enrolled	1511
citation of funds.		Signed by President	1511
Introduced, referred	453	Sent to Governor	1511
On calendar	1353	312 By Committee on Motor	
Amended, passed; ayes 42, nays		Vehicles. Automobiles.	
0	1407	Introduced	455
303 By Committee on Claims.		Called up, no action	750
Claim of Gerald L. Bolen.		Amended, passed; ayes 47, nays	
Introduced, referred	453	0	836
Amendments filed	531	Received back	1520
Recommended amendment and		Reported enrolled	1546
passage	1066	Signed by President	1546
H. F. 325 substituted	1152	Sent to Governor	1546
Withdrawn	1153	313 By Committee on Insur-	
304 By Committee on Claims.		ance. Motor carrier insur-	
Wm. Sexton, et al.		ance.	
Introduced, referred	454	Introduced	456
Amendment filed	531	Amendments filed	500
Recommended amendment and		H. F. 307 substituted	725
passage	654		
H. F. 317 substituted	884		
Withdrawn	1060		

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S. F.	
314 By Committee on Insurance. Fraternal beneficiary societies—their deposit with commissioner of insurance.	
Introduced	456
Amendment filed	530
Amended, passed; ayes 39, nays 0	619
Received back	1086
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1228
315 By Beatty. Employment agencies.	
Introduced, referred	456
316 By Beatty. Workmen's compensation—hospital bills.	
Introduced, referred	456
Recommended amendment and passage	676
317 By Beatty. Superior judge.	
Introduced, referred	456
Recommended amendment and passage	633
Amendment adopted	925
Passed; ayes 29, nays 0	925
318 By Bergman. Survey of industrial and natural resources of Iowa.	
Introduced, referred	457
Recommended passage	714
Passed; ayes 32, nays 7	1060
Received back	1473
Concurred	1497
Reported enrolled	1530
Signed by President	1531
Sent to Governor	1531
319 By Committee on Fish and Game. Spawning grounds.	
Introduced	457
Passed; ayes 41, nays 2	840
Received back	1116
Reported enrolled	1180
Signed by President	1181
Sent to Governor	1181
320 By Committee on Fish and Game. Licensing guides for hunting and fishing.	
Introduced	457
Failed to pass; ayes 5, nays 41	841
321 By Committee on Claims. Frank Melka.	
Introduced, referred	457
Recommended passage	825
Passed; ayes 37, nays 0	1079
Received back	1349
Reported enrolled	1410
Signed by President	1410
Sent to Governor	1410
Approved by Governor	1484
322 By Committee on Claims. James Berry and J. E. McCoy.	
Introduced, referred	457
Amendment filed	532
Recommended amendment and passage	801
Withdrawn	1057
323 By Committee on Claims. Henry Schwarck.	
Introduced, referred	457
Recommended passage	655
H. F. 316 substituted	884
Withdrawn	978

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S. F.	
324 By Wilson of Polk. Probation officers.	
Introduced, referred	458
Recommended passage	716
On calendar	1113
Passed; ayes 33, nays 0	1268
325 By Wilson of Polk. Intoxicated minors.	
Introduced, referred	458
Recommended indefinite postponement	716
Indefinitely postponed	747
326 By Gilchrist and Clark of Linn. Forms of indictments.	
Introduced, referred	458
Recommended passage	495
Called up, no action	875
Passed; ayes 35, nays 7	887
Received back	1116
Reported enrolled	1219
Signed by President	1219
Sent to Governor	1219
Approved by Governor	1300
327 By Clark of Linn. Road-houses.	
Introduced, referred	458
Recommended passage	579
H. F. 354 substituted	885
Withdrawn	956
328 By Frailey. Corporation stock without par value.	
Introduced, referred	477
On calendar	1136
Amendments adopted	1238
Passed; ayes 40, nays 0	1240
Received back	1430
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
329 By Wilson of Page. Superior courts.	
Introduced, referred	477
330 By Bissell. County engineer.	
Introduced, referred	489
Recommended passage	556
On calendar	1245
Withdrawn	1274
331 By Committee on Code Revision. Installment payments on sidewalks.	
Introduced	489
Passed; ayes 40, nays 0	890
Received back	1086
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1228
332 By Doran. Airport designing included in engineering practice.	
Introduced, referred	490
Recommended amendment and passage	726
Amendment adopted	767
Passed; ayes 30, nays 0	767
Received back	1116
Reported enrolled	1219
Signed by President	1219
Sent to Governor	1219
Approved by Governor	1299
333 By Wilson of Polk. Children's homes.	
Introduced, referred	490
334 By Wilson of Polk. Intoxicated minors.	
Introduced, referred	490
Recommended passage	831

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335 By Wilson of Page. Adoption of adults.		Recommended indefinite postponement	716
Introduced, referred	490	Indefinitely postponed	777
336 By Clark of Linn. Township roads.		348 By Doran. Tax on money and credits.	
Introduced	493	Introduced, referred	520
337 By Clark of Linn. Shrinkage allowance on gas tax.		349 By Doran. Exempt from taxation—listing all such property.	
Introduced, referred	494	Introduced, referred	520
Recommended passage	826	Recommended indefinite postponement	744
338 By Thompson. Deeding Muscatine slough to city of Muscatine.		Indefinitely postponed	778
Introduced, referred	494	Motion filed to reconsider	778
Recommended amendment and passage	715	Reconsideration prevailed	782
Withdrawn	949	Placed on calendar	783
339 By Committee on Cities and Towns. Public improvements—appeals to budget director.		Refused to withdraw from sifting committee	1414
Introduced	494	350 By Clark of Linn. Entering in encumbrance book notice of levy of execution.	
Amendment filed	797	Introduced, referred	520
Amended, passed; ayes 41, nays 0	889	Amendment filed	1111
Received back	1086	Amended, passed; ayes 41, nays 0	1168
Reported enrolled	1180	Received back	1528
Signed by President	1180	Reported enrolled	1546
Sent to Governor	1181	Signed by President	1546
Approved by Governor	1300	Sent to Governor	1546
340 By Clark of Cerro Gordo. Insanity.		351 By Rogers. Memorial building funds.	
Introduced, referred	494	Introduced, referred	520
Recommended passage	831	Recommended amendment and passage	824
Amendment filed	899	Amendment adopted	913
341 By Booth. Shelby county.		Passed; ayes 30, nays 0	913
Introduced, referred	494	Received back	1430
Proof of publication	499	Reported enrolled	1511
Recommended passage	632	Signed by President	1511
Passed; ayes 33, nays 0	753	Sent to Governor	1511
Received	1026	352 By Patterson. To make military training optional at state university.	
Reported enrolled	1110	Introduced, referred	521
Signed by President	1110	Recommended indefinite postponement	695
Sent to Governor	1110	Indefinitely postponed	733
Approved by Governor	1182	353 By Rogers. Tax sale deeds.	
342 By Wilson of Page. Deputy sheriffs.		Introduced, referred	521
Introduced, referred	495	Recommended indefinite postponement	695
Recommended indefinite postponement	773	Indefinitely postponed	733
Indefinitely postponed	864	354 By Topping. Assessing property at actual value and reducing millage to one-fourth.	
343 By Wilson of Page. New industries.		Introduced, referred	521
Introduced, referred	495	Recommended indefinite postponement	742
344 By Brookins. Accepting federal health aid.		Indefinitely postponed	864
Introduced, referred	495	355 By Clark of Linn and Gilchrist. Depositions in equitable actions.	
Recommended passage	849	Introduced, referred	534
On calendar	1113	Recommended passage	716
Passed; ayes 28, nays 0	1266	Passed; ayes 29, nays 0	960
345 By Cochrane. Insurance other than life—forfeiture of policy.		Received back	1116
Introduced, referred	503	Reported enrolled	1219
Returned with amendments	1112	Signed by President	1219
Amendments adopted	1155	Sent to Governor	1219
Passed; ayes 32, nays 0	1155	Approved by Governor	1300
346 By Kimberly. County buildings.		356 By Clark of Linn and Gilchrist. Personal tax a lien only on real estate owned in same county.	
Introduced, referred	503	Introduced, referred	534
Recommended passage	662	Recommended passage	732
Companion bill superseded	1098	Passed; ayes 28, nays 0	960
347 By Doran. Municipal court jurisdiction.			
Introduced, referred	503		

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Received back	1431
Concurred	1446
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
357 By Beatty. Superior court judges.	
Introduced, referred	534
Recommended passage	850
358 By Beatty. Keokuk county.	
Introduced, referred	534
Recommended passage	634
Proof of publication	657
Passed; ayes 30, nays 0	756
Received back	904
Reported enrolled	990
Signed by President	990
Sent to Governor	990
Approved by Governor	1006
359 By Wilson of Polk. Civil service.	
Introduced, referred	534
360 By Wilson of Polk. Auditing accounts of waterworks trustees.	
Introduced, referred	535
Amendment filed	606
Recommended amendment and passage	726
Amendments adopted	755
Passed, ayes 31, nays 0	755
Received back	1519
Concurred	1521
Reported enrolled	1546
Signed by President	1546
Sent to Governor	1546
361 By Wilson of Polk. Auditing accounts of waterworks trustees.	
Introduced, referred	535
Recommended passage	727
Passed; ayes 29, nays 0	756
Received back	1532
362 By Wilson of Polk. Registration names, mottoes and emblems.	
Introduced, referred	535
Recommended passage	634
Amended, passed; ayes 37, nays 0	1167
363 By Wilson of Polk. County hospitals.	
Introduced, referred	535
Recommended passage	773
Amendment filed	851
Amendments filed	1217
Amended, passed; ayes 34, nays 0	1249
364 By Carden. Unliquidated claims and claims for personal injury.	
Introduced, referred	536
Returned without recommendations	836
365 By Shane. City manager cities.	
Introduced,	536
366 By Blackford. Highways divided into three systems.	
Introduced	536
367 By Ickis. Directing curator to preserve early history materials of George Shull.	
Introduced, referred	536
Recommended amendment and passage	773

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Amendments adopted	1071
Amended, passed; ayes 35, nays 1	1071
368 By MacDonald. Giving the twenty-first judicial district a third judge.	
Introduced, referred	536
Recommended passage	799
369 By Cochrane. Improvements paid for by specials.	
Introduced, referred	537
Recommended passage	634
370 By Shaff. Redefining renovated butter.	
Introduced, referred	537
Recommended passage	745
Passed; ayes 40, nays 0	1124
371 By Shaff. Cigarette tax receipts.	
Introduced, referred	537
Recommended indefinite postponement	828
Indefinitely postponed	865
372 By Shaff. Unfair discrimination.	
Introduced, referred	537
Withdrawn	786
373 By Gilchrist. Publications of notices on street improvement etc.	
Introduced, referred	537
Recommended passage	832
Passed; ayes 27, nays 0	950
374 By Gunderson. Hours for polls to be open.	
Introduced, referred to elections	538
Recommended passage	597
Passed; ayes 28, nays 0	941
Received back	1117
Reported enrolled	1219
Signed by President	1219
Sent to Governor	1219
Approved by Governor	1299
375 By Lowe. Hail insurance associations.	
Introduced, referred	538
Recommended passage	595
Amendment filed	819
376 By Wilson of Page. Bridges, grading, drainage and highway repairs.	
Introduced, referred	538
Withdrawn	866
377 By Clark of Linn. Fire inspection of buildings.	
Introduced, referred	538
Recommended amendment and passage	727
Amendments adopted	1099
Passed; ayes 33, nays 0	1099
Received back	1528
Reported enrolled	1546
Signed by President	1546
Sent to Governor	1546
378 By Rogers. Consolidated polling places.	
Introduced, referred	538
Recommended passage	597
Passed; ayes 27, nays 0	954
Received back	1027
Reported enrolled	1110
Signed by President	1110
Sent to Governor	1110
Approved by Governor	1181

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379 By Shane. County and district fairs.		Sent to Governor	1110
Introduced, referred	539	Approved by Governor	1181
380 By Bergman. Establishing correctional farm at Clive.		393 By Gunderson and Rogers. Public health work—county unit plan.	
Introduced, referred	539	Introduced, referred	552
Withdrawn	907	Recommended passage	849
381 By Lange. Water main extensions and city manager cities.		Passed; ayes 33, nays 0	1282
Introduced, referred	550	Received back	1531
Replaced by S. F. 463	921	Reported enrolled	1546
382 By Shaff. Poles for telephone, telegraph and transmission line along highways.		Signed by President	1546
Introduced, referred	550	Sent to Governor	1546
383 By Shaff. Local assessor.		394 By Bergman. Gas tax refunds.	
Introduced, referred	550	Introduced, referred	552
384 By Booth. Prohibiting booths and partitions in eating places.		Recommended passage	825
Introduced, referred	550	395 By Gilchrist. Drainage repairs.	
385 By Gunderson. Election returns.		Introduced, referred	552
Introduced, referred	551	396 By Hager. Allamakee County.	
Recommended passage	598	Introduced, referred	553
Passed; ayes 28, nays 0	955	Recommended passage	631
386 By Wilson of Page. Service of original notice upon foreign banking corporations.		Proof of publication	877
Introduced, referred	551	Passed; ayes 29, nays 0	922
387 By Thompson. City manager plan.		Received back	1117
Introduced, referred	551	Reported enrolled	1219
Recommended indefinite postponement	800	Signed by President	1219
Withdrawn	878	Sent to Governor	1219
388 By Merritt. Public officers' allowance for use of personal automobile.		Approved by Governor	1299
Introduced, referred	551	397 By Moen. Limiting load on highways in soft or thawing condition.	
Recommended passage	824	Introduced, referred	553
Amendments filed	1106	Recommended passage	826
Amended, passed; ayes 34, nays 0	1121	Amendment filed	1021
389 By Bennett. Primary road system.		Amended; action deferred	1104
Introduced, referred	551	Passed; ayes 36, nays 1	1125
390 By Wilson of Polk. Giving cities the power to assess full cost of sewer construction to benefited property.		Received back	1429
Introduced, referred	552	Concurred	1441
Recommended passage	665	Reported enrolled	1511
Amended, passed; ayes 28, nays 0	764	Signed by President	1511
Received back	1431	Sent to Governor	1511
Concurred	1443	398 By Topping. Ground for auto parking.	
Reported enrolled	1511	Introduced, referred	553
Signed by President	1511	Recommended passage	665
Sent to Governor	1511	399 By Rogers. Scales and gasoline pumps.	
391 By Wilson of Polk. Free medical service to the poor.		Introduced, referred	553
Introduced, referred	552	400 By Kimberly. Bridge fund control.	
Recommended passage	772	Introduced, referred	554
Amended, passed; ayes 34, nays 0	1250	Recommended passage	727
392 By Wilson of Polk. Sewer construction.		Passed; ayes 29, nays 2	748
Introduced, referred	552	Received back	1114
Recommended passage	665	Reported enrolled	1219
Amended passed; ayes 31, nays 0	765	Signed by President	1219
Received back	1026	Sent to Governor	1219
Reported enrolled	1110	Approved by Governor	1299
Signed by President	1110	401 By Bergman. Secondary roads.	
		Introduced, referred	554
		Recommended amendment and passage	730
		Amendments adopted	1220
		Amend, passed; ayes 33, nays 13	1220
		Correction made	1256
		402 By Bergman. County secondary road bonds.	
		Introduced, referred	554
		403 By Kimberly. County public hospital.	
		Introduced, referred	554
		404 By Bennett. Cemeteries.	
		Introduced, referred	554
		Recommended passage	772

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405 By Stoddard. Regulation of second-hand car and used parts dealers.	
Introduced, referred	555
Recommended passage	801
406 By Stoddard. Motor vehicle operation.	
Introduced, referred	555
Recommended passage	729
Passed; ayes 26, nays 0	951
407 By Clark of Marion. Legalizing emergency tax levies.	
Introduced, referred	555
Recommended passage	743
Passed; ayes 41, nays 0	862
Received back	904
Reported enrolled	990
Signed by President	990
Sent to Governor	990
Approved by Governor	1181
408 By Clark of Marion. Emergency tax levies.	
Introduced, referred	555
Recommended passage	743
Amendment filed	1019
Amended, passed; ayes 37, nays 0	1092
Received back	1354
Reported enrolled	1410
Signed by President	1410
Sent to Governor	1410
Approved by Governor	1484
409 By Gunderson. City of Forest City.	
Introduced, referred	555
Recommended passage	579
Passed; ayes 30, nays 0	766
Received back	1117
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1227
410 By Carroll. Appanoose County.	
Introduced, referred	556
Withdrawn	971
411 By Fralley. Legalizing incorporations.	
Introduced, referred	556
412 By Committee on Insurance. Insurance—establishing interstate reciprocity on fees and deposits.	
Introduced	589
Amended, passed; ayes 31, nays 0	761
Received back	1430
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
413 By Committee on Insurance. Insurance commissioner to refund excess taxes, fees.	
Introduced	589
Passed; ayes 30; nays 0	762
Recommended passage	990
Received back	1026
Reported enrolled	1110
Signed by President	1110
Sent to Governor	1110
Approved by Governor	1181
414 By Committee on Highways. Bonding highway commission auditor.	
Introduced, placed	598

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415 By Committee on Highways. Relocating primary roads.	
Introduced	598
Passed; ayes 29, nays 15	1142
Received back	1431
Concurred	1440
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
416 By Committee on Highways. Highway commission to regulate use of primary roads.	
Introduced	599
Amendment filed	1135
Amended, passed; ayes 36, nays 0	1145
Received back	1429
Concurred	1439
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
417 By Committee on Highways. Primary roads through cities.	
Introduced	599
Amendment filed	899
Amended, passed; ayes 36, nays 1	1149
Received back	1488
Concurred	1510
Reported enrolled	1539
Signed by President	1540
Sent to Governor	1540
418 By Committee on Insurance. Group insurance.	
Introduced	599
Amended, passed; ayes 26, nays 0	768
Received back	1086
Reported enrolled	1180
Signed by President	1180
Sent to Governor	1181
Approved by Governor	1228
419 By Committee on Elections. Elections—alternating names of candidates.	
Introduced	612
Withdrawn	957
420 By Committee on Banks and Banking. Banking.	
Introduced	612
Amendment filed	819
421 By Committee on Judiciary No. 1. Mortgages by guardians of minors.	
Introduced	613
Recommended passage	825
Passed; ayes 31, nays 0	1276
422—By Committee on Judiciary No. 1. Fort Atkinson State Park.	
Introduced	614
Passed; ayes 28, nays 0	939
Received back	1026
Reported enrolled	1110
Signed by President	1110
Sent to Governor	1110
Approved by Governor	1182
423 By Committee on Judiciary No. 1. Extension of mortgages by administrators and executors.	
Introduced	614
Passed; ayes 32, nays 0	1277

S. F.	Page	S. F.	Page
424 By Committee on Labor. Employment agencies.		431 By Committee on Claims. Lillian Bandy.	
Introduced	687	Introduced, referred	693
Amendment filed	1216	Recommended passage	800
Amended, passed; ayes 31, nays 0	1259	Passed; ayes 44, nays 0	1079
Received back	1429	Received back	1348
Reported enrolled	1511	Reported enrolled	1410
Signed by President	1511	Signed by President	1410
Sent to Governor	1511	Sent to Governor	1410
		Approved by Governor	1484
425 By Committee on Claims. E. L. Riemschneider and Sun- ny Side school district.		432 By Committee on Board of Control. Use of oleomargar- ine in state institutions.	
Introduced, referred	692	Introduced	693
Recommended passage	902		
Passed; ayes 43, nays 0	1084	433 By Committee on Agricul- ture. Control of male ani- mals.	
Received back	1348	Introduced	693
Reported enrolled	1410		
Signed by President	1410	434 By Committee on Judiciary No. 1. Securities for two or more obligations.	
Sent to Governor	1410	Introduced	713
Approved by Governor	1484	Amended, passed; ayes 31, nays 0	1277
426 By Committee on Claims. John A. Stewart.		435 By Committee on Judiciary No. 1. Giving bribes.	
Introduced, referred	692	Introduced	713
Recommended passage	825	Passed; ayes 27, nays 0	952
Passed; ayes 40, nays 0	1080	Received back	1301
Received back	1349	Reported enrolled	1470
Reported enrolled	1410	Signed by President	1470
Signed by President	1410	Sent to Governor	1470
Sent to Governor	1410	Approved by Governor	1514
Approved by Governor	1484	436 By Committee on Appro- priations. Corn borer.	
427 By Committee on Claims. Twin Lakes Protective Asso- ciation.		Introduced	713
Introduced, referred	693	Passed; ayes 45, nays 0	1081
Recommended passage	825	Received back	1516
Passed; ayes 41, nays 0	1076	Reported enrolled	1539
Received back	1348	Signed by President	1540
Reported enrolled	1410	Sent to Governor	1540
Signed by President	1410		
Sent to Governor	1410	437 By Committee on Drainage. Drainage.	
Approved by Governor	1484	Introduced	724
428 By Committee on Claims. Ralph W. Pabst and Leslie E. Williams.		Amendment filed	819
Introduced, referred	693	Companion bill superseded	1248
Recommended passage	741	438 By Committee on Elections. Elections.	
Passed; ayes 42, nays 0	1077	Introduced	725
Received back	1349		
Reported enrolled	1410	439 By Committee on High- ways. County indebtedness.	
Signed by President	1410	Introduced, passed on file	725
Sent to Governor	1410		
Approved by Governor	1484	440 By Committee on High- ways. Filing claims in case of highway improvements.	
429 By Committee on Claims. Des Moines Coliseum Com- pany.		Introduced	725
Introduced, referred	693	Amendments filed	874
Committee recommended pas- sage	741	441 By Committee on Drainage. Repairs on drainage.	
Passed; ayes 40, nays 0	1062	Introduced	740
Received back	1349	Passed; ayes 31, nays 0	929
Reported enrolled	1410	Received back	1472
Signed by President	1410	Reported enrolled	1541
Sent to Governor	1410	Signed by President	1541
Approved by Governor	1484	Sent to Governor	1541
430—By Committee on Claims. Polk County.		442 By Committee on Claims. Grant Central Lutheran Church of Iowa Falls.	
Introduced, referred	693	Introduced, referred	740
Recommended passage	904	Recommended passage	804
Passed; ayes 43, nays 0	1082	Passed; ayes 45, nays 0	1081
Received back	1348	Received back	1487
Reported enrolled	1470	Reported enrolled	1541
Signed by President	1470	Signed by President	1541
Sent to Governor	1470	Sent to Governor	1541
Approved by Governor	1518		

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443 By Committee on Claims. James A. Devitt.	
Introduced, referred	741
Recommended passage	1227
Passed; ayes 40, nays 0	1358
Received back	1486
Reported enrolled	1531
Signed by President	1531
Sent to Governor	1531
444 By Committee on Claims. Judge Edgar A. Morling.	
Introduced, referred	740
Recommended passage	903
Passed; ayes 45, nays 0	1083
Received back	1348
Reported enrolled	1410
Signed by President	1410
Sent to Governor	1410
445 By Committee on Claims. Farmers Mutual Hail Insurance Association.	
Introduced, referred	741
Recommended passage	1066
Passed; ayes 37, nays 0	1094
Received back	1487
Reported enrolled	1531
Signed by President	1531
Sent to Governor	1531
446 By Committee on Code Revision. Tax ferret bill.	
Introduced	798
Motion lost to withdraw from sifting committee	1374
447 By Committee on Cities and Towns. Street improvements.	
Introduced	798
Passed; ayes 30, nays 0	1101
Received back	1301
Concurred	1339
Reported enrolled	1470
Signed by President	1470
Sent to Governor	1470
448 By Committee on Cities and Towns. River front improvements.	
Introduced	798
Passed; ayes 32, nays 0	1102
Received back	1117
Reported enrolled	1219
Signed by President	1219
Sent to Governor	1219
Approved by Governor	1299
449 By Committee on Cities and Towns. Licensing firms or corporations in installing electric light or power wiring or equipment.	
Introduced	798
Amended, passed; ayes 35, nays 4	1231
450 By Committee on Board of Control. Repealing provision making members of board of control ineligible for other office for one year after service on board.	
Introduced	799
Amended, passed; ayes 43, nays 0	1153
Title amended	1154
Received back	1353
Reported enrolled	1410
Signed by President	1410
Sent to Governor	1410
451 By Committee on Conservation. Rice Lake.	
Introduced	799
Passed; ayes 31, nays 0	920

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Received back	1007
Reported enrolled	1043
Signed by President	1043
Sent to Governor	1043
Approved by Governor	1044
452 By Committee on Highways. Motor vehicle license fees.	
Introduced	821
Passed; ayes 34, nays 0	1125
Received back	1473
Reported enrolled	1531
Signed by President	1531
Sent to Governor	1531
453 By Committee on Highways. Highway commission to settle claims arising from operations on primary roads.	
Introduced	821
Amendment filed	1389
454 By Committee on Mines and Mining. Special freight rates for mines and agricultural enterprises.	
Introduced	822
Withdrawn	1096
455 By Committee on Compensation of Public Officers. Salary of county recorder.	
Introduced	822
Amendment filed	1218
456 By Committee on Compensation of Public Officers. Salaries of certain state officials.	
Introduced	822
Amendments filed	1178
Amendment filed	1215
Amended, passed; ayes 30, nays 8	1234
Received back	1527
Concurred	1529
Reported enrolled	1546
Signed by President	1546
Sent to Governor	1546
457 By Committee on Judiciary No. 2. Legalizing taxes collected for eradicating bovine tuberculosis.	
Introduced	845
Passed; ayes 34, nays 0	1096
Received back	1301
Reported enrolled	1470
Signed by President	1470
Sent to Governor	1470
Approved by Governor	1519
458 By Committee on Judiciary No. 2. City of Tama.	
Introduced	845
H. F. 514 substituted	1105
459 By Committee on Claims. Mutual Old Line Insurance Co.	
Introduced, referred	853
Recommended passage	903
Passed; ayes 39, nays 0	1083
Received back	1487
Reported enrolled	1531
Signed by President	1531
Sent to Governor	1531
460 By Committee on Claims. Marjorie Ball.	
Introduced, referred	853
Recommended amendment and passage	1156
Amendment adopted	1285
Passed; ayes 36, nays 0	1285

S. F.	Page	S. F.	Page
Received back	1486	471 By Committee on Claims.	
Reported enrolled	1531	Ralph J. Shaw.	
Signed by President	1531	Introduced, referred	1024
Sent to Governor	1531	Recommended passage	1157
461 By Committee on Judiciary		Passed; ayes 43, nays 0	1286
No. 1. Tax limit on farms.		Received back	1487
Introduced	854	Reported enrolled	1531
462 By Committee on Banks		Signed by President	1531
and Banking. Investment of		Sent to Governor	1531
funds by trustees.		472 By Committee on Claims.	
Introduced	854	James L. Armstrong.	
463 By Committee on Cities and		Introduced, referred	1024
Towns. Water main exten-		Recommended passage	1226
sions.		Passed; ayes 36, nays 0	1372
Introduced	902	Received back	1487
Passed; ayes 27, nays 3	921	Reported enrolled	1531
Received back	1292	Signed by President	1531
Reported enrolled	1390	Sent to Governor	1531
Signed by President	1390	473 By Committee on Claims.	
Sent to Governor	1391	Joseph Roy Collins.	
Approved by Governor	1455	Introduced, referred	1024
464 By Committee on Cities		Recommended amendment and	
and Towns. Exempting home-		passage	1156
stead of soldiers, sailors and		Amendment adopted	1284
their widows from special as-		Passed; ayes 37, nays 0	1284
sessments.		Received back	1487
Introduced, referred	902	Reported enrolled	1531
On Senate calendar	1113	Signed by President	1531
465 By Committee on Appro-		Sent to Governor	1531
priations. Increasing salaries		474 By Committee on Educa-	
of certain employees in insti-		tional Institutions. Accept-	
tutions under board of con-		ance of gifts by state educa-	
trol.		tional institutions.	
Introduced	930	Introduced, referred	1024
Amended, passed; ayes 37, nays		On calendar	1353
4	1061	Passed; ayes 32, nays 1	1394
Received back	1516	Received back	1431
466 By Committee on Ways and		Reported enrolled	1511
Means. State board of as-		Signed by President	1511
sessment and review.		Sent to Governor	1511
Introduced, referred	989	475 By Committee on Judiciary	
Amendments filed	1019	No. 1. District judges' ex-	
Amendment filed	1179	penses.	
467 By Committee on Ways and		Introduced, referred	1067
Means. Sales tax.		476 By Committee on Judiciary	
Introduced, referred	989	No. 1. Surety on bonds.	
Amendments filed	1004	Introduced, referred	1067
Returned to ways and means	1030	On calendar	1245
Amendments filed	1068	Passed; ayes 31, nays 0	1268
Amendment filed	1178	Received back	1411
468 By Committee on High-		Reported enrolled	1470
ways. Changing speed limit		Signed by President	1470
of automobiles to forty-five		Sent to Governor	1470
miles per hour.		Approved by Governor	1519
Introduced, referred	1003	477 By Committee on Ap-	
469 By Committee on Claims.		propriations. Highway com-	
George Burger.		mission's accounts.	
Introduced, referred	1024	Introduced	1067
Recommended passage	1156	Amended, passed; ayes 36, nays	
Passed; ayes 45, nays 0	1340	0	1127
Received back	1488	Received back	1519
Reported enrolled	1531	Reported enrolled	1546
Signed by President	1531	Signed by President	1546
Sent to Governor	1531	Sent to Governor	1546
470 By Committee on Claims.		478 By Committee on Ap-	
Dr. Craig M. Work.		propriations. Merle D. Hay	
Introduced, referred	1024	monument.	
Recommended passage	1156	Introduced	1067
Passed; ayes 37, nays 0	1285	Passed; ayes 43, nays 1	1151
Received back	1487	Received back	1512
Reported enrolled	1531	Concurred	1514
Signed by President	1531	Reported enrolled	1539
Sent to Governor	1531	Signed by President	1540
		Sent to Governor	1540

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479 By Committee on Highways. County secondary road indebtedness.	
Introduced, referred	1069
Placed on calendar	1113
Passed; ayes 36, nays 5	1241
480 By Committee on Highways. County primary road indebtedness.	
Introduced, referred	1069
Placed on calendar	1113
Passed; ayes 34, nays 9	1242
Received back	1411
Amended and concurred	1444
Received back	1472
Reported enrolled	1531
Signed by President	1531
Sent to Governor	1531
481 By Committee on Judiciary No. 1. Relating to bonds in attachment suits.	
Introduced, referred	1069
Passed; ayes 32, nays 0	1269
482 By Committee on Code Revision. Nominations by political parties in cities and towns.	
Introduced, referred	1070
On calendar	1353
Passed; ayes 41, nays 1	1376
Received back	1431
Reported enrolled	1511
Signed by President	1511
Sent to Governor	1511
483 By Committee on Claims. Minnie E. Johnson and Emma McNulty.	
Introduced, referred	1070
Recommended amendment and passage	1295
Companion bill superseded	1468
484 By Committee on Claims. Noah Wood, et al.	
Introduced, referred	1070
Recommended indefinite postponement	1225
Indefinitely postponed	1370
485 By Committee on Claims. Unallowable claims.	
Introduced, referred	1070
Recommended passage	1225
Passed; ayes 36, nays 0	1358
486 By Committee on Aeronautics. Aircraft.	
Introduced, referred	1118
487 By Committee on Compensation of Public Officers. Municipal judges.	
Introduced, referred	1148
488 By Committee on Appropriations. Repairs and improvements of state capitol and historical building.	
Introduced	1161
Passed; ayes 37, nays 0	1256
Received back	1516
Reported enrolled	1539
Signed by President	1540
Sent to Governor	1540
489 By Committee on Appropriations. Emergency appropriation for peace officers for department of justice.	
Introduced	1161
Passed; ayes 35, nays 0	1252

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Received back	1473
Reported enrolled	1531
Signed by President	1531
Sent to Governor	1531
490 By Sifting Committee. Foreign guardians.	
Introduced	1161
Passed; ayes 37, nays 0	1258
Received back	1528
Reported enrolled	1546
Signed by President	1546
Sent to Governor	1546
491 By Committee on Judiciary No. 2. City of Albia.	
Introduced, referred	1174
On calendar	1245
Passed; ayes 33, nays 0	1267
Received back	1473
Reported enrolled	1531
Signed by President	1531
Sent to Governor	1531
492 By Committee on Claims. Jaeger Manufacturing Co.	
Introduced, referred	1171
Recommended passage	1225
Passed; ayes 35, nays 0	1359
Received back	1488
Reported enrolled	1531
Signed by President	1531
Sent to Governor	1531
493 By Committee on Claims Morgan Dabney.	
Introduced, referred	1191
Returned without recommendations	1225
Rereferred to appropriations	1395
494 By Committee on Appropriations. Expenses of the General Assembly.	
Introduced	1191
Passed; ayes 41, nays 0	1357
Received back	1519
Reported enrolled	1546
Signed by President	1546
Sent to Governor	1546
495 By Committee on Claims. Emmet county.	
Introduced, referred	1224
Recommended passage	1296
Withdrawn	1406
496 By Committee on Claims. Clarion Chapter, Izaak Walton League.	
Introduced, referred	1224
Recommended indefinite postponement	1295
497 By Committee on Appropriations. Charles M. Dutcher and W. E. Mitchell.	
Introduced	1225
Passed; ayes 37, nays 0	1361
Received back	1486
Reported enrolled	1531
Signed by President	1531
Sent to Governor	1531
498 By Committee on Claims. Contracts for primary roads and contractors' bonds.	
Introduced, referred	1225
499 By Sifting Committee. Expenses of district judges.	
Introduced	1265
Passed; ayes 37, nays 0	1362

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500 By Committee on Appropriations. Expenses of members of General Assembly.	1265	Passed; ayes 31, nays 0	1467
Introduced	1265	Received back	1520
Passed; ayes 35, nays 5	1338	Reported enrolled	1546
Received back	1392	Signed by President	1546
Reported enrolled	1470	Sent to Governor	1546
Signed by President	1490	506 By Committee on Appropriations. Stipp, Bannister & Starzinger and Senneff, Bliss, Witmer & Senneff.	
Sent to Governor	1490	Introduced	1454
501 By Sifting Committee. Insurance.		Amended, passed; ayes 35, nays 1	1509
Introduced	1330	Received back	1532
Passed; ayes 36, nays 0	1360	Refused to concur	1533
Received back	1511	Conference committee	1534
Reported enrolled	1539	Conference report	1537
Signed by President	1540	Report adopted	1537
Sent to Governor	1540	Received back	1541
502 By Sifting Committee. Banks and trust companies.		Reported enrolled	1546
Introduced	1409	Signed by President	1546
Passed; ayes 38, nays 0	1463	Sent to Governor	1546
Received back	1519	507 By Committee on Ways and Means. Millage levy.	
Concurred	1521	Introduced	1515
Reported enrolled	1546	Passed; ayes 33, nays 0	1515
Signed by President	1546	508 By Committee on Ways and Means. Millage levy.	
Sent to Governor	1546	Introduced; passed; ayes 27, nays 0	1542
503 By Committee on Appropriations. National encampment of G. A. R.		Received back	1553
Introduced	1410	Reported enrolled	1554
Passed; ayes 37, nays 2	1464	Signed by President	1554
Received back	1516	Sent to the Governor	1554
Concurred	1516	509 By Stoddard and Clark of Linn. Board of Assessment and Review.	
Reported enrolled	1539	Introduced, passed; ayes 26, nays 9	1544
Signed by President	1540	Received back	1553
Sent to Governor	1540	Reported enrolled	1554
504 By Sifting Committee. Examination of mine foreman and hoisting engineers.		Signed by President	1554
Introduced	1454	Sent to Governor	1554
Passed; ayes 37, nays 0	1478		
505 By Sifting Committee. Co-operative associations.			
Introduced	1454		

HISTORY OF HOUSE BILLS IN THE SENATE

HOUSE FILES AND JOINT RESOLUTIONS PASSED AND APPROVED

5, 8, 9, 12, 14, 20, 23, 28, 33, 34, 37, 40, 41, 43, 47, 52, 66, 67, 71, 72, 74, 77, 83, 86, 87, 95, 96, 99, 101, 111, 112, 120, 124, 125, 127, 132, 133, 135, 136, 143, 145, 147, 149, 150, 152, 153, 154, 155, 157, 158, 159, 160, 161, 165, 171, 174, 176, 180, 185, 186, 190, 191, 194, 196, 199, 201, 202, 204, 205, 207, 209, 212, 213, 215, 216, 217, 220, 221, 224, 226, 227, 230, 233, 234, 239, 240, 243, 244, 248, 252, 254, 255, 257, 258, 260, 261, 262, 263, 264, 266, 267, 268, 276, 277, 279, 283, 289, 291, 293, 307, 316, 317, 319, 320, 321, 322, 325, 327, 328, 330, 332, 337, 338, 339, 340, 346, 354, 356, 359, 362, 364, 371, 376, 378, 382, 384, 388, 391, 392, 398, 401, 402, 403, 404, 410, 413, 419, 424, 425, 426, 427, 429, 433, 434, 438, 449, 455, 458, 460, 461, 465, 490, 495, 496, 498, 501, 503, 504, 514, 518, 526, 527, 528, 529, 531, 534, 535, 537, 538, 539, 540, 541, 544, 546, H. J. R. 1, 6, 9.

RECORD OF EACH BILL

H. F.	Page	H. F.	Page
3 By Reimers. Notice of expiration of right of redemption.		Failed to pass; ayes 22, nays 26	
Received, referred	171	Reconsideration prevailed	1345
Recommended amendment and passage	330	Amended, passed; ayes 39, nays 0	1365
Amendment filed	499	Title amended	1366
Amendment rejected	584	Reported enrolled	1510
Failed to pass; ayes 22, nays 21	585	Signed by President	1514
5 By Wilson. Schools for Indian children.		12 ¹ By Mathews. Obtaining a right of way through an adjoining state for drainage.	
Received, referred	184	Received, referred	184, 189
Recommended passage	204	Recommended passage	451
Passed; ayes 41, nays 0	230	Amendment filed	474
Reported enrolled	257	Amended, passed; ayes 35, nays 0	645
Signed by President	269	Reported enrolled	741
6 By Reimers. Labor claims preferred—additional and extensions.		Signed by President	775
Received, referred	518, 521	Sent to Governor	827
Recommended passage	800	13 By Wearin. Changing bag and possession limits in fish and game law.	
7 By Reimers. Exempting graduates of normal training high school from examination for teachers' certificates.		Received, referred	170, 171
Received, referred	518, 522	14 By Bair. Legalizing certain ordinances of Storm Lake.	
Recommended indefinite postponement	848	Received, referred	184, 189
Indefinitely postponed	865	Recommended passage	293
8 By Reimers. Raising normal training requirements for applicants for teachers' certificate.		Proof of publication	435
Received, referred	284, 285	Passed; ayes 41, nays 0	446
Recommended passage S. J.	597	Reported enrolled	732
On calendar	1159	Signed by President	732
Passed; ayes 32, nays 2	1255	15 By Burton. Changing date of delinquent dog tax.	
Reported enrolled	1297	Received, referred	366, 377
Signed by President	1299	Recommended passage	677
9 By Whiting. Making city solicitor and city engineer elective offices.		17 By Johnson of Keokuk. Audit of claims of Board of Control and Board of Education.	
Received, referred	746, 747	Received, referred	332
On calendar	1180	Recalled from committee	822
Amendments filed	1217	19 By Bixler. Providing flags for markers of graves of soldiers.	
Amendments filed	1297	Received	1087
		Referred to sifting committee	1104

H. F.	Page	H. F.	Page
20 By Van Buren. Prison labor contracts.		43 By Rutledge. Bus lines.	
Received, referred	312	Received, referred	220, 221
Recommended passage	331	Recommended passage	245
Made special order	354	Deferred	249
Passed; ayes 36, nays 6	429	Passed; ayes 45, nays 0	272
Reported enrolled	530	Reported enrolled	294
Signed by President	611	Signed by President	295
22 By Torgeson. Lobbying.		47 By Forsling. Automobile insurance.	
Received, referred	332, 393	Received, referred	518, 522
Recommended indefinite postponement	835	Recommended passage	595
Indefinitely postponed	889	Passed; ayes 32, nays 0	758
23 By Irwin. Leasing city property in commission form cities.		Reported enrolled	823
Received, referred	179, 181	Signed by President	823
Recommended amendment and passage	292	48 By Hanson. Trimming hedges and trees along highway.	
Amendments adopted	448	Received, referred	539, 549
Passed; ayes 39, nays 0	449	50 By Venard. Prohibiting sale of wares and service within 600 feet of entrances of state parks.	
Received back	637	Received, referred	581, 589
Concurred	697	51 By Venard. Primary roads through state parks.	
Reported enrolled	741	Received, referred	679, 688
Signed by President	776	Recommended passage	826
28 By Albert. Double election boards.		52 By Mounce. To make aid, furnished the poor, recoverable from estate.	
Received, referred	226, 237	Received, referred	226, 236
Recommended passage	438	Recommended passage	330
Passed; ayes 41, nays 0	736	Deferred	506
Reported enrolled	774	Amendment filed	639
Signed by President	775	Amended, deferred	641
33 By Ratliff. Cemeteries.		Reconsidered amendment	700
Received, referred	179, 181	Passed; ayes 40, nays 3	700
Withdrawn from committee	272	Reported enrolled	774
Passed; ayes 47, nays 0	272	Signed by President	775
Reported enrolled	294	57 By Crozier. Prohibiting metal fasteners on commercial feed containers.	
Signed by President	295	Received, referred	393
34 By Cox. Primary elections.		58 By Forsling. Members of State Board of Health.	
Received, referred	348, 349	Received	708
Recommended passage	451	Referred	718
Passed; ayes 31, nays 0	761	Recommended passage	849
Reported enrolled	823	62 By McIntosh. Municipal public utilities.	
Signed by President	823	Received in Senate, referred to public utilities S. J.	226, 236
36 By Shields and Hopkins. Sixty per cent favorable vote necessary to carry certain bond issues.		To Senate sifting committee.	
Received, referred	170, 171	66 By Forsling. Special assessments.	
Recommended indefinite postponement	177	Received, referred	210, 212
Indefinitely postponed	207	Recommended passage	359
37 By Ratliff. Surplus earnings of municipal public utilities.		Passed; ayes 40, nays 0	507
Received	776	Reported enrolled	580
Referred to public utilities	783	Signed by President	611
Passed; ayes 37, nays 0	1119	67 By Com. on Judiciary. Additional judge of supreme court.	
Reported enrolled	1161	Received, substituted for S. F. 61	250
Signed by President	1174	Passed; ayes 34, nays 2	259
40 By Rutledge. Plymouth Clay Products Company.		Reported enrolled	282
Received, referred	171	Signed by President	282
Recommended passage	220	68 By Forsling. Automobiles in liquor seizures.	
Passed; ayes 32, nays 0	249	Received, referred	170, 171
Reported enrolled	268	70 By Wilson. Treasurer of rural schools.	
Signed by President	269	Received, referred	210, 212
41 By Knudson. Swimming for city manager cities.		Recommended passage	394
Received, referred	254, 255		
Recommended amendment and passage	377		
Amendment adopted	443		
Passed; ayes 41, nays 0	443		
Reported enrolled	474		
Signed by President	490		

H. F.	Page
Rereferred	649
Recommended indefinite postponement	848
Indefinitely postponed	865
71 By Hunt. School treasurer to furnish annually sworn statement of depository banks.	
Received, referred	211
Recommended passage	282
Passed; ayes 38, nays 0	335
Reported enrolled	362
Signed by President	362
72 By Eckles. Part time schools.	
Received, referred	210, 212
Substituted for S. F. 86	231
Action deferred	231
Passed; ayes 39, nays 0	233
Reported enrolled	257
Signed by President	269
74 By Elliott of Scott. Special charter cities street improvements.	
Received, referred	746
Passed; ayes 33, nays 0	1399
Reported enrolled	1453
Signed by President	1454
77 By Hansen. Waterworks.	
Received, referred	184, 189
Recommended passage	219
Passed; ayes 44, nays 0	234
Reported enrolled	257
Signed by President	269
83 By Elliott of Scott. Renewals of charters of private corporations.	
Received	1114
Referred to sifting committee	1117
Passed; ayes 41, nays 1	1383
Reported enrolled	1453
Signed by President	1454
85 By Hush. Only two high primary candidates to be considered at conventions.	
Received, referred	678, 688
Returned without recommendations	742
86 By Simmer. Insurance—eliminating medical examination for industrial and juvenile policies and policies under \$2,000.	
Received, referred	270, 271
Recommended amendment and passage	363
Amendments adopted	479
Passed; ayes 28, nays 0	479
Received back	709
Failed to concur	718
Conference committee	802
Conference report	896
Report adopted	897
Reported enrolled	1043
Signed by President	1043
87 By Ratliff. Eliminating annual report of receipts and expenses of school boards.	
Received, referred	210, 211
Substituted for S. F. 138	263
Passed; ayes 37, nays 3	263
Reported enrolled	282
Signed by President	282
90 By Whiting. Roads to sand and gravel beds, etc.	
Received, referred	179, 181

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Recommended indefinite postponement	633
Indefinitely postponed	679
91 By Hopkins. School bonds and schoolhouse fund.	
Received, referred	254, 255
Recommended passage	395
Rereferred	589
Recommended passage	746
95 By Elliott of Scott. Aid for blind students.	
Received, referred	254, 255
Recommended passage	294
Passed; ayes 37, nays 0	447
Reported enrolled	580
Signed by President	611
96 By Committee on Judiciary. Suspension of licenses of physicians and pharmacists for violating narcotic or liquor laws.	
Received, referred	170, 171
Recommended passage	327
Passed; ayes 32, nays 0	469
Reported enrolled	580
Signed by President	611
99 By Rutledge. Fire department maintenance fund.	
Received, referred	250
Recommended amendment and passage	426
Amendment filed	591
Amendments rejected	623
Passed; ayes 34, nays 0	624
Reported enrolled	741
Signed by President	775
101 By Wilson. Land titles, foreclosure of school mortgages.	
Received, referred	211
Recommended passage	328
Passed; ayes 41, nays 0	600
Reported enrolled	657
Signed by President	658
104 By Ellsworth. Additional land for boys' training school at Eldora.	
Received	1354
Referred	1372
On Senate calendar	1373
Failed to pass	1437
107 By Elliott of Polk. Increasing sheriffs' salaries and eliminating fees.	
Received, referred	539, 549
Recommended amendment and passage	835
To Senate sifting committee.	
Returned to House for correction	1421
Received back in Senate	1455
111 By Cole. Hospital bills under workmen's compensation.	
Received	991
Referred	1003
Amended, passed; ayes 38, nays 1	1460
Reported enrolled	1527
Signed by President	1527
112 By Pendray and Forsling. Exemptions from execution.	
Received, referred	254, 255
Recommended amendment and passage	633
Amendment adopted	949
Passed; ayes 26, nays 0	949

H. F.	Page
Reported enrolled	1180
Signed by President	1219
114 By Hill. Licensing of veterinarians.	
Received, referred	637, 639
Amendment filed	721
117 By Johnson of Dickinson, Reimers and Dayton. Income tax.	
Introduced, referred	167
Received	423
President ruled bill could not be considered	423
120 By Wearin. Mills County.	
Received, referred	250
Recommended passage	331
Passed; ayes 40, nays 0	448
Reported enrolled	580
Signed by President	611
124 By Johnson of Dickinson. Exempting school bus drivers from chauffers license.	
Received	776
Referred	783
Returned without recommendations	834
Amendment filed	899
Passed; ayes 33, nays 0	1275
Reported enrolled	1390
Signed by President	1390
125 By Committee on Judiciary. Increasing district judges' salaries.	
Received, referred	226, 236
Recommended amendment and passage	316
Amendment adopted	460
Passed; ayes 29, nays 13	460
Motion filed to reconsider	492
Reconsidered	582
Amendment adopted	583
Passed; ayes 32, nays 13	583
Receded	687
Reported enrolled	741
Signed by President	775
126 By Committee on Judiciary. Filing of appeals.	
Received, referred	184, 188
Recommended indefinite postponement	329
Indefinitely postponed	351
127 By Committee on Judiciary. Arrest of judgment.	
Received, referred	184, 188
Recommended passage	328
Passed; ayes 36, nays 0	471
Reported enrolled	580
Signed by President	611
132 By Forsling and Sass. Justices of the peace.	
Received, referred	519, 523
Recommended amendment and passage	824
Amended, passed; ayes 34, nays 0	1464
Receded	1480
Reported enrolled	1527
Signed by President	1527
133 By Wilson. School tuition. Tuition of children of state employees.	
Received, referred	519, 524
Recommended amendment and passage	827
Passed; ayes 40, nays 0	1123

H. F.	Page
Reported enrolled	1161
Signed by President	1174
135 By Greene and Hubbard. Town of Underwood.	
Received	775
Referred	783
Recommended passage	833
Passed; ayes 37, nays 0	968
Reported enrolled	1043
Signed by President	1043
136 By Committee on Ways and Means. Plat books for assessors.	
Received, referred	183, 188
Recommended passage	269
Passed; ayes 35, nays 0	472
Reported enrolled	580
Signed by President	611
140 By Committee on Schools and Textbooks. Prohibiting agents from canvassing at rural schools.	
Received, referred	184, 188
Recommended amendment and passage	596
143 By Hunt. Cities under special charter—taxes.	
Received, referred	271
Recommended passage	359
Passed; ayes 39, nays 0	507
Reported enrolled	580
Signed by President	611
145 By Committee on Judiciary. Filing of bond by bank as security.	
Received, referred	220, 221
Recommended passage	427
Passed; ayes 43, nays 0	683
Reported enrolled	741
Signed by President	775
146 By Heald. Attending school in another district.	
Received	708
Referred	717
147 By Dayton. Washington county.	
Received, referred	254, 255
Recommended passage	327
Passed; ayes 37, nays 0	467
Reported enrolled	580
Signed by President	611
149 By Johnson of Dickinson. Reciprocity of exemption of intangible personal property from inheritance taxation.	
Received	857
Referred	862
Amendment filed	1215
Passed; ayes 45, nays 0	1377
Reported enrolled	1453
Signed by President	1454
150 By Torgeson. Submission of propositions to school electors.	
Received, referred	284, 286
Substituted for S. F. 140	506
Passed; ayes 40, nays 0	506
Reported enrolled	580
Signed by President	611
151 By Forsling. Special assessments.	
Received, referred	518, 522

H. F.	Page
152 By Forsling. Detaching territory from school districts.	
Received, referred	271
Recommended amendment and passage	596
Amendment filed	690
Amendment adopted	843
Passed; ayes 38, nays 3	844
Reported enrolled	878
Signed by President	878
153 By Greene. Court outside of county seat.	
Received, referred	519, 523
Recommended passage	662
Passed; ayes 41, nays 0	1090
Reported enrolled	1149
Signed by President	1161
154 By Crozier. Mineral ingredients in commercial feeds.	
Received, referred	393
Recommended passage	663
Passed; ayes 30, nays 0	917
Reported enrolled	964
Signed by President	990
155 By Crozier. Stock food.	
Received, referred	518, 522
Recommended passage	662
Passed; ayes 29, nays 0	918
Reported enrolled	964
Signed by President	990
157 By Whiting and Johnson of Marion. Repairs of rural school buildings.	
Received, referred	366, 376
Recommended amendment and passage	695
Amendments adopted	946
Passed; ayes 27, nays 0	946
Received back in House. H. J.	1110
Reported enrolled	1043
Signed by President	1043
158 By Committee on Judiciary. Public contracts.	
Received, referred	227, 237
Recommended passage	331
Passed; ayes 40, nays 3	601
Reported enrolled	657
Signed by President	657
159 By Committee on Judiciary. To legalize certain tax sale conveyances.	
Received, referred	284, 286
Recommended amendment and passage	490
Amendment adopted	872
Passed; ayes 42, nays 0	872
Reported enrolled	964
Signed by President	990
160 By Committee on Judiciary. Legalizing certain conveyance of real estate.	
Received, referred	284, 285
Amendment filed	1279
Amended, passed; ayes 42, nays 0	1370
Reported enrolled	1510
Signed by President	1514
161 By Committee on Judiciary. Expense accounts of district judges.	
Received, referred	226, 237
Recommended passage	907
Passed; ayes 27, nays 0	942
Reported enrolled	990
Signed by President	990

H. F.	Page
164 By Byers of Linn. Landlord's lien for rent.	
Received, referred	365, 376
165 By Johnson of Dickinson. Estate tax.	
Received, referred	540
Recommended passage	801
Amended, passed; ayes 40, nays 0	1091
Reported enrolled	1180
Signed by President	1219
168 By Griswold. Attachments.	
Received, referred	519, 523
170 By Griswold. County auditors' report to board of parole.	
Received, referred	540, 550
171 By Rice. Clinton County.	
Received, referred	284, 286
Proof of publication	290
Amendment filed	308
Recommended passage	329
Amended, passed; ayes 34, nays 0	466
Reported enrolled	580
Signed by President	611
174 By Schools and Textbooks. Tuition of child attending school in another corporation.	
Received, referred	254-255
Recommended passage	394
Passed; ayes 38, nays 0	648
Reported enrolled	741
Signed by President	775
175 By Simmer. Schools—Furniture and apparatus.	
Received, referred	519, 522
Recommended passage	826
176 By Rutledge. Cancellation of registration and license of automobile where unsatisfied judgment exists.	
Received	991
Referred	1003
Called up, deferred	1129
Made special order	1133
Passed; ayes 37, nays 0	1141
Reported enrolled	1180
Signed by President	1219
177 By Byers of Linn. Poll tax lien.	
Received, referred	518, 522
180 By Hayes. Dubuque County	
Received, referred	439, 459
Recommended passage	715
Passed; ayes 29, nays 0	958
Reported enrolled	990
Signed by President	990
182 By Forsling. Inspection of scales.	
Received	857
Referred	862
183 By Greene. Permits to sell firearms.	
Received, referred	678, 688
Recommended passage	800
185 By Elliott of Scott. Division of inspection in state board of health.	
Received, referred	714, 718
Recommended passage	850
Passed; ayes 42, nays 0	1287
Reported enrolled	1390
Signed by President	1390

H. F.	Page
186 By Albert. Real estate conveyances.	
Received, referred	365, 376
Recommended amendment and passage	632
Amendment adopted	909
Passed; ayes 27, nays 3	910
Reported enrolled	990
Signed by President	990
190 By Albert. Town of Dike.	
Received, referred	496, 497
Recommended passage	632
Passed; ayes 32, nays 0	909
Reported enrolled	964
Signed by Speaker	1078
Signed by President	990
191 By Hubbard. Farm aid associations.	
Received in Senate	775
Referred to agriculture	784
Passed; ayes 36, nays 0	1121
Reported enrolled	1161
Signed by President	1174
194 By Forsling and Lovrien. Jurisdiction of offenses committed in aeroplanes.	
Received, referred	439, 459
Recommended passage	635
Passed; ayes 27, nays 0	945
Reported enrolled	990
Signed by President	990
196 By Knudson. Jewell Farmers Elevator Company.	
Received, referred	439, 459
Passed; ayes 31, nays 0	928
Reported enrolled	990
Signed by President	990
199 By Hansen. Free medical and dental services for the poor, provided by the county.	
Received, referred	678, 688
Recommended passage	850
Amended, passed; ayes 35, nays 0	1251
Reported enrolled	1390
Signed by President	1390
201 By Committee on Judiciary. Blue sky law.	
Received	365
Recommended passage	426
Amendments filed	500
Substituted for S. F. 234	602
Amended, passed; ayes 41, nays 0	601
Reported enrolled	741
Signed by President	775
202 By Committee on Elections. Filling vacancies in nominations for presidential electors.	
Received, referred	365, 376
Recommended passage	451
Passed; ayes 28, nays 0	768
Reported enrolled	823
Signed by President	823
204 By Bush and Helgason. Weed commissioner.	
Amended, passed the House; ayes 75, nays 26. H. J. ...	644-649
Received, referred	652, 653
Amended, deferred	1233
Amended, passed; ayes 40, nays 0	1247
Reported enrolled	1428
Signed by President	1428

H. F.	Page
205 By Rice and Paulson. Gasoline curb pumps.	
Received	1044
Referred	1065
Passed; ayes 42, nays 0	1320
Reported enrolled	1428
Signed by President	1428
207 By Nelson of Hancock. Accountancy.	
Received	904
Referred	930
Amendments filed	1106
On Senate calendar	1110
Amended, passed; ayes 35, nays 9	1236
Reported enrolled	1428
Signed by President	1428
209 By Elliott of Polk. Assessors and deputies.	
Received	932
Referred	936
On calendar	1300
Passed; ayes 35, nays 0	1396
Reported enrolled	1453
Signed by President	1454
212 By Vosseller. War nurses.	
Received, referred	540, 549
Recommended passage	676
Passed; ayes 28, nays 0	940
Reported enrolled	990
Signed by President	990
213 By Taylor. Audubon County.	
Received	846
Referred	847
On calendar	1245
Passed; ayes 31, nays 0	1264
Reported enrolled	1391
Signed by President	1391
215 By Rutledge. Weights.	
Received, referred	519, 523
Recommended passage	745
On calendar	1159
Passed; ayes 41, nays 0	1288
Reported enrolled	1390
Signed by President	1390
216 By Forsling and Sass. Diseases of bees.	
Received	846
Referred	847
On calendar	1159
Passed; ayes 33, nays 0	1262
Reported enrolled	1390
Signed by President	1390
217 By Torgeson. State aid for standard schools.	
Received, referred	581, 589
Recommended passage	827
On calendar	1245
Passed; ayes 29, nays 0	1270
Reported enrolled	1390
Signed by President	1390
220 By Elliott of Polk. Weed cutting.	
Received	1008
Referred	1028
On calendar	1300
Passed; ayes 31, nays 0	1400
Signed by President	1472
221 By Ballew. Heirs of G. L. Severs.	
Amendments adopted	492
Received, referred	496, 497
Recommended passage	832
Substituted for S. F. 208	915
Passed; ayes 30, nays 0	914

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Reported enrolled	964
Signed by President	990
224 By Greene. High school tuition.	
Received	846
Referred	847
Passed; ayes 29, nays 0	1103
Reported enrolled	1149
Signed by President	1161
226 By Baker. Pasteurization.	
Received, referred	581, 590
Recommended amendment and passage	745
On calendar	1245
Amended, passed; ayes 36, nays 0	1380
Reported enrolled	1510
Signed by President	1514
227 By Hopkins. County high school.	
Received	777
Referred	785
Passed; ayes 39, nays 0	1459
Reported enrolled	1510
Signed by President	1514
230 By Hubbard. Drainage repairs and maintenance.	
Received	775
Referred	784
On calendar	1113
Amended, passed; ayes 35, nays 0	1281
Reported enrolled	1390
Signed by President	1390
233 By Knudson. Town of Kamrar.	
Received	708
Referred	718
Recommended passage	743
Passed; ayes 28, nays 0	940
Signed by President	990
234 By McMillan. Compulsory school attendance.	
Received	776
Referred	784
Recommended passage	827
On calendar	1245
Passed; ayes 38, nays 0	1381
Reported enrolled	1453
Signed by President	1454
239 By McCaulley. School district of Lake City.	
Received, referred	678, 688
Recommended passage	833
Proof of publication	963
Passed; ayes 36, nays 0	969
Reported enrolled	1043
Signed by President	1043
240 By McCaulley. Arraignment in criminal cases in vacation.	
Received	1025
Referred	1028
On calendar	1113
Passed; ayes 37, nays 0	1122
Reported enrolled	1161
Signed by President	1174
243 By Committee on Public Health. Eugenics.	
Received, referred	581, 590
Recommended passage	726
On calendar	1159
Amendments filed	1178
Amended, passed; ayes 37, nays 5	1341

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Reported enrolled	1453
Signed by President	1454
244 By Committee on Judiciary. Indictments.	
Received, referred	519, 523
Recommended passage	832
Passed; ayes 29, nays 0	959
Reported enrolled	1043
Signed by President	1043
245 By Knudson. Textbooks.	
Received	991
Referred	1003
246 By Wearin. Cemetery dues.	
Received	932
Referred	936
248 By Hayes. Legislators' expenses.	
Received	1025
Referred	1065
Amendment filed	1068
Amended, passed; ayes 28, nays 19	1143
Reported enrolled	1149
Signed by President	1161
250 By Byers of Linn. Tax payments record.	
Received	846
Referred	847
251 By Byers of Linn. Indexing of liens.	
Received	777
Referred	784
252 By Byers of Linn. Redemption from tax sale.	
Received, referred	539, 549
On calendar	1428
Passed; ayes 33, nays 0	1466
Reported enrolled	1510
Signed by President	1514
254 By Committee on Claims. Dr. Thomas P. Brennan.	
Received, referred	678, 688
Substituted for S. F. 214	975
Passed; ayes 38, nays 0	975
Reported enrolled	1043
Signed by President	1043
255 By Committee on Claims. National Guardian Life Insurance Company.	
Received, referred	678, 689
Substituted for S. F. 218	869
Passed; ayes 42, nays 0	869
Reported enrolled	964
Signed by President	990
257 By Committee on Claims. W. L. Hall.	
Received, referred	678, 689
Recalled from committee	696
Passed; ayes 40, nays 0	696
Reported enrolled	741
Signed by President	775
258 By Committee on Claims. Muscatine and Louisa Counties.	
Received, referred	678, 689
Recommended passage	714
Passed; ayes 28, nays 0	923
Reported enrolled	964
Signed by President	990
260 By Committee on Claims. Wickes Engineering and Construction Company.	
Received	880
Substituted for S. F. 216	884

H. F.	Page
Passed; ayes 39, nays 0	975
Reported enrolled	1043
Signed by President	1043
261 By Dean. Permanent registration of military graves.	
Received	1245
Referred	1265
On calendar	1300
Passed; ayes 35, nays 0	1404
Signed by President	1472
262 By Elliott of Polk. Automobiles and motor cycles used by sheriffs.	
Received, referred	677, 689
Passed; ayes 37, nays 0	1459
Reported enrolled	1510
Signed by President	1514
263 By Hollis. Bus franchises.	
Received, referred	581, 590
Recommended passage	635
Passed; ayes 30, nays 2	749
Reported enrolled	823
Signed by President	823
264 By Committee on Claims. Frederick M. Hull.	
Received	881
Substituted for S. F. 212	884
Amended, passed; ayes 39, nays 0	974
Reported enrolled	1043
Signed by President	1043
265 By Pendray. County uniformity of textbooks.	
Received	1008
Referred to sifting committee	1028
266 By Byers of Fayette. Jail breaking.	
Received	857
Referred to sifting committee	862
On calendar	1113
Passed; ayes 33, nays 3	1128
Reported enrolled	1161
Signed by President	1174
267 By Committee on Judiciary. Condemnation proceedings.	
Received, referred	519, 523
On calendar	1113
Amendments offered, deferred	1129
Amended, passed; ayes 32, nays 11	1329
Reported enrolled	1428
Signed by President	1428
268 By Clark. Etta V. Brall.	
Received	776
Referred	784
On calendar	1180
Passed; ayes 32, nays 0	1274
Reported enrolled	1297
Signed by President	1299
270 By King. Drainage.	
Received	905
Referred to sifting committee	931
276 By Orr. Cattle abortion disease.	
Received	1292
Referred to sifting committee	1294
On calendar	1300
Amendment filed	1352
Amended, passed; ayes 32, nays 3	1385
Reported enrolled	1510
Signed by President	1514

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277 By Lovrien and Byers of Linn. Cherry-Burrell Co.	
Received	776
Referred	785
Recommended passage	834
Passed; ayes 40, nays 0	970
Reported enrolled	1043
Signed by President	1043
279 By Hollingsworth. Bank reports.	
Received	1008
Referred to sifting committee	1029
On calendar	1428
Passed; ayes 36, nays 0	1462
Reported enrolled	1510
Signed by President	1514
283 By Greene. Bridges.	
Received	1331
Referred	1349
Passed; ayes 41, nays 0	1447
Reported enrolled	1527
Signed by President	1527
289 By Johnson of Dickinson. Damages by establishing and vacating county roads.	
Received	776
Referred	785
On calendar	1180
Passed; ayes 41, nays 0	1346
Reported enrolled	1428
Signed by President	1428
291 By Mathews. Uniforms and equipment for police and firemen.	
Received	933
Referred to sifting committee	936
Passed; ayes 28, nays 0	957
Reported enrolled	990
Signed by President	990
293 By Committee on Judiciary. Legal service for highway commission.	
Received, referred	540, 549
Recommended amendment and passage	632
On calendar	1353
Amendment filed	1389
Amended, passed; ayes 42, nays 0	1417
Reconsideration prevailed	1420
Amended, passed; ayes 35, nays 4	1420
Title amended	1421
Received back	1474
Refused to concur	1480
Conference committee	1506
Conference report	1512
Report adopted	1512
Signed by President	1531
301 By Lichty. School sub-districts.	
Received	905
Referred to sifting committee	930
Returned by sifting committee	1111
304 By Committee on Conservation of Resources. Removal of flowers, ferns, shrubs, etc., without consent of owner.	
Received, referred	679, 689
306 By Committee on Dairy and Food. Oleomargarine.	
Received	708
Referred	717
Substituted	717

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307 By Committee on Insurance. Motor carrier insurance.	
Received	714
Substituted for S. F. 313	725
Amendment filed	739
Amended, passed; ayes 29, nays 0	759
Reported enrolled	878
Signed by President	878
316 By Committee on Claims. Henry Schwarck	
Received	881
Substituted for S. F. 323	884
Passed; ayes 38, nays 0	977
Reported enrolled	1043
Signed by President	1043
317 By Committee on Claims. Wm. Sexton, et al.	
Received	880
Substituted for S. F. 304	884
Passed; ayes 42, nays 0	1058
Reported enrolled	1139
Signed by President	1139
319 By Committee on Claims. Mrs. John Laskewitz and G. W. Lyon.	
Received	880
Referred	884
Substituted for S. F. 308	1085
Passed; ayes 41, nays 0	1085
Reported enrolled	1149
Signed by President	1161
320 By Committee on Claims. Carl N. Neiderman.	
Received	880
Substituted for S. F. 306	885
Passed; ayes 42, nays 0	1057
Reported enrolled	1139
Signed by President	1139
321 By Committee on Claims. Claim of Albert Sharp.	
Received	880
Substituted for S. F. 305	885
Amended, passed; ayes 40, nays 0	976
Reported enrolled	1043
Signed by President	1043
322 By Committee on Claims. Kai Sommer.	
Received	880
Referred	885
Substituted for S. F. 309	1074
Amended, passed; ayes 35, nays 0	1064
Insisted	1189
Conference committee	1190
Received back	1331
Conference report	1335
Reported enrolled	1428
Signed by President	1428
325 By Committee on Claims. Gerald L. Bolen.	
Received	905
Referred	931
Substituted for S. F. 303	1152
Passed; ayes 42, nays 0	1152
Reported enrolled	1180
Signed by President	1219
327 By Greene. Expenses of election contest of Ditto vs. Hattendorf.	
Received	1245
Referred	1265
Recommended passage	1295

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Passed; ayes 36, nays 0	1406
Signed by President	1472
328 By Rutledge. Webster county.	
Received	714
Referred	725
Recommended passage	799
Passed; ayes 36, nays 0	802
Reported enrolled	878
Signed by President	878
330 By Smith. Sheldon Armory Company.	
Received	714
Referred	725
Recommended passage	833
Passed; ayes 31, nays 0	924
Reported enrolled	964
Signed by President	990
332 By Reno. City of Des Moines.	
Received	1114
Referred to sifting committee	1117
On calendar	1245
Passed; ayes 36, nays 0	1263
Reported enrolled	1390
Signed by President	1390
335 By Shields. Clarke County.	
Received	708
Referred	717
Recommended passage	832
Passed; ayes 30, nays 0	907
Reported enrolled	964
Signed by President	990
337 By Hansen. Repairs of county buildings.	
Received	776
Referred	785
Passed; ayes 35, nays 0	1098
Reported enrolled	1149
Signed by President	1161
338 By Ryder. Joint fire equipment.	
Received	1245
To sifting committee	1269
On calendar	1353
Passed; ayes 36, nays 0	1398
Reported enrolled	1453
Signed by President	1454
339 By Ryder. Joint fire equipment.	
Received	1292
Referred to sifting committee	1294
On calendar	1353
Passed; ayes 33, nays 0	1399
Signed by President	1472
340 By McIntosh. Muscatine slough.	
Received	905
Referred to sifting committee	931
Passed; ayes 27, nays 0	948
Reported enrolled	990
Signed by President	990
342 By Reimers and Lovrien. Vacation orders in district court.	
Received	905
Referred to sifting committee	931
346 By Bixler. Accepting federal health aid.	
Received	1292
Referred to sifting committee	1294
On calendar	1300
Passed; ayes 34, nays 0	1354
Reported enrolled	1428
Signed by President	1428

H. F.	Page	H. F.	Page
354 By Committee on Suppression of Intemperance. Road-houses.		Reported enrolled	1161
Received	880	Signed by President	1174
Substituted for S. F. 327	885	Sent to Governor	1298
Passed; ayes 28, nays 0	955	380 By Forsling. Compensation of city officers.	
Reported enrolled	990	Received	1393
Signed by President	990	Referred to sifting committee..	1409
356 By Berry. Monroe County Agricultural Society.		382 By Rutledge. Registration.	
Received	1393	Received	1025
Referred	1408	Referred to sifting committee..	1029
Passed; ayes 34, nays 0	1468	On calendar	1300
Reported enrolled	1527	Passed; ayes 41, nays 0	1382
Signed by President	1527	Reported enrolled	1453
359 By Committee on Railroads. Railroads and busses.		Signed by President	1454
Received	905	383 By Committee on Cities and Towns. Tax limitation for commission form cities.	
Substituted for S. F. 267	911	Received	932
Passed; ayes 30, nays 0	911	Referred to sifting committee..	937
Reported enrolled	990	384 By Pendray. Town of Bellevue.	
Signed by President	990	Received	881
360 By Lovrien, et al. Primary road improvement by anticipatory warrants.		Referred to sifting committee..	885
Amended, passed; ayes 55, nays 50	785	Passed; ayes 35, nays 0	978
Received	904	Reported enrolled	1043
Referred to sifting committee..	931	Signed by President	1043
361 By Lichy. Tax sale deeds.		388 By Rutledge. Highway commissioners' salaries.	
Received	933	Received	1411
Referred	936	Referred to sifting committee..	1412
On calendar	1113	Amendment filed	1427
Amendments filed	1243	On calendar	1428
Amended, failed to pass; ayes 14, nays 26	1339	Amended, passed; ayes 35, nays 11	1450
362 By Forsling. Legalizing legal notices published in Sioux City Daily Reporter.		Received back	1487
Received	846	Reported enrolled	1527
Referred to sifting committee..	847	Signed by President	1527
Passed; ayes 36, nays 0	967	389 By Committee on Commerce and Trade. Gasoline—standardizing same—regulations.	
Reported enrolled	1043	Received	1392
Signed by President	1043	Referred to sifting committee..	1408
364 By Forsling. Legalizing.		391 By Hill. City of Charles City.	
Received	846	Received	881
Referred to sifting committee..	847	Referred to sifting committee..	886
Amendments adopted	1089	Amended, passed; ayes 39, nays 0	966
Passed; ayes 38, nays 0	1089	Reported enrolled	1043
Reported enrolled	1180	Signed by President	1043
Signed by President	1219	392 By Hill. Junk piles.	
367 By Simmer and Hall. Municipal utilities.		Received	1292
Received	1087	Referred to sifting committee..	1294
Referred to sifting committee..	1104	Passed; ayes 42, nays 0	1448
371 By Torgeson. Drainage.		Reported enrolled	1510
Received	857	Signed by President	1514
Referred to sifting committee..	862	393 By Forsling. Mechanic's lien.	
Placed	1113	Received	776
Passed; ayes 39, nays 0	1248	Referred	785
Reported enrolled	1297	398 By Hall and Ditto. County and district fairs.	
Signed by President	1299	Received	1025
376 By Ballew. Appanoose county.		Referred to sifting committee..	1029
Received	932	On calendar	1159
Referred to sifting committee..	936	Amendments filed	1178
Proof of publication	963	Passed; ayes 34, nays 13	1342
Passed; ayes 40, nays 0	970	Reported enrolled	1428
Reported enrolled	1043	Signed by President	1428
Signed by President	1043	401 By Nelson of Story. Town of Roland.	
378 By Bixler. Audit of accounts of cities and towns.		Received	776
Received in Senate.		Referred	785
Referred to sifting committee..	937		
Passed; ayes 32, nays 0	1118		

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Recommended passage	833
Proof of publication	963
Passed; ayes 38, nays 0	973
Reported enrolled	1043
Signed by President	1043
402 By Committee on Banks and Banking. Banking.	
Received	881
Referred to sifting committee..	886
Amendments filed	1183
Amendments filed	1158
Amended.....1171, 1173, 1174, 1177	
Amended, passed; ayes 44, nays 5	1182
Title amended	1187
Received back	1243
Senate concurred	1316
Reported enrolled	1428
Signed by President	1428
403 By Committee on Agricul- ture. State aid for farmers' institutes.	
Received	933
Referred to sifting committee..	937
On calendar	1159
Passed; ayes 43, nays 0	1289
Reported enrolled	1390
Signed by President	1390
404 By Reno. Corporations.	
Received	1115
Referred to sifting committee..	1118
On calendar	1180
Passed; ayes 30, nays 0	1270
Reported enrolled	1390
Signed by President	1390
407 By McIlrath. Iowa sheep and wool association.	
Received	1302
Referred to sifting committee..	1349
408 By McIlrath and Wearin. Indigent patients at State Hospital.	
Received	1115
Referred to sifting committee..	1118
410 By Rutledge. Life pre- servers on passenger boats.	
Received	932
Referred to sifting committee..	937
On calendar	1245
Passed; ayes 38, nays 0	1382
Reported enrolled	1453
Signed by President	1454
412 By Reno. Marriage age.	
Received	1007
Referred to sifting committee..	1029
413 By Hill. Board of parole.	
Received	934
Referred to sifting committee..	937
On calendar	1180
Passed; ayes 28, nays 0	1271
Reported enrolled	1390
Signed by President	1390
419 By Dean. County public buildings.	
Received	1087
Referred to sifting committee..	1105
On calendar	1180
Passed; ayes 46, nays 0	1347
Reported enrolled	1428
Signed by President	1428
423 By Nelson of Story. Roads used to transport materials for road construction.	
Received	934
Referred to sifting committee..	937

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424 By Committee on Motor Vehicles and Transportation. Motor trucks.	
Received	813
Referred to motor vehicles	813
Recommended amendment and passage	834
Amendment filed	851
On calendar	1159
Amended, passed; ayes 43, nays 1	1289
Reported enrolled	1428
Signed by President	1428
425 By Committee on Motor Vehicles and Transportation. Record of automobiles in garages.	
Received	934
Referred to sifting committee..	937
On calendar	1113
Passed; ayes 32, nays 0	1280
Reported enrolled	1390
Signed by President	1390
426 By Committee on Motor Vehicles and Transportation. Junked cars.	
Received	933
Referred to sifting committee..	938
On calendar	1113
Passed; ayes 38, nays 0	1282
Reported enrolled	1390
Signed by President	1390
427 By Hubbard. Gambling houses.	
Received	847
Referred to sifting committee..	848
Passed; ayes 39, nays 0	1461
Reported enrolled	1510
Signed by President	1514
428 By Eckles. Marathon con- tests.	
Received	1088
Referred to sifting committee..	1105
429 By Hill. Punch boards.	
Received	1429
Passed; ayes 29, nays 0	1465
Reported enrolled	1510
Signed by President	1514
433 By Committee on Judiciary. Building and loan associa- tions.	
Received	1025
Referred to sifting committee..	1030
On calendar	1300
Passed; ayes 32, nays 0	1397
Reported enrolled	1453
Signed by President	1454
434 By Committee on Judiciary. Distribution of Code, 1924.	
Received	775
Referred	785
Passed; ayes 45, nays 0	843
Reported enrolled	878
Signed by President	878
438 By Committee on Elec- tions. Elections—alternat- ing names on primary ballot.	
Received	933
Referred to sifting committee..	938
Passed; ayes 28, nays 0	956
Reported enrolled	990
Signed by President	990
442 By Torgeson and Ells- worth. Senatorial districts.	
Received	1245
Referred to sifting committee..	1266

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449 By Kline. Davis County.		Referred to appropriations	1350
Received	881	On calendar	1363
Referred to sifting committee	887	Passed; ayes 41, nays 0	1403
Passed; ayes 39, nays 0	967	Signed by President	1472
Reported enrolled	1043	496 By Committee on Claims.	
Signed by President	1043	Julius Boeckh.	
450 By Committee on Elections. Nominations by conventions.		Received	1348
Received	933	Referred to appropriations	1351
Referred to sifting committee	938	On Senate calendar	1363
455 By Hill. Fire marshal and assistants.		Passed; ayes 38, nays 0	1405
Received	934	Signed by President	1472
Referred to sifting committee	938	498 By Committee on Mines and Mining. Special freight rates for mines and agricultural enterprises.	
On calendar	1300	Received	933
Passed; ayes 30, nays 0	1395	Referred to sifting committee	939
Reported enrolled	1453	Passed; ayes 31, nays 0	1095
Signed by President	1454	Reported enrolled	1149
458 By Byers of Linn. Insurance commissioner receiver for liquidating insurance companies.		Signed by President	1161
Received	1115	501 By Committee on Banks and Banking. Investment of funds by trustees, etc.	
Referred to sifting committee	1118	Received	1292
On calendar	1159	Referred to sifting committee	1295
Passed; ayes 36, nays 0	1254	On calendar	1353
Reported enrolled	1297	Amended, passed; ayes 27, nays 16	1416
Signed by President	1299	Reported enrolled	1510
460 By Simmer. Liquor permits.		Signed by President	1514
Received	847	503 By Committee on Schools and Textbooks. Survey of children handicapped physically or mentally	
Referred to sifting committee	848	Received	1354
On calendar	1113	Referred to appropriation	1373
Passed; ayes 27, nays 14	1283	On calendar	1373
Reported enrolled	1390	Passed; ayes 32, nays 0	1394
Signed by President	1390	Reported enrolled	1453
461 By Forsling. Town of Correctionville.		Signed by President	1454
Received	934	504 By Committee on Schools and Textbooks. Additional support to rural schools in districts containing state owned land.	
Referred to sifting committee	938	Received	1008
On calendar	1159	Referred to sifting committee	1029
Passed; ayes 33, nays 0	1256	Called up, deferred	1168
Reported enrolled	1297	Amended, passed; ayes 43, nays 0	1190
Signed by President	1299	Reported enrolled	1297
465 By Istad. Interest on sinking fund for public deposits.		Signed by President	1299
Received	1292	514 By Committee on Judiciary. City of Tama.	
Referred to sifting committee	1295	Received	1008
On calendar	1300	Substituted for S. F. 458	1105
Passed; ayes 36, nays 1	1384	Passed; ayes 30, nays 0	1108
Reported enrolled	1453	Reported enrolled	1180
Signed by President	1454	Signed by President	1219
475 By Forsling. Levy for city musical purposes.		518 By Committee on Judiciary. Harrison county.	
Received	1026	Received	1025
Referred to sifting committee	1030	Referred to sifting committee	1029
480 By Committee on Judiciary. Sheriff's sale of real property.		Placed on calendar	1113
Received	932	Passed; ayes 40, nays 0	1120
Referred to sifting committee	939	Reported enrolled	1161
490 By Committee on Claims. Iowa Industrial Commissioner.		Signed by President	1161
Received	1348	525 By Committee on Ways and Means. Tax on stock of public utility corporations.	
Referred	1350	Received	1088
On calendar	1363	Referred to sifting committee	1105
Passed; ayes 36, nays 1	1402	526 By Committee on Claims. Patricia Jones.	
Reported enrolled	1622	Received	1354
Signed by President	1472	Referred to appropriations	1373
495 By Committee on Claims. One Hundred Thirty-third Infantry, 168th Infantry and 113th Cavalry.			
Received	1348		

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On calendar	1373
Amended, passed; ayes 38, nays 0	1449
Reported enrolled	1356
Signed by President	1356
527 By Committee on Claims. C. T. Hopper Furniture Co.	
Received	1511
Passed; ayes 35, nays 1	1513
Reported enrolled	1534
Signed by President	1534
528 By Committee on Claims. Mrs. George Robinson.	
Received	1486
Referred to appropriations	1496
Passed; ayes 47, nays 2	1499
Reported enrolled	1527
Signed by President	1527
529 By Committee on Claims. William J. Hudgel.	
Received	1485
Referred to appropriations	1496
Passed; ayes 40, nays 1	1498
Reported enrolled	1527
Signed by President	1527
531 By Sifting Committee. In- surance of buildings against damage by airplanes.	
Received	1109
Referred to sifting committee	1110
On calendar	1245
Amendment filed	1278
Amended, passed; ayes 41, nays 0	1371
Reported enrolled	1510
Signed by President	1514
534 By Sifting Committee. County and district fairs.	
Received	1114
Referred to sifting committee	1117
On calendar	1180
Amendment filed	1217
Amended, passed; ayes 32, nays 0	1272
Reported enrolled	1390
Signed by President	1390
535 By Sifting Committee. Air- craft.	
Received	1147
Referred to sifting committee	1147
On calendar	1245
Passed; ayes 44, nays 0	1377
Reported enrolled	1453
Signed by President	1454
537 By Committee on Claims. Claims in favor of certain veterinarians.	
Received	1487
Referred to appropriations	1497
Passed; ayes 45, nays 0	1506
Reported enrolled	1527
Signed by President	1527

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538 By Committee on Claims. Bovine tuberculosis.	
Received	1487
Referred	1497
Passed; ayes 41, nays 1	1500
Reported enrolled	1527
Signed by President	1527
539 By Committee on Claims. Clear Lake Electric Light & Power Company.	
Received	1487
Referred to appropriations	1497
Passed; ayes 39, nays 2	1507
Reported enrolled	1527
Signed by President	1527
540 By Committee on Claims. Emmet county.	
Received	1348
Referred to appropriations	1350
Passed; ayes 38, nays 0	1406
Reported enrolled	1472
Signed by President	1472
541 By Committee on Claims. Minnie E. Johnson and Emma McNulty.	
Received	1411
Referred	1412
Substituted for S. F. 483	1437
Amended, passed; ayes 36, nays 0	1468
Reported enrolled	1527
Signed by President	1527
543 By Sifting Committee. Membership in National Drainage Association.	
Received	1474
Referred to sifting committee	1496
Passed; ayes 38, nays 0	1479
Reported enrolled	1527
Signed by President	1527
544 By Committee on Appro- priations. Omnibus appro- priation bill.	
Received	1520
Referred	1523
Amended	1525
Passed; ayes 38, nays 0	1526
Insisted	1530
Conference committee	1530
Conference report adopted	1534
Reported enrolled	1544
Signed by President	1544
546 By Sifting Committee. Ap- propriation for repair of vot- ing machine in house and for salary increase for certain state officers.	
Received	1547
Amended, passed; ayes 27, nays 0	1552
Reported enrolled	1554
Signed by President	1554

SENATE RECORD ON SENATE JOINT RESOLUTIONS

S. J. R.	Page
1 By Stoddard. Compensation of additional employees of General Assembly.	
Introduced	127
Passed; ayes 43, nays 0	128
Received back	132
Reported enrolled	146
Signed by President	147
Sent to Governor	147
Approved by Governor	153

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2 By Moen. Constitutional amendment—vacancies in the General Assembly.	
Introduced, referred	136
Passed; ayes 39, nays 5	445
3 By Shaff. Constitutional amendment—income or occu- pational taxation.	
Introduced, referred	162

S. J. R.	Page	S. J. R.	Page
Recommended passage	524	Received back	1115
Withdrawn	866	Reported enrolled	1180
4 By Stanley. Commission to secure information on public school system.		Signed by President	1180
Introduced, referred	392	Sent to Governor	1181
Recommended amendment and passage	1300	Approved by Governor	1244
Withdrawn	1394	9 By Committee on Conserva- tion. State park at Spirit Lake.	
5 By Frailey. County homes and old age pensions.		Introduced, referred	1191
Introduced, referred	521	Recommended amendment and passage	1226
Recommended indefinite post- ponement	1157	Amendment adopted	1257
6 By Shaff. Constitutional amendment—debts of the state.		Passed; ayes 34, nays 2	1257
Introduced, referred	553	Received back	1392
7 By Shaff. Constitutional amendment, indebtedness.		Concurred	1435
Introduced, referred	553	Reported enrolled	1511
8 By Committee on Ways and Means. Acceptance of Cap- per-Ketcham Federal Act.		Signed by President	1511
Introduced, referred	990	Sent to Governor	1511
Passed; ayes 36, nays 0	1093	10 By Committee on Judiciary No. 2. Constitutional amend- ment—contracting indebted- ness in excess of \$250,000.	
		Introduced, referred	1265
		On calendar	1300
		Amendments filed	1357
		Amended, passed; ayes 36, nays 6	1366

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H. J. R.	Page	H. J. R.	Page
1 By McCaulley. Compensa- tion of officers of the Forty- third General Assembly.		Reported enrolled	1390
Received in Senate	124	Signed by President	1390
Passed; ayes 46, nays 0	126	9 By Dayton, et al, of Dick- inson. Committee to study methods of raising revenue for the state.	
Reported enrolled	146	Received in Senate	1473
Signed by President	147	Amended, passed; ayes 45, nays 0	1501
4 By Albert. Constitutional amendments—publication of.		Received back	1527
Received in Senate	1114	House amendment to Senate amendment tabled	1538
Referred to sifting committee ..	1117	President ruled House amend- ment could not be tabled	1540
6 By Committee on Roads and Highways. Improvement of highways and payment there- of.		Refused to concur in House amendments to Senate amendments	1540
Received in Senate	1027	Conference committee	1544
Referred to sifting committee ..	1030	Conference report	1549
Amendment filed	1105	Report adopted	1550
On calendar	1113	Reported enrolled	1554
Amendments filed	1297	Signed by President	1554
Passed; ayes 38, nays 10	1320		

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- No. 2.—For committee on inauguration, 7.
- No. 3.—Codes for committees and press representatives, 96.
- No. 4.—Lincoln's birthday, 127, 206.
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- No. 2.—On additional employes, 12.
- No. 3.—Uniforms for pages, 53.
- No. 4.—Joint rules, 152.
- No. 5.—Marketing live stock, 285, 344.
- No. 6.—Greeting to President Hoover, 496.
- No. 7.—Federal aid for highways, 638, 906.
- No. 8.—Taxation of shares of national banks, 881, 1336.
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- No. 13.—Hospital at Knoxville, 1482.
- No. 14.—Chairs, 1482.
- No. 16.—Drainage, 1538.

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- John F. Webber memorial, 92.
- George S. Allyn memorial, 124.
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- F. M. Molesberry memorial, 312.
- E. L. Hogue memorial, 477.
- William B. Allison one hundredth anniversary, 498.
- S. C. Rees memorial, 578.
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- Claim of Morgan Dabney. 493, committee on claims.
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- Claim of Emmet county. 495, committee on claims.
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- Expenses of members of General Assembly. 500, committee on appropriations.
- Legal services of Stipp, Bannister & Starzinger and Senneff, Bliss, Witmer & Senneff. 506, committee on appropriations.
- Voting machine and increase in salaries of certain state officers. 546, sifting committee.

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- Claim of. 472, committee on claims.

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- Compensation of extra help. J. R. 1, Stoddard.

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- Board of assessment and review. 76, Benson and Rigby.

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- Requiring state audit of schools. 34, Benson.
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- State auditing of school accounts. 34, Benson.
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- Additional kinds of auto insurance. 107, Carden.
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- Finger printing intoxicated drivers. 210, Doran.
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BOARD OF HEALTH (County)—

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On inland waters—noise regulations. 300, committee on fish and game.

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- Maintenance of primary roads in cities and towns—payment by highway commission compulsory. 287, Shaff.
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- Municipal public improvements—appeals to budget director. 339, committee on cities and towns.
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- Superior judges' salary in cities of 45,000, shared equally by state, county and city. 357, Beatty.
- Auditing accounts of waterworks trustees. 360, Wilson of Polk.
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- (All listed under appropriations.)
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- Computing fees in settling estates. 51, Merritt.
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- Bonds for memorials—when payable. 250, committee on code revision.
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COMPENSATION OF PUBLIC OFFICERS—

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Township trustees' compensation divided between roads and general fund. 137, McLeland.

County superintendent of school's salary to be fixed by county board of education. 141, Blackford.

County recorders' salary increased to \$2,800 in counties of 65,000 to 90,000. 221, committee on compensation of public officers.

County engineer—funds salary may be paid from. 330, Bissell.

Superior judges' salary—\$3,000 in cities of 45,000 or less, paid equally by city, county and state. 357, Beatty.

Allowance for automobile—10c per mile. 388, Merritt.

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State officials—increasing salaries. 456, committee on compensation of public officers.

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CONCEALED WEAPONS—

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CORPORATIONS (PRIVATE)—

(For municipal corporations, see "cities and towns," or "counties and townships.")

Limit of indebtedness. 6, Lange.
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 Financial statement and when filed. 240, committee on corporations.
 Revival of corporate existence of state and savings banks. 241, Committee on corporations.
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CORRECTIONAL INSTITUTIONS—

Establishing correctional farm at Clive. 380, Bergman.

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Practice of—instruction in—license fees. 189, Stoddard.

COUNTY AND TOWNSHIP AFFAIRS—

Levy for repairs of county buildings. 9, McLeland.
 Taxing state parks for county and local purposes. 20, Patterson and Gunderson.
 Increased allowance for support of indigent tubercular patients. 29 and 83, Lange.
 Purchase of drainage tax certificate by supervisors. 31, Lange.
 County cemeteries. 43, Carden.
 Bonds issues requiring 60 per cent for. 49, Lowe.
 Counties of 80,000 or more to levy tax for widowed mother's pension. 40, Clark of Linn.
 Increased rate to newspapers for publishing official proceedings. 46, Lange.
 Salaries of deputies (auditor, treasurer, clerk) in counties having city of 36,000 or over. 84, Rogers.
 Drainage right of way through an adjoining state. 103, Blackford.
 Township trustees' compensation from road and general funds. 137, McLeland.
 County budget bill. 142, Wilson of Polk.
 Surety bonds of county employees to be paid by county. 185, Gunderson.
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- Rural public utilities. 205, Thompson.
- County recorder's salary \$2,800 in counties of 65,000 to 90,000. 221, committee on compensation of public officers.
- County aid to farm aid association. 293, committee on agriculture.
- County engineer—funds salary may be paid from. 330, Bissell.
- Deputy sheriffs—a resident deputy in each city over 5,000 population, which is not a county seat city. 342, Wilson of Page.
- County buildings—repairs up to \$25,000 without submission to vote. 346, Kimberly.
- County homes—commission to investigate. J. R. 5, Fralley.
- Superior judges' salary in cities of 45,000 or less shared equally by city, county and state. 357, Beatty.
- Free medical service to the poor by county. 392, Wilson of Polk.
- County unit plan for public health work. 393, Gunderson and Rogers.
- Township officers—time of filing for election. 438, committee on elections.
- County recorder—salary in counties with less than 25,000. 455, committee on compensation of public officers.
- County primary road indebtedness. 439 and 480, committee on highways.
- County secondary road indebtedness. 479, committee on highways.

COURT AND COURT PROCEDURE—

- Defendant's failure to testify. 7, Wilson of Page.
- Filing of claims in assignment for benefit of creditors. 37, Wilson of Polk.
- Challenges to jurors for cause. 65, Lange.
- Additional copies of court calendar. 93, Wilson of Polk.
- No appeal unless amount involved exceeds \$500.00. 117, Bergman.
- Approval of appeal bonds. 130, Thompson.
- Felony, committed while armed. 180, Anderson.
- Municipal court turning unclaimed fees to city treasurer. 272, Wilson of Polk.
- Joint indictments and separate trials. 275, Wilson of Page.
- Probation officers—additional help in cities of 125,000 or more. 324, Wilson of Polk.
- Forms of indictments and bills of particulars. 326, Gilchrist and Clark of Linn.
- Superior courts—jurisdiction—criminal action—fees—challenges—appeals—filing of information. 329, Wilson of Page.
- Insanity as defense in criminal cases. 340, Clark of Cerro Gordo.
- Municipal court jurisdiction in civil matters up to \$10,000. 347, Doran.
- Entering in encumbrance book notice of levy of execution. 350, Clark of Linn.
- Depositions in equitable actions. 355, Clark of Linn and Gilchrist.
- Service of original notice on foreign banks. 386, Wilson of Page.
- Surety on bonds—petition for release. 476, committee on judiciary No. 1.
- Bonds in attachment suits. 481, committee on judiciary No. 1.

CURATOR (State)—

- Directing the purchase and preservation of early historical material of the late George Shull. 367, Ickis.

DABNEY, MORGAN—

- Claim of. 493, committee on claims.

DALLAS COUNTY—

- Legalizing transfer of certain funds. 122, Bissell.

DEAD ANIMALS—

- Cooked before feeding to hogs. 97, Shaff.

DEBTS—

- Certain changes in debtor exemptions. 60, Doran.

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Legalizing transfer of insane fund. 24, Ickis.
 Legalizing transfer of court expense fund. 25, Ickis.

DEEDS—

Uniform conveyance blanks. 114, Clark of Cerro Gordo.
 Tax sale deeds. 353, Rogers.

DEPOSITIONS—

In equitable actions. 355, Clark of Linn and Gilchrist.

DES MOINES COLISEUM CO.—

Claim of. 429, committee on claims.

DEVITT, JAMES A.—

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DOCKS (PUBLIC)—

Tax for docks in cities of 30,000 or less. 42, Fralley.
 Rules and regulations of—and their enforcement. 227, Lange and Topping.
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DONNELLSON—

Legalizing a franchise given Iowa-Illinois Telephone Co. 158, Topping.

DRAINAGE—

Obtaining a right of way through an adjoining state for drainage. 103, Blackford.
 Purchase of drainage tax certificates by supervisors or by drainage trustees. 31, Baird.
 Drainage repairs—reassessment. 395, Gilchrist.
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DREW, WM.—

Claim of. 304, committee on claims.

DRUGGISTS—

Liquor permit, once cancelled for violation, not renewable for ten years. 105, Lange.

DRUGS AND MEDICINES—

Vending drugs and medicines without license. 286, Carden.
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Regulation of. 296, Bergman.

EDUCATIONAL INSTITUTIONS—

Tabor college for a normal school. 55, Wilson of Page.
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ELDON—

Legalizing a franchise given Iowa-Illinois Telephone Co. 158, Topping.

ELDORA—

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Land title to G. J. Graf. 14, Benson.

Confirming land title issued Thomas F. Stevens. 45, Brush.

Land title to Herman Colyn. 116, Clark of Marion.

To land to heirs of G. L. Severs. 208, Carroll.

Deeding Muscatine slough to city of Muscatine. 338, Thompson.

PEACE OFFICERS—

Civil service to chief of police. 22, Lange and Clark of Cerro Gordo.

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Committee assignments.....	106, 1174, 1354, 1471,	1506
Petitions presented.....	214, 224,	1023
Amendments offered.....	308, 322, 347, 372, 379, 385, 386, 466, 500,	
541, 547, 577, 643, 645, 681, 851, 874, 899, 1016, 1021, 1033, 1038,		
1131, 1149, 1211, 1289, 1389, 1390, 1415, 1418, 1421, 1427, 1444,		1450
Resolutions offered.....		137
Motions made.....	14, 138, 235, 309,	
322, 400, 425, 466, 548, 581, 642, 643, 644, 645, 684, 685, 692, 777,		
863, 1022, 1039, 1041, 1124, 1125, 1126, 1127, 1129, 1130, 1140,		
1141, 1142, 1143, 1145, 1146, 1149, 1150, 1151, 1158, 1179, 1223,		
1224, 1229, 1241, 1242, 1320, 1325, 1354, 1417, 1419, 1420, 1439,		
1440, 1441, 1444, 1446, 1450, 1451, 1480, 1481, 1505, 1506, 1510,		1537
Leave of absence granted.....	47, 49, 110, 130, 166, 175, 183, 224, 252,	347
Raised point of order.....		888
Explanation of action in withdrawing S. J. R. 3.....		867

SHANE, FRANK—Senator Thirteenth District.

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Bills introduced.....	S. F. 111, 273, 365, 379,	560
Committee assignments.....	93, 107, 802, 1182, 1409,	1525
Amendments offered.....	639, 685, 689, 704, 762,	1342
Resolutions offered.....		7, 92,
Motions made.....	4, 7, 92, 108, 109,	
149, 248, 261, 288, 289, 298, 322, 334, 336, 337, 354, 366, 389, 479,		
492, 520, 548, 582, 610, 618, 619, 685, 690, 712, 718, 723, 738, 739,		
762, 763, 768, 769, 780, 803, 852, 878, 900, 969, 970, 988, 997, 1011,		
1014, 1022, 1034, 1138, 1218, 1254, 1255, 1283, 1284, 1290, 1297,		
1298, 1342, 1343, 1355, 1360, 1361, 1362, 1363, 1427, 1471, 1479,		1480
Leave of absence granted.....		281
Raised point of order.....	530, 582, 845, 1018,	1214

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Committee appointed.....	822	
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S. F. 169.....	284
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STANLEY, F. C.—Senator Fourteenth District.

Bills introduced.....S. F. 71, 86, 135, 159, 160, 190, 191, S. J. R.	4
Committee assignments	7, 107
Amendments offered	264, 889
Motions made	208, 231, 233, 263, 264, 335, 625, 626, 648, 649, 797, 865, 1055, 1056, 1098, 1099, 1123, 1124, 1168, 1255, 1341, 1342, 1394
Leave of absence granted	49, 290

STODDARD, BERTEL M.—Senator Thirty-second District.

Bills introduced	S. F. 10, 54 100, 124, 125, 126, 127, 129, 170, 189, 277, 294, 405, 406, 509, S. J. R.	1
Committee assignments .....	.....13, 107, 320, 1023, 1182, 1354, 1471, 1502, 1530, 1546, 1547, 1551, 1558	
Petitions presented	418, 657, 691, 724, 771, 772, 853, 1023, 1113	
Amendments offered .....	.....191, 262, 387, 532, 574, 591, 650, 683, 702, 706, 974, 980, 983, 986, 987, 1002, 1004, 1005, 1010, 1011, 1012, 1046, 1152, 1234, 1368, 1465, 1469, 1509, 1552	
Resolutions offered .....	.....738, 1316, 1471	
Motions made .....	.....1, 49, 50, 126, 128, 129, 163, 164, 179, 180, 190, 191, 201, 231, 232, 262, 341, 373, 444, 447, 448, 466, 467, 507, 577, 582, 610, 626, 627, 628, 629, 696, 778, 782, 844, 856, 876, 906, 943, 949, 950, 951, 952, 953, 954, 962, 967, 974, 979, 987, 992, 995, 998, 1008, 1012, 1013, 1015, 1041, 1046, 1054, 1055, 1056, 1061, 1062, 1063, 1075, 1078, 1081, 1127, 1128, 1138, 1158, 1252, 1253, 1256, 1257, 1262, 1263, 1318, 1334, 1335, 1338, 1339, 1357, 1358, 1361, 1370, 1426, 1464, 1465, 1477, 1498, 1500, 1502, 1508, 1509, 1510, 1516, 1517, 1525, 1526, 1527, 1530, 1532, 1535, 1536, 1538, 1540, 1541, 1545, 1546, 1550, 1552, 1553	
Leave of absence granted .....	.....92, 130, 135	

TABOR, GEO. W.—Senator Twenty-third District.

Bills introduced	S. F.	187
Committee assignments		107
Petitions presented		361
Amendments offered		1143
Resolutions offered		96
Motions made13, 96, 842, 843, 978, 979, 1143,	1144

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THOMPSON, RALPH U.—Senator Twentieth District.

Bills introducedS. F. 56, 101, 102, 130, 157, 205, 232, 281, 288, 338,	387
Committee assignments	107, 313
Amendments offered	576, 624, 642, 770, 988, 1000, 1041, 1045, 1126, 1175, 1184, 1186, 1231, 1233, 1234
Resolutions offered	312
Motions made	313, 389, 468, 469, 507, 508, 622, 623, 923, 924, 925, 926, 945, 946, 948, 949, 999, 1040, 1150, 1177, 1375
Leave of absence granted	52, 130, 166, 239, 266, 281

TOPPING, CLYDE H.—Senator Ninth District.

Bills introduced	S. F. 85, 158, 227, 228, 266, 267, 354,	398
Committee assignments	6, 13, 107, 802, 1409,	1506
Petitions presented		202
Amendments offered .....	.....140, 1215,	1233
Motions made .....	.....6, 156, 251, 342, 343, 585, 586, 621, 622, 864, 911, 912, 913, 957, 958, 1139, 1191, 1232, 1279,	1377
Leave of absence granted .....	.....92, 135,	318

ULSTAD, OSCAR—Senator Thirty-seventh District.

Bills introduced	S. F. 167, 209,	268
Committee assignments .....	.....1, 107, 124,	578

Amendments offered	999, 1290
Motions made	369, 443, 444, 928, 929, 940, 1094, 1284
Leave of absence granted	49
Explained vote	380

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WILSON, DENVER L.—Senator Seventh District.

Bills introduced.....S. F. 9, 55, 62, 139, 275, 329, 335, 342, 343, 376,	386
Committee assignments	1, 107, 272, 578, 1506
Petitions presented	192, 502
Amendments offered	308, 373, 386, 543, 643, 686, 698, 700, 721, 763, 988, 1000, 1009, 1039, 1133, 1136, 1145, 1203, 1222, 1330, 1333, 1364
Resolutions offered	271, 578
Motions made 1, 129, 148, 223, 272, 274, 288, 370, 373, 471, 505, 547, 578, 603, 684, 686, 856, 864, 876, 888, 1140, 1274, 1275, 1333, 1334, 1352,	1536
Leave of absence granted	175, 252
Raised point of order	423, 430, 543, 1158

WILSON, GEO. A.—Senator Thirtieth District.

Bills introduced ...S. F. 37, 38, 72, 73, 93, 94, 142, 146, 164, 179, 196, 255, 272, 274, 324, 325, 333, 334, 359, 360, 361, 362, 363, 390, 391,	392	
Committee assignments	8, 108, 124, 313, 1296, 1409, 1551	
Petitions presented	533, 534, 1113	
Amendments offered	238, 260, 319, 278, 429, 558, 574, 575, 576, 583, 617, 642, 703, 704, 734, 750, 764, 765, 819, 837, 839, 842, 851, 986, 1068, 1136, 1166, 1178, 1179, 1183, 1186, 1218, 1234, 1249, 1251, 1297,	1416
Resolutions offered	145	
Motions made	108, 138, 149, 172, 191, 234, 324, 332, 333, 434, 442, 443, 460, 461, 484, 485, 492, 504, 529, 583, 584, 601, 604, 605, 617, 618, 623, 625, 630, 631, 679, 681, 683, 687, 750, 751, 755, 756, 764, 765, 766, 781, 873, 876, 965, 1073, 1097, 1107, 1108, 1112, 1123, 1167, 1168, 1176, 1231, 1232, 1233, 1234, 1235, 1236, 1246, 1248, 1250, 1251, 1259, 1260, 1263, 1264, 1267, 1268, 1270, 1298, 1363, 1365, 1396, 1397, 1400, 1401, 1415, 1416, 1434, 1435, 1443, 1456, 1459, 1464, 1505, 1508, 1517, 1518, 1521,	1529
Leave of absence granted	49	
Raised point of order	1536	